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This bill prohibits state agencies from adopting rules unless the agency is acting under a specific grant of authority that has been delegated by law. The bill would, in effect, supersede existing grants of authority that are general in nature (such as authorizations to adopt rules “as necessary to implement the requirements of this chapter”).

The bill also reduces the number of signatures required for requesting a public hearing on proposed rules that are following the expedited rulemaking process.

Finally, the bill requires state agencies to include all current grants of rulemaking authority in their upcoming obsolete rules report, including whether the agency believes each grant of authority is general or specific in nature. Any grant of authority not included in this report is presumed to be a general grant of authority that would become impermissible upon enactment of this bill.

This bill would not impact the status of any rules that have already been adopted.