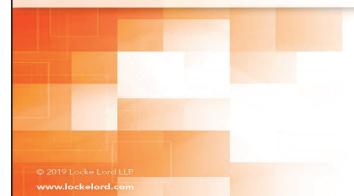


Back to Basics: The Rules of Rulemaking

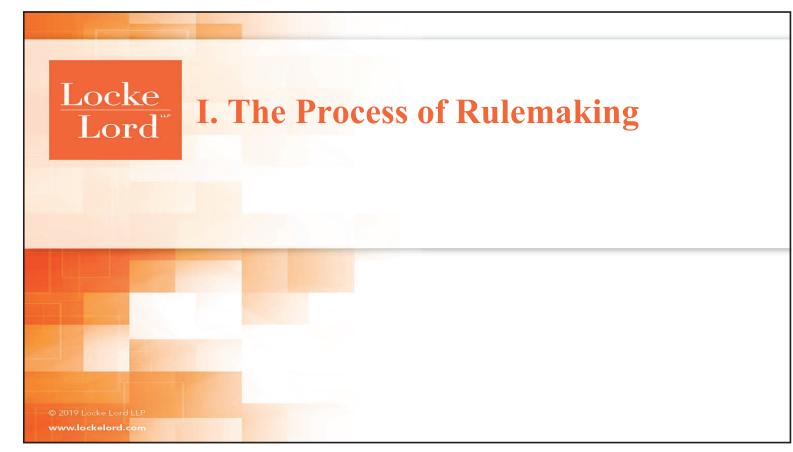
- I. The Process of Rulemaking and
- II. Judicial Review of Agency Rules



Carrie Collier-Brown, Senior Counsel

UT Law Advanced Texas Administrative Law Seminar August 15, 2019

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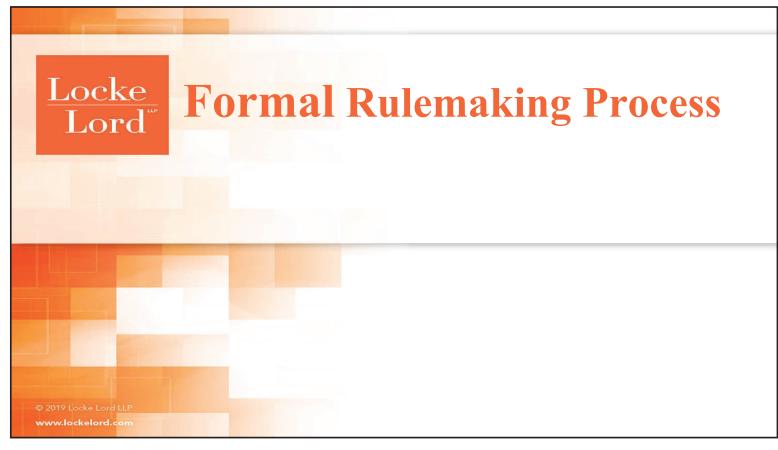
Three Ways to Adopt a Rule

- Formal Rulemaking
- Negotiated Rulemaking
- Emergency Rulemaking

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3 Phases of Formal Rulemaking

- 1. Public Notice of Proposed Rule in *Texas Register*
- 2. Public Comment on Proposed Rule
- 3. Adoption of Proposed Rule

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What Must Be in the Public Notice?

- 1. Brief explanation of proposed rule
- Text of proposed rule that shows words added/deleted from current text
- 3. Statement of statutory authority
- 4. Fiscal note for first 5 years
- 5. Note re: public benefits and costs for first 5 years
- 6. Local employment impact statement, if required
- 7. Request for comments on the proposed rule
- 8. Any other statement required by law

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Title search: Back to Basics: The Rules of Rulemaking: The Process of Rulemaking and Judicial Review of Agency Rules

Also available as part of the eCourse 2019 Advanced Texas Administrative Law eConference

First appeared as part of the conference materials for the 14^{th} Annual Advanced Texas Administrative Law Seminar session "Back to Basics: The Rules of Rulemaking"