

Agenda Item 12

Discussion of new rulemaking procedure per State Rules Act.

November 16, 2017

Background

- During the 2017 Regular Legislative Session, House Bill 58, Relating to Rules; creating requirements for posting, adopting, amending or repealing rules was passed.
- Bill was signed into law by Governor and became effective July 2017.
- Section of the law allows for each agency/commission to adopt procedure rules for public rule hearings consistent with the State Rules Act.

Discussion / Purpose

- The Department is requesting the adoption of a new section of rule to establish procedural rules for public rule hearings.
- The new rule would:
 - Describe the initiation process of rulemaking
 - Prescribe what is required in the Rulemaking Notice
 - Provide for a public comment period of at least 30 days
 - Describe the process of the public hearing
 - Requirements of the rulemaking record and adoption
 - Filing deadlines and effective dates of newly adopted or repealed rules
 - Emergency Rules

Questions

