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HOUSE REPUBLICAN STAFF ANALYSIS

Bill: House File 324
Committee: Economic Growth
Member: Rep. Baltimore
Date: July 1, 2011
Staff: Louis Vander Streek (1-3626)

State Administrative Agency Rulemaking Authority

House File 324 (formerly HF 176) is a bill that addresses problems with state administrative agencies and their rulemaking abilities. The bill would limit **all** state administrative agencies charged with implementing federal requirements from exceeding those federal requirements without explicit authorization by state law.

Summary of Action

Passed Economic Growth Committee 13-8
Passed House 61-38
Died in the Senate

Section by Section Analysis

Section 1 – Implementation of Federal Statute, Regulation, or Policy

The first part of this bill states that state administrative agencies charged with implementing a federal statute, regulation, or policy **cannot** exceed the specific requirements of that statute, regulation, or policy **unless** it is explicitly authorized by state law. The second portion of the bill states that any portion of a state administrative agency rule or policy that is in violation of the law would be void.