

Second Regular Session of the 122nd General Assembly (2022)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2021 Regular Session of the General Assembly.

SENATE ENROLLED ACT No. 264

AN ACT to amend the Indiana Code concerning the general assembly.

Be it enacted by the General Assembly of the State of Indiana:

SECTION 1. IC 2-5-46 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]:

Chapter 46. Administrative Rules Review Task Force

Sec. 1. As used in this chapter, "agency" has the meaning set forth in IC 4-22-2-3.

Sec. 2. As used in this chapter, "council" refers to the legislative council established by IC 2-5-1.1-1.

Sec. 3. As used in this chapter, "rule" has the meaning set forth in IC 4-22-2-3.

Sec. 4. As used in this chapter, "task force" refers to the administrative rules review task force established by section 5 of this chapter.

Sec. 5. The administrative rules review task force is established.

Sec. 6. (a) Except as provided in subsections (b), (c), (d), and (e), IC 2-5-1.2 applies to the task force.

(b) The task force consists of the following ten (10) members of the general assembly:

(1) Three (3) members appointed by the president pro tempore of the senate.

(2) Two (2) members appointed by the minority leader of the

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senate.

(3) Three (3) members appointed by the speaker of the house of representatives.

(4) Two (2) members appointed by the minority leader of the house of representatives.

A member of the task force serves at the pleasure of the appointing authority.

(c) The task force shall meet as called by the chair. All meetings of the task force shall be open to the public in accordance with and subject to IC 5-14-1.5. All records of the task force shall be subject to the requirements of IC 5-14-3.

(d) A majority of the members of the task force constitutes a quorum. The affirmative vote of at least a majority of the members at a meeting at which a quorum is present is necessary for the task force to take official action other than to meet and take testimony.

(e) The:

(1) chairman of the legislative council shall designate the chair; and

(2) vice chairman of the legislative council shall designate the vice chair;

of the task force from the members of the task force. The chair and vice chair of the task force serve as chair and vice chair at the pleasure of the appointing authority.

Sec. 7. (a) The task force shall study the following issues:

(1) The process by which an agency adopts an administrative rule.

(2) Fees, fine structures, and other items related to revenue streams that are set forth in administrative rules.

(3) How the issues described in subdivisions (1) and (2) compare to other states.

(4) Any other issues related to administrative rulemaking, as determined by the task force.

(b) The task force may request information or testimony from department or agency heads, or the designee of a department or agency head, as determined necessary by the task force.

Sec. 8. The task force shall:

(1) develop recommendations in a report for the general assembly concerning the issues set forth in section 7(a) of this chapter; and

(2) not later than December 1, 2022, submit the report to the executive director of the legislative services agency for distribution to the members of the general assembly. The



report submitted to the executive director of the legislative services agency under this subdivision must be in an electronic format under IC 5-14-6.

Sec. 9. The legislative services agency shall provide support staff to the task force.

Sec. 10. This chapter expires December 31, 2022.

SECTION 2. An emergency is declared for this act.



President of the Senate

President Pro Tempore

Speaker of the House of Representatives

Governor of the State of Indiana

Date: _____ Time: _____

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