



UTAH STATE SENATE

319 STATE CAPITOL • SALT LAKE CITY, UTAH 84114 • (801) 538-1035 • FAX (801) 538-1414

NOTICE OF BILL TABLED

February 26, 2004

Mr. President:

The Government Operations and Political Subdivisions Committee has tabled **H.B. 91**, UTAH ADMINISTRATIVE RULEMAKING ACT AMENDMENTS, by Representative W. Harper, with the following amendments and has returned it to the Rules Committee for filing.

1. Page 5, Lines 136 through 146

136 (b) The proposed rule shall be sent to the sponsor of cited legislation if the
legislation:

137 (i) creates an express, implied, or perceived obligation on the part of any agency to
138 draft a rule;

139 (ii) is cited by the agency as authority for the rule; and

140 (iii) was enacted no more than two years prior to the date that the rule is
submitted to

141 the division.

(c) The notifications required under Subsections (3) and (8) are intended to assist the sponsoring legislator in reviewing proposed administrative rules.

(4)(a) An agency's lack of compliance with the notification requirements of Subsections (3) and (8) does not constitute grounds for contesting any rule.

(b) Any concerns regarding an administrative rule may be addressed as provided

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in Sections 63-46a-5, 63-46a-11, 63-46a-12, and 63-46a-12.1.

142 [(3)] [~~(4)~~] (5) (a) Each agency shall file its proposed rule and rule analysis
with the division.

143 (b) Rule amendments shall be marked with new language underlined and
deleted

144 language struck out.

145 (c) (i) The division shall publish the information required under this Subsection
[(3)]

146 [~~(4)~~] (5) on the rule analysis and the text of the proposed rule in the next
issue of the bulletin.

renumber remaining subsections accordingly

Respectfully,

Carlene M. Walker
Committee Chair

Voting: 7-0-0

10 HB0091.SC1.WPD morth/RCN SCA/JM1 2/25/04 9:51 am

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