

Administrative Rules Oversight Committee Notice
60 Day Requirement ([IC 4-22-2-19](#))
LSA Document #11-666

October 19, 2011

Representative Jeffrey Thompson, Chairperson
Administrative Rules Oversight Committee
c/o Legislative Services Agency
200 West Washington Street, Suite 301
Indianapolis, Indiana 46204-2789
Attn: Sarah Burkman

Re: LSA Document #11-666, Proposed Rule for Severe Weather Warning Sirens

Dear Representative Thompson:

On behalf of the Indiana Department of Homeland Security, I am submitting this notice to the Administrative Rules Oversight Committee in compliance with [IC 4-22-2-19](#), which requires an agency to begin the rulemaking process not later than sixty (60) days after the effective date of the statute that authorizes the rule.

The statutory authority for rulemaking for Severe Weather Warning Sirens is [IC 36-8-21.5](#), which was enacted in P.L.89-2008, which became effective on March 19, 2008. It authorized the Indiana Department of Homeland Security to adopt emergency rules which would remain in effect until permanent rules could be adopted or July 1, 2012. Emergency rules were adopted effective August 4, 2010.

The Indiana Department of Homeland Security was unable to begin the rulemaking process within 60 days of the statute authorizing the rule. The complexity of the rule and the consequent financial obligations on the state and counties were factors requiring extensive discussions within the agency, with county officials and with the Governor's office, and the Office of Management and Budget.

The Indiana Department of Homeland Security has initiated the rulemaking process by publishing its Notice of Intent to Adopt a Rule in the Indiana Register on October 19, 2011 (DIN: [20111019-IR-290110666NIA](#)). The time period for completing the promulgation process for LSA Document #11-666 is July 1, 2012.

Your understanding of these circumstances is greatly appreciated. If you need additional information, please do not hesitate to contact me at 234-7752.

Sincerely,

George C. Thompson
General Counsel
Indiana Department of Homeland Security

Posted: 10/26/2011 by Legislative Services Agency
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