

By: Representative Brown

To: Judiciary A

HOUSE BILL NO. 1286

1 AN ACT TO AMEND SECTION 25-43-3.114, MISSISSIPPI CODE OF
 2 1972, TO REQUIRE THAT ALL RULES ADOPTED UNDER THE PROVISIONS OF
 3 THE ADMINISTRATIVE PROCEDURES ACT SHALL AUTOMATICALLY REPEAL ON
 4 DECEMBER 31 OF THE FIFTH YEAR FOLLOWING THE RULE'S INITIAL
 5 ADOPTION UNLESS THE RULE HAS BEEN READOPTED AT LEAST 60 DAYS
 6 BEFORE ITS SCHEDULED REPEAL; TO REQUIRE THAT BY JANUARY 15 OF EACH
 7 YEAR, EACH AGENCY SHALL PROVIDE A LIST AND SUMMARY OF EACH RULE
 8 SCHEDULED TO EXPIRE THAT YEAR TO THE CHAIRS OF THE APPROPRIATE
 9 STANDING COMMITTEES OF THE LEGISLATURE; AND FOR RELATED PURPOSES.

10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

11 **SECTION 1.** Section 25-43-3.114, Mississippi Code of 1972, is
 12 amended as follows:

13 25-43-3.114. At least every five (5) years, each agency
 14 shall review all of its rules to determine whether any rule should
 15 be repealed, amended or a new rule adopted. All rules adopted
 16 under the provisions of this chapter shall automatically repeal on
 17 December 31 of the fifth year following the rule's initial
 18 adoption unless the rule has been readopted at least sixty (60)
 19 days before its scheduled repeal. If a rule is readopted, the
 20 rule-making process for formulation and adoption of a rule
 21 outlined in this chapter shall be used. By January 15 of each



22 year, each agency shall provide a list and summary of each rule
23 scheduled to expire that year to the chairs of the appropriate
24 standing committees of the Legislature.

25 **SECTION 2.** This act shall take effect and be in force from
26 and after July 1, 2018.

