



General Assembly

February Session, 2016

Raised Bill No. 5498

LCO No. 1919



Referred to Committee on GOVERNMENT ADMINISTRATION
AND ELECTIONS

Introduced by:
(GAE)

***AN ACT CONCERNING THE REVIEW OF EXISTING AGENCY
REGULATIONS.***

Be it enacted by the Senate and House of Representatives in General
Assembly convened:

1 Section 1. Section 4-189i of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective from passage*):

3 (a) Not later than July 1, [1996] 2017, and not later than every [five]
4 seven years thereafter, [the regulation review] each committee of
5 cognizance, in consultation with each agency that is within the
6 cognizance of the committee, shall establish the date by which [the]
7 each such agency shall submit a review of [the] its existing regulations
8 [adopted by said agency] and shall notify the administrator of the
9 regulation review committee of each such date and any extension
10 thereof. In establishing such date, or any extension of the date that may
11 be requested by the agency, the committee of cognizance shall consider
12 the volume and complexity of such regulations and the personnel and
13 other resources of the agency [which] that would be available to
14 undertake the review within the agency's available appropriations.

15 (b) Not later than the date specified by the [regulation review]
16 committee of cognizance pursuant to subsection (a) of this section,
17 each such agency shall submit to the committee of cognizance and to
18 the administrator of the regulation review committee a review of its
19 existing regulations, which shall include, but need not be limited to: (1)
20 The agency's recommendations on how it may substantially reduce the
21 number and length of its existing regulations; (2) the agency's
22 determination of whether each of its existing [regulation] regulations
23 (A) is obsolete, (B) has not been used within the preceding [five] seven
24 years, (C) is inconsistent with any provision of the general statutes,
25 federal law or any regulation adopted under the general statutes or
26 federal law, (D) has been the subject of written complaints, and (E) is
27 otherwise no longer effective; and (3) the agency's recommendation,
28 [of] if any, regarding any extraordinary circumstances in which
29 waivers from its existing regulations may be appropriate.

30 (c) Upon receipt of an agency's review, the [regulation review]
31 committee of cognizance shall [: (1) Send a copy of the review to the
32 committee of cognizance and (2)] schedule a public hearing, [jointly
33 with the committee of cognizance,] which shall be held within [thirty]
34 ninety days following such receipt. The [regulation review] committee
35 of cognizance shall [have] make copies of the review available to the
36 public at least [five] fifteen days prior to the hearing.

37 (d) Following the public hearing: (1) The [regulation review]
38 committee of cognizance may request the agency to initiate the process
39 under chapter 54 to carry out a recommendation of the agency under
40 subsection (b) of this section to amend or repeal an existing regulation
41 which, in the determination of the [regulation review] committee of
42 cognizance, does not require the enactment of authorizing legislation,
43 and (2) the committee of cognizance shall consider any
44 recommendation by the agency under subsection (b) of this section
45 which, in the determination of the committee of cognizance, [or the
46 regulation review committee,] would require the enactment of
47 authorizing legislation.

48 (e) If an agency fails to submit [to the regulation review committee]
49 a review of [the agency's] its regulations to the committee of
50 cognizance and the administrator of the regulation review committee
51 as required by [subsections (a) and] subsection (b) of this section or if
52 the [regulation review] committee of cognizance determines that the
53 agency has not conducted a satisfactory review of [the agency's] its
54 regulations as required by said [subsections] subsection, the
55 [regulation review] committee of cognizance may: (1) Conduct a
56 review of the existing regulations of the agency, as described in
57 subsection (b) of this section, (2) request the agency to initiate the
58 process under chapter 54 to carry out a recommendation of the
59 [regulation review] committee of cognizance pursuant to such review
60 to amend or repeal an existing regulation which, in the determination
61 of the [regulation review] committee of cognizance, does not require
62 the enactment of authorizing legislation, and (3) [request the
63 committee of cognizance to consider any recommendation by the
64 regulation review committee pursuant to such review] recommend the
65 enactment of legislation to amend or repeal existing regulations which,
66 in the determination of the [regulation review] committee of
67 cognizance, would require the enactment of authorizing legislation. If
68 the agency fails to initiate the process to amend or repeal an existing
69 regulation pursuant to subdivision (2) of this subsection, the
70 [regulation review] committee of cognizance may [request the
71 committee of cognizance to] introduce legislation requiring the agency
72 to initiate such process.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage</i>	4-189i

Statement of Purpose:

To have legislative committees of the General Assembly hold agencies responsible for the periodic review of their regulations.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]