

June 3, 2002

S 1142. DHHS RULES COORDINATION. TO DIRECT THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO PROVIDE FOR THE COORDINATION OF THE ADOPTION OF RULES BY VARIOUS COMMISSIONS. Directs Sec'y of cited Dep't and chairs of (1) Comm'n for Mental Health, Developmental Disabilities, and Substance Abuse Services, (2) Social Services Comm'n, (3) Comm'n for Health Services, (4) Medical Care Comm'n, and (5) other comm'ns that adopt rules that the Sec'y has a duty to implement, to collaborate in developing a process to identify and resolve issues pertaining to duplication and conflict of rules adopted by Sec'y and each Comm'n. Process is to address how routinely to identify duplicative proposed rules, and conflicting adopted and proposed rules, as well as ways to avoid the duplication or address the conflict. At the same time, process is not to interfere with an agency's statutory duty to adopt a rule, and not to impair the effectiveness of the rule in carrying out the statutory mandate. Sec'y and Comm'ns must implement cited process by Oct. 1, 2002. Sec'y must report by Oct. 15, 2002, to Joint Legislative Comm'n on Mental Health, Developmental Disabilities, and Substance Abuse Services on (1) status of the review of rules for ambiguity, duplication, or conflict, (2) specific rules that are in conflict and the recommended action for resolving the conflict, and (3) statutory changes needed to accomplish the purposes of the rules review process.

Intro. by William Martin, Metcalf, Allran, Dannelly, Foxx, Harris, Lucas, Purcell.

Ref. to Judiciary II

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