



# **Legislative Regulation Review Committee**

## Frequently Asked Questions

Revised 2016

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What is the Legislative Regulation Review Committee?

The role of the Legislative Regulation Review Committee, sometimes referred to as the LRRC, is to assure that state agencies issue required regulations promptly and deter agency attempts to (a) circumvent legislative intent, (b) issue as regulations what the General Assembly has refused to enact into law, or (c) misuse authority to issue emergency regulations under a simplified procedure.

The statutory committee is comprised of eight members of the House of Representatives (four from each major party) and six members of the Senate (three from each major party).

What is the Uniform Administrative Procedure Act?

The Uniform Administrative Procedure Act, or UAPA, is Title 4, Chapter 54 of the Connecticut General Statutes and governs the Legislative Regulation Review Committee; the statutory text can be found [here](#).

Are there different kinds of regulations?

There are proposed regulations, technical amendments, and emergency regulations. Proposed regulations can be discretionary, something an agency has the authority to propose but is not required, or mandatory, something an agency is required to propose by statute or public act. Proposed regulations seek to do one of the following: add new sections; change existing sections; repeal existing sections; renumber existing sections; or transfer existing sections to a different title or subject matter.

Technical amendments can be proposed only if no substantive changes are being made and if certain criteria are met. That criteria consists of: a statutory transfer of functions, powers, or duties from the agency names in the existing regulation to another agency; a change in the name of the agency; the renumbering of statute sections containing the statutory authority for the regulation; a correction in the numbering of the regulation; or the repeal of a regulation is necessary because the adopted statutory section has been repealed and not transferred or reenacted.

Emergency regulations are regulations that address urgent needs. An agency may proceed with the emergency regulation process if it finds that such adoption is required: due to imminent peril to public health, safety, or welfare; or by the Commissioner of DEEP to comply with provisions of the interstate fishery management plans adopted by the Atlantic States Marine Fisheries Commission or to meet unforeseen circumstances or emergencies affecting marine resources.

Emergency regulations are not incorporated into the RCSA and are only temporarily effective unless proposed as a permanent regulation by the agency, should they choose to do so.

How are new regulations adopted, existing regulations amended, or repealed?

The process to adopt, amend, or repeal a regulation consists of noticing intent, a public hearing phase, a legal sufficiency review by the Attorney General, and approval by the LRRRC. Flowcharts of the [regulation process](#), [technical amendment process](#), and [emergency regulation process](#) can be found on the LRRRC website.

Can the legislature as a whole veto a rule or override a decision?

The Uniform Administrative Procedure Act addresses legislature involvement only when it pertains to the disapproval of a regulation but not for approval (in whole or in part) or rejection without prejudice. If the committee disapproves a regulation, there is a step in the process that allows the General Assembly to adopt a resolution that either sustains or reverses the committee's disapproval.

If no action is taken within a certain time period, is the rule automatically implemented?

If the Legislative Regulation Review Committee decides not to take action on a regulation, it is deemed approved sixty-five days after the respective submission deadline date for an original proposed regulation and thirty-five days after the submission deadline date for a resubmitted regulation. The submission deadline date is the first Tuesday of each month.

How do I find an existing regulation?

You can find existing regulations on the eRegulations System and the Legislative Regulation Review Committee by visiting <https://eregulations.ct.gov/eRegsPortal/> and <https://www.cga.ct.gov/rr/> respectively.

How do I find final approved regulations?

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An online database of final approved regulations can be found on the LRRRC website under [Regulations by Year](#) from 1982 to the present. The documents for final approved regulations are available online from 2008 to the present; any documents for final approved regulations before that can be acquired by contacting the

Committee Administrator. The committee retains records for regulations dating back to 1970.

#### eRegulations System

For approved regulations for which notice was published between July 1, 2013 and March 23, 2015, you can find them on the Office of the Secretary of the State Recently Adopted Regulations page [here](#).

For approved regulations for which notice was published after March 23, 2015, you can find them on the eRegulations System Final Approved Regulations page [here](#).

Do I need any software to view regulation documents?

All published regulation documents on the LRRC website are PDF files so software that can open PDFs, such as Adobe Reader, is required.

How can I track the progress of a regulation through the process?

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Once regulations have been submitted for the committee's consideration, they can be tracked on the Legislative Regulation Review Committee [website](#).

#### eRegulations System

Proposed regulations can be tracked on the eRegulations System under [Proposed Regulations](#).

How may the public comment on proposed regulations?

On the home page of the [eRegulations System](#), there is a box at the bottom which shows all regulations currently open for comment. Clicking on "more details" will bring you to the regulation making record for that respective regulation. You will find a tan box at the top right hand side of the regulation making record that reads "Comment Now!". Instructions on that page will guide you in leaving your comment.

How is a regulation numbered?

Regulations receive two numbers: an eRegulations number and an LRRC number. The eRegulations number is assigned when the regulation is first entered into the system. The letters that precede the numbers in the eRegulations System are either PR, TA, or E, which stand for Permanent Regulation, Technical Amendment, or Emergency.

The LRRC number is given once the regulation is submitted to the committee. The numbering convention is determined by the year of submission and its chronological submission.

For example: 2016-012 would be the twelfth regulation submitted in 2016.

For a regulation that has been rejected and resubmitted to the committee, it will receive a letter *after* the number.

For example: 2016-012A would be a resubmittal of 2016-012.

For emergency regulations, an E is placed *before* the number.

For example: E2016-001 would be the first emergency regulation submitted in 2016.

Note: 2016-001 and E2016-001 could both exist as one is considered an emergency regulation. 2016-001 would be the first regulation submitted in 2016 and E2016-001 would be the first emergency regulation.

What is the eRegulations System?

The eRegulations System is designed to facilitate public access to the Regulations of Connecticut State Agencies and the Regulation-Making Record. The goal of the system is to improve accessibility to and the transparency of the state's regulation-making process. It is maintained by the Office of the Secretary of the State.

How can I find out if an agency is planning to make or change regulations?

If an agency is proposing a regulation of any kind (that is, to make additions, changes, or repeals), the Notice of Intent will be posted on the eRegulations System. Once the Notice of Intent is posted, the regulation adoption process has begun.

Where are regulations kept?

The Office of the Secretary of the State retains a hardcopy of any final regulations since the last printing in 2013. The regulations that go through the eRegulations System are being retained electronically. Once the eRegulations System is certified, the Office of the Secretary of the State is going to keep final approved regulations in a printed set of binders.

The Legislative Regulation Review Committee retains hardcopy files of regulations between the years of 1971 and 2012. From 2013 forward, all regulation files are retained electronically.