

SUBSTITUTE FOR
HOUSE BILL NO. 4500

A bill to amend 1969 PA 306, entitled
"Administrative procedures act of 1969,"
by amending section 53 (MCL 24.253), as amended by 2004 PA 23.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 53. (1) Each agency shall prepare an annual regulatory
2 plan that reviews the agency's rules. The annual regulatory plan
3 shall be electronically transmitted to the office of regulatory
4 ~~reform~~ **REINVENTION**.

5 (2) In completing the annual regulatory plan required by this
6 section, the agency shall identify **THE RULES THE AGENCY EXPECTS TO**
7 **REVIEW UNDER SUBSECTION (4) IN THE NEXT YEAR**, the rules it
8 reasonably expects to process in the next year, the mandatory
9 statutory rule authority it has not exercised, and the rules it

1 expects to rescind in the next year.

2 (3) The annual regulatory plans completed ~~pursuant to~~ **UNDER**
3 this section are advisory only and do not otherwise bind the agency
4 or in any way prevent additional action.

5 (4) **IN COMPLETING A REVIEW OF RULES PURSUANT TO THE ANNUAL**
6 **REGULATORY PLANS UNDER THIS SECTION, FIRST PRIORITY SHALL BE GIVEN**
7 **TO THOSE RULES THAT DIRECTLY AFFECT THE GREATEST NUMBER OF**
8 **BUSINESSES, GROUPS, AND INDIVIDUALS AND THOSE RULES THAT HAVE THE**
9 **GREATEST ACTUAL STATEWIDE COMPLIANCE COSTS FOR BUSINESSES, GROUPS,**
10 **AND INDIVIDUALS. A REVIEW OF RULES UNDER THIS SUBSECTION SHALL**
11 **STATE THE FOLLOWING:**

12 (A) **WHETHER THERE IS A CONTINUED NEED FOR THE RULES.**

13 (B) **A SUMMARY OF ANY COMPLAINTS OR COMMENTS RECEIVED FROM THE**
14 **PUBLIC CONCERNING THE RULES.**

15 (C) **THE COMPLEXITY OF COMPLYING WITH THE RULES.**

16 (D) **WHETHER THE RULES CONFLICT WITH OR DUPLICATE SIMILAR RULES**
17 **OR REGULATIONS ADOPTED BY THE FEDERAL GOVERNMENT OR LOCAL UNITS OF**
18 **GOVERNMENT.**

19 (E) **THE DATE OF THE LAST EVALUATION OF THE RULES AND THE**
20 **DEGREE, IF ANY, TO WHICH TECHNOLOGY, ECONOMIC CONDITIONS, OR OTHER**
21 **FACTORS HAVE CHANGED REGULATORY ACTIVITY COVERED BY THE RULES.**

22 (5) ~~(4)~~ Annual regulatory plans completed under subsection (1)
23 shall be electronically filed with the office of regulatory ~~reform~~
24 **REINVENTION** by July 1 of each year. After the office of regulatory
25 ~~reform~~ **REINVENTION** approves the plan for review, the office of
26 regulatory ~~reform~~ **REINVENTION** shall electronically provide a copy
27 of the plan of review to the committee. The committee shall

1 electronically provide a copy of each agency plan of review, not
2 later than the next business day after receipt of the plan of
3 review from the office of regulatory ~~reform~~, **REINVENTION**, to
4 members of the committee and to members of the standing committees
5 of the senate and house of representatives that deal with the
6 subject matter of rules the agency may propose.

7 **(6) EACH AGENCY SHALL PROVIDE ON ITS WEBSITE A LINK TO THE**
8 **WEBSITE OF THE OFFICE OF REGULATORY REINVENTION.**