

RÉSUMÉ DIGEST

ACT 442 (HB 221)

2023 Regular Session

Wright

Existing law, the Administrative Procedure Act, establishes procedures for the adoption of rules by executive branch agencies. Provides procedures for regular rule making and emergency rule making, including notice to the legislature, and provides time periods for legislative oversight. Further requires each agency to submit an annual report of rule making activities to the appropriate legislative oversight committee no later than 30 days prior to the beginning of each regular session.

Existing law specifies the standing committees of the legislature that have oversight over rules from specific agencies and provides for the presiding officers to determine the appropriate committee for agencies not specified. Requires the chairman of each standing committee to which rulemaking reports are submitted to appoint an oversight subcommittee and authorize the oversight subcommittee to conduct hearings of all rules proposed for adoption, amendment, or repeal. Provides procedures and time periods with respect thereto. Existing law further specifies that a standing committee may, at any time, exercise the powers granted to an oversight subcommittee.

New law authorizes each presiding officer of the legislature to establish a select committee on oversight for his house of the legislature, which may exercise the same power and authority granted under the provisions of existing law to a standing committee or to an oversight subcommittee of a standing committee if the chairman of the standing committee or oversight subcommittee notifies the select committee, no later than the seventh day of the committee's oversight period, that his committee will not hold a hearing on the proposal.

Effective January 8, 2024.

(Adds R.S. 49:966(O))