

MICROFILM DIVIDER

OMB/RECORDS MANAGEMENT DIVISION

SFN 2053 (2/85) 5M



ROLL NUMBER

DESCRIPTION

1178

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Dennis G. Ball
Operator's Signature

10/2/03
Date

2003 HOUSE JUDICIARY

HB 1178

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Dorena Holbrook
Operator's Signature

10/2/03
Date

2003 HOUSE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. HB 1178

House Judiciary Committee

☐ Conference Committee

Hearing Date 1-27-03

Tape Number	Side A	Side B	Meter #
2		x	45-end
Committee Clerk Signature <i>Al Penrose</i>			

Minutes: 13 members present.

Chairman DeKrey: We will open the hearing on HB 1178.

John Walstad, L.C.: Explained the bill.

Rep. Delmore: Is there a deadline by which to publish, say 30 days or 60 days, is that a statute now, so we would know what the time frame and they could publish it.

Mr. Walstad: There is a statutory minimum of 30 days after a public hearing.

Chairman DeKrey: Thank you. Anyone else in support? Anyone in opposition?

Rep. Maragos: I move a Do Pass.

Rep. Delmore: I second the motion.

Chairman DeKrey: Any discussion. The clerk will call the vote.

13 YES 0 NO 0 ABSENT

DO PASS

CARRIER: Rep. Bernstein

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Donna Ball
Operator's Signature

10/2/03
Date

Date: 1/27/03
Roll Call Vote #: 1

2003 HOUSE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. 1178

House Judiciary Committee

☐ Check here for Conference Committee

Legislative Council Amendment Number _____

Action Taken Do Pass

Motion Made By Rep. Maragos Seconded By Rep. Delmore

Representatives	Yes	No	Representatives	Yes	No
Chairman DeKrey	✓		Rep. Delmore	✓	
Vice Chairman Maragos	✓		Rep. Eckre	✓	
Rep. Bernstein	✓		Rep. Onstad	✓	
Rep. Boehning	✓				
Rep. Galvin	✓				
Rep. Grande	✓				
Rep. Kingsbury	✓				
Rep. Klemin	✓				
Rep. Kretschmar	✓				
Rep. Wrangham	✓				

Total (Yes) 13 No 0

Absent 0

Floor Assignment Rep. Bernstein

If the vote is on an amendment, briefly indicate intent:

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Donna Hall
Operator's Signature

1/27/03
Date

REPORT OF STANDING COMMITTEE (410)
January 28, 2003 11:42 a.m.

Module No: HR-16-1180
Carrier: Burnstein
Insert LC: . Title: .

REPORT OF STANDING COMMITTEE
HB 1178: Judiciary Committee (Rep. DeKrey, Chairman) recommends **DO PASS**
(13 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1178 was placed on the
Eleventh order on the calendar.

(2) DESK, (3) COMM

Page No. 1

HR-16-1180

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Deanna Hall
Operator's Signature

10/2/03
Date

2003 SENATE POLITICAL SUBDIVISIONS

HB 1178

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Dennis Holladay
Operator's Signature

10/2/03
Date

2003 SENATE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. HB 1178

Senate Political Subdivisions Committee

☐ Conference Committee

Hearing Date March 7, 2003

Tape Number	Side A	Side B	Meter #
1	X		1335 - 2195
Committee Clerk Signature <i>Shirley Borg</i>			

Minutes:

CHAIRMAN COOK called the committee to order. All members (6) were in attendance.

CHAIRMAN COOK opened the hearing on HB 1178 relating to the contents of a notice of administrative rulemaking.

John Walstad, Legislative Council, appeared neither in support or opposed to HB 1178. This bill originated with a request from the Attorney Generals Office, pointing out a couple of problems we have with the administrative rule making notice contents. When an agency begins an administrative rule making proceeding it is necessary for the agency to prepare two kinds of notice; one is what is called a full notice, which requires a greater amount of information on what the rule making will involve, an explanation of what the rules will be, a statement of whether there is going to be an impact on the regulated community of fifty thousand dollars or more, a place where interested parties can see a copy of the rule and a place where interested parties can obtain a copy. Under existing law interested parties have thirty days after the public hearing on

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Donna Hall
Operator's Signature

10/2/03
Date

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Senate Political Subdivisions Committee

Bill/Resolution Number HB 1178

Hearing Date March 7, 2003

rules to submit written comments to the agency. The notice does not require under current law a statement of what that deadline is, the notice is to advise people that they can submit written comments, but it doesn't say that you have to have them in by this date or the agency won't accept them, so on page one of the bill with regard of the full notice, is going to have to contain a deadline saying, if you want to submit written comments they have to be into the agency by this date. The second page of the bill draft relates to the abbreviated notice of administrative rule making. This is the notice that gets published in the official county newspaper for each county in the state. About four years ago a change was made so agencies did not have to publish this full blown notice because it got expensive publishing all that information and the abbreviated notice is much shorter. It has to have a headline describing the general topic of the rules and then there is a requirement for an address and phone number. The phrasing has been changed so you do not use both the address and phone number to get a copy; you use one or the another. What the attorney general observe was missing from this is there was nothing about where to send written comments and the deadline for written comments and because most of the members of the public are going to see the newspaper notice and not the full notice, the attorney general thought it is important that they be giving an address and the deadline date has to be indicated.

No opposition to HB 1178.

CHAIRMAN COOK closed the hearing on HB 1178.

SENATOR JUDY LEE moved a DO PASS on HB 1178.

SENATOR SYVERSON seconded the motion.

Roll call vote. 6 Yes 0 No 0 Absent

Carrier: SENATOR JUDY LEE

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Dorena Hall
Operator's Signature

10/2/03
Date

Date: 2.7.03
Roll Call Vote #: 1

2003 SENATE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. HB 1178

Senate Political Subdivisions Committee

☐ Check here for Conference Committee

Legislative Council Amendment Number _____

Action Taken Do Pass

Motion Made By Senator Judy Lee Seconded By Senator Syverson

Senators	Yes	No	Senators	Yes	No
Senator Dwight Cook, Chairman	X				
Senator John O. Syverson, V C	X				
Senator Gary A. Lee	X				
Senator Judy Lee	X				
Senator Linda Christenson	X				
Senator Michael Polovitz	X				

Total (Yes) 6 No 0

Absent 0

Floor Assignment Senator Judy Lee

If the vote is on an amendment, briefly indicate intent:

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Deanna Ballantyne
Operator's Signature

10/2/03
Date

REPORT OF STANDING COMMITTEE (410)
March 7, 2003 12:08 p.m.

Module No: SR-41-4216
Carrier: J. Lee
Insert LC: . Title: .

REPORT OF STANDING COMMITTEE
HB 1178: Political Subdivisions Committee (Sen. Cook, Chairman) recommends DO
PASS (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1178 was placed on the
Fourteenth order on the calendar.

(2) DESK, (3) COMM

Page No. 1

SR-41-4216

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Deanna Goldsmith
Operator's Signature

10/2/03
Date