

STATE OF NEW YORK

6916

2017-2018 Regular Sessions

IN SENATE

October 13, 2017

Introduced by Sen. JACOBS -- read twice and ordered printed, and when printed to be committed to the Committee on Rules

AN ACT to amend the state administrative procedure act, in relation to increasing the revised rule public comment period from thirty days to forty-five days

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. Paragraph (a) of subdivision 4-a of section 202 of the
2 state administrative procedure act, as amended by chapter 396 of the
3 laws of 1993, is amended to read as follows:

4 (a) Except with respect to any rule defined in subparagraph (ii) of
5 paragraph (a) of subdivision two of section one hundred two of this
6 chapter, prior to the adoption of a rule, an agency shall submit a
7 notice of revised rule making to the secretary of state for publication
8 in the state register for any proposed rule which contains a substantial
9 revision. The public shall be afforded an opportunity to submit comments
10 on the revised text of a proposed rule. Unless a different time is spec-
11 ified in statute, the notice of revised rule making must appear in the
12 state register at least [~~thirty~~] forty-five days prior to the adoption
13 of the rule. The notice of revised rule making shall indicate the last
14 date for submission of comments on the revised text of the proposed
15 rule, which, unless a different time is specified in statute, shall be
16 not less than [~~thirty~~] forty-five days after the date of publication of
17 such notice.

18 § 2. This act shall take effect immediately.

EXPLANATION--Matter in italics (underscored) is new; matter in brackets
[~~-~~] is old law to be omitted.

LBD13524-02-7