

2018 -- H 8208

LC005677

STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2018

A N A C T

RELATING TO STATE AFFAIRS AND GOVERNMENT - ADMINISTRATIVE PROCEDURES

Introduced By: Representatives Lima, Kennedy, Marshall, Diaz, and Shekarchi

Date Introduced: May 17, 2018

Referred To: House Judiciary

It is enacted by the General Assembly as follows:

1 SECTION 1. Chapter 42-20 of the General Laws entitled "Administration of State
2 Departments" is hereby amended by adding thereto the following section:

3 **42-20-17. Implementation of rules and regulations.**

4 (a) Whenever, pursuant to law, any state agency is required to promulgate rules and
5 regulations, the state agency shall promulgate said rules and regulations by the first day of the
6 next legislative session. Rules and regulations not promulgated in a timely fashion, shall require a
7 written communication submitted to the clerks indicating the reason for the delay from the agency
8 responsible for the submission of their rules and regulations.

9 (b) Upon the promulgation of rules and regulations pursuant to this section, the director,
10 or designee, shall cause a copy of the rules and regulations to be delivered to the clerk of the
11 house oversight committee, and the clerk of the senate government oversight committee for
12 review.

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

15 **42-35-2.13. Oversight committee records.**

16 Any bill enacted into law that calls for the promulgation of rules and regulations,
17 necessary for the implementation of the provisions of the law by any agency of the state, shall
18 have a copy of the law transmitted to the house oversight committee and senate government

1 [oversight committee, which shall keep a public record as to which state agency is responsible for](#)
2 [the promulgation of the rules and regulations, and the date of enactment into law.](#)

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

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EXPLANATION
BY THE LEGISLATIVE COUNCIL
OF

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1 This act would require state departments, when required by law, to timely promulgate
2 their rules and regulations, and would also require the house of representatives and senate
3 oversight committees to keep a public record of the rules and regulations adopted by each state
4 agency. This act would further require that the state agencies promulgate the rules and regulations
5 by the first day of the next legislative session.

6 This act would take effect upon passage.

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