

2001 SENATE BILL 116

March 28, 2001 – Introduced by Senators MOEN, BURKE, BRESKE, HARSDORF, SCHULTZ and ROSENZWEIG, cosponsored by Representatives SUDER, KESTELL, SHERMAN, HUBER, MUSSER, RYBA, J. LEHMAN, KREIBICH, PLOUFF, SYKORA, TURNER, STASKUNAS, PETROWSKI, SERATTI and POWERS. Referred to Joint committee for review of Administrative Rules.

1 **AN ACT to amend** 227.19 (2) of the statutes; **relating to:** notification to the
2 legislature of a proposed rule.

Analysis by the Legislative Reference Bureau

Under current law, after an agency has submitted a proposed rule to the legislative council staff and has conducted any public hearing regarding the proposed rule, the agency may make changes in the rule to reflect suggestions of the legislative council staff or of the persons who submitted comments at the public hearing. Once the agency has prepared the proposed rule in final draft form, current law requires the agency to submit the proposed rule to the presiding officer of each house of the legislature. The agency must also submit a copy of any recommendations made by the legislative council staff and an analysis of the proposed rule, including an explanation of the need for the rule and of any modifications made in the rule as the result of the public hearings. Within seven working days after receipt of the rule and analysis, the presiding officer of each house of the legislature is required under current law to refer the rule and analysis to a legislative standing committee or to a joint legislative committee, except the joint committee for review of administrative rules, for review.

Currently, if the agency submits the notice containing the final draft form of the rule and the analysis on or after November 1 of the even-numbered year, the notice is considered received on the first day of the next regular session, which is in January of the next year. The presiding officer of each house of the legislature has seven days after the first day of that next regular session to refer the rule and analysis to a legislative committee for review. This bill changes the date on or after which the

