§8053-A. Notice to legislative committees

1. Proposed rules. At the time of giving notice of rulemaking under section 8053 or within 10 days following the adoption of an emergency rule, the agency shall provide to the Legislature, in accordance with subsection 3, a fact sheet providing the information as described in section 8057-A, subsection 1 and a written notice identifying whether the proposed rule or adopted emergency rule is a routine technical rule or a major substantive rule as defined in subchapter 2-A.

A. If an agency determines that a rule that it intends to adopt will be substantively different from the proposed rule, it shall provide the Legislature with a revised fact sheet with the information defined in section 8057-A, subsection 1, as it relates to the substantively different rule. The revised fact sheet must be provided to the Legislature in accordance with subsection 3. [PL 2025, c. 384, §16 (AMD).]

B. [PL 1989, c. 574, §5 (RP).]

C. [PL 1989, c. 574, §5 (RP).]

D. [PL 1989, c. 574, §5 (RP).]

[PL 2025, c. 384, §16 (AMD).]

2. Regulatory agenda. The agency shall provide copies of its agency regulatory agenda, as provided in section 8060, to the Legislature at the time that the agenda is issued.
[PL 1989, c. 574, §5 (RPR).]

3. Submission of materials to the Legislature. When an agency, pursuant to subsection 1 or 2, provides materials to the Legislature, it shall provide them to the Executive Director of the Legislative Council, who shall refer the materials to the appropriate committee or committees of the Legislature for review. The agency shall provide sufficient copies of the materials for each member of the appropriate committee or committees.
[PL 1989, c. 574, §5 (NEW).]

4. Adopted rules. When an agency adopts rules, it shall provide a copy of the adopted rules, the statement required by section 8052, subsection 5-B and the checklist required by section 8056-A to the Secretary of State who shall compile the adopted rules by agency.
[PL 2025, c. 384, §17 (AMD).]

5. Annual report of rule-making activity. By February 1st of each year, the Secretary of State shall provide the Executive Director of the Legislative Council a copy of the annual report required under section 8056-A, subsection 3.

A. [PL 2025, c. 384, §18 (RP).]

B. [PL 2025, c. 384, §18 (RP).]

C. [PL 2025, c. 384, §18 (RP).]

D. [PL 2025, c. 384, §18 (RP).]

E. [PL 2025, c. 384, §18 (RP).]

F. [PL 2025, c. 384, §18 (RP).]

[PL 2025, c. 384, §18 (AMD).]

6. Authority to report out legislation. After each appropriate joint standing committee of the Legislature has received a list of rule-making activity pursuant to subsection 5, the committee may require an agency to appear before the committee, and the committee may report out legislation in the same legislative session in which the report is received to adjust rule-making authority related to the rules adopted in the previous calendar year.
[PL 2011, c. 479, §4 (NEW).]

SECTION HISTORY

PL 1985, c. 270 (NEW). PL 1985, c. 528 (AMD). PL 1985, c. 680, §§3,4 (AMD). PL 1985, c. 737, §B13 (AMD). PL 1987, c. 402, §§A60,A61 (AMD). PL 1989, c. 574, §5 (RPR). PL 2011, c. 479, §4 (AMD). PL 2019, c. 146, §6 (AMD). PL 2025, c. 384, §§16-18 (AMD).

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