

5671

Sponsor(s): Senator McCaslin

Brief Title: Requiring adoption of de facto rules.

SB 5671 - DIGEST

(SUBSTITUTED FOR - SEE 1ST SUB)

Declares that a "de facto rule" means an issuance of general applicability that the agency uses to: (1) Subject a person to a penalty or administrative sanction;

(2) establish, alter, or revoke a procedure, practice, or requirement relating to agency hearings;

(3) establish, alter, or revoke a qualification or requirement relating to the enjoyment of a benefit or privilege conferred by law;

(4) establish, alter, or revoke a qualification or standard for the issuance, suspension, or revocation of a license to pursue a commercial activity, trade, or profession; or

(5) establish, alter, or revoke mandatory standards for a product or material that must be met before distribution or sale.