



HOUSE BILL 1105: Coronavirus Relief Act 3.0, Sec. 3.20: Reauthorize State Agency Regulatory Flexibility

2019-2020 General Assembly

Committee:		Date:	November 6, 2020
Introduced by:		Prepared by:	Wendy Ray Staff Attorney
Analysis of:	Sec. 3.20 of S.L. 2020-97		

OVERVIEW: Section 3.20 of S.L. 2020-97 is a reauthorization of regulatory flexibility given to State agencies by Section 4.38 of S.L. 2020-3 for the period of March 10, 2020, through August 1, 2020, in response to the Coronavirus emergency. This section authorizes State agencies to exercise regulatory flexibility to the maximum extent practicable during the Coronavirus emergency in order to protect the economic well-being of the citizens and businesses of the State, while also continuing to protect public health, safety, and welfare. For purposes of this section, "Coronavirus emergency" covers the time period beginning on August 1, 2020, and provides:

- State agencies, upon a determination that it is in the public interest to do so due to the impacts of the coronavirus, are authorized to:
 - Delay fees and fines collections.
 - Delay renewal dates of permits, licenses, certifications, and authorizations.
 - Delay or modify educational or examination requirements.
- State agencies must report to the Joint Legislative Administrative Procedure Oversight Committee, the Joint Legislative Commission on Governmental Operations, and the Office of State Budget and Management on its specific efforts to exercise regulatory flexibility.
- State agencies are authorized to adopt emergency rules for this purpose, without the simultaneous commencement of the temporary rule making process.

This section became effective August 1, 2020, and the authority expires the earlier of 30 days after Executive Order No. 116 is rescinded or March 31, 2021.

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