

2013 -- H 6096 SUBSTITUTE A

LC02532/SUB A

STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2013

A N A C T

RELATING TO STATE AFFAIRS AND GOVERNMENT - ADMINISTRATIVE PROCEDURES

Introduced By: Representatives Lima, Mattiello, Marcello, Malik, and Casey

Date Introduced: May 09, 2013

Referred To: House Judiciary

It is enacted by the General Assembly as follows:

1 SECTION 1. Chapter 42-35 of the General Laws entitled "Administrative Procedures" is
2 hereby amended by adding thereto the following section:

3 **42-35-2.6. Oversight committee records.** – Any bill enacted into law that calls for the
4 promulgation of rules and regulations necessary for the implementation of the provisions of the
5 law by any agency of the state shall have a copy of the law transmitted to the house and senate
6 oversight committees, which shall keep a public record as to which state agency is responsible for
7 the promulgation of the rules and regulations, and the date of enactment into law.

8 SECTION 2. Chapter 42-20 of the General Laws entitled "Administration of State
9 Departments" is hereby amended by adding thereto the following section:

10 **42-20-17. Implementation of rules and regulations.** – (a) Whenever, pursuant to
11 statute, any state agency is required to promulgate rules and regulations, said state agency shall
12 promulgate said rules and regulations by the first day of the next legislative session. Rules and
13 regulations not promulgated in a timely fashion shall require a written communication submitted
14 to the clerk of the house and senate oversight committees indicating the reason for the delay from
15 the agency responsible for the submission of said rules and regulations.

16 (b) Upon promulgation of rules and regulations pursuant to this section, the director or
17 his or her designee shall cause a copy of such rules and regulations to be delivered to the clerk of
18 the house oversight committee and the clerk of the senate government oversight committee for

1 [review.](#)

2 SECTION 3. This act shall take effect upon passage.

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EXPLANATION
BY THE LEGISLATIVE COUNCIL
OF

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RELATING TO STATE AFFAIRS AND GOVERNMENT - ADMINISTRATIVE
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1 This act would require that departments, when required, promulgated their rules and
2 regulations timely and requires the house of representatives and senate oversight committee to
3 keep a public record of the rules and regulations adopted by each state agency, whenever a law is
4 passed requiring the state agency to implement a provision of law.

5 This act would take effect upon passage.

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