
HOUSE BILL No. 1912

DIGEST OF INTRODUCED BILL

Citations Affected: IC 4-22-2-28.

Synopsis: Administrative rulemaking. Requires a state agency to submit to the legislative services agency a proposed rule with an estimated economic impact greater than \$250,000 on regulated entities. Requires the legislative services agency to conduct a fiscal analysis concerning the effect that compliance with the proposed rule will have on the: (1) state; and (2) entities regulated by the proposed rule. (Current law provides that the economic impact must be greater than \$500,000.)

Effective: July 1, 2003.

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January 23, 2003, read first time and referred to Committee on Appointments and Claims.

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First Regular Session 113th General Assembly (2003)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2002 Regular or Special Session of the General Assembly.

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HOUSE BILL No. 1912



A BILL FOR AN ACT to amend the Indiana Code concerning state offices and administration.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 4-22-2-28 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE JULY 1, 2003]: Sec. 28. (a) The Indiana
3 economic development council may review and comment on any
4 proposed rule and may suggest alternatives to reduce any regulatory
5 burden that the proposed rule imposes on businesses. The agency that
6 intends to adopt the proposed rule shall respond in writing to the
7 Indiana economic development council concerning the council's
8 comments or suggested alternatives before adopting the proposed rule
9 under section 29 of this chapter.

10 (b) The agency shall also submit a proposed rule with an estimated
11 economic impact greater than ~~five two~~ hundred **fifty** thousand dollars
12 (~~\$500,000~~) (**\$250,000**) on the regulated entities to the legislative
13 services agency after the preliminary adoption of the rule. Before the
14 adoption of the rule, the legislative services agency shall prepare, not
15 more than forty-five (45) days after receiving a proposed rule, a fiscal
16 analysis concerning the effect that compliance with the proposed rule
17 will have on the:



1 (1) state; and
2 (2) entities regulated by the proposed rule.
3 The fiscal analysis must contain an estimate of the economic impact of
4 the proposed rule and a determination concerning the extent to which
5 the proposed rule creates an unfunded mandate on a state agency or
6 political subdivision. The fiscal analysis is a public document. The
7 legislative services agency shall make the fiscal analysis available to
8 interested parties upon request. The agency proposing the rule shall
9 consider the fiscal analysis as part of the rulemaking process and shall
10 provide the legislative services agency with the information necessary
11 to prepare the fiscal analysis. The legislative services agency may also
12 receive and consider applicable information from the regulated entities
13 affected by the rule in preparation of the fiscal analysis.

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