



SENATE BILL 704: COVID-19 Recovery Act , Sec. 4.38: Authorize State Agency Regulatory Flexibility

2019-2020 General Assembly

Committee:		Date:	October 23, 2020
Introduced by:		Prepared by:	Howard Marsilio Staff Attorney
Analysis of:	Sec. 4.38 of S.L. 2020-3		

OVERVIEW: *Section 4.38 of S.L. 2020-3 authorized 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.*

- *State agencies, upon a determination that it is in the public interest to do so due to the impacts of the coronavirus, were 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 were authorized to adopt emergency rules for this purpose, without the simultaneous commencement of the temporary rule making process.*

This section became effective retroactively to March 10, 2020. Subsections (a), (b), (d), and (e) of this section expired August 1, 2020.

Jeffrey Hudson
Director



S 7 0 4 - S M B G - 1 9 1 S L - V - 5

Legislative Analysis
Division
919-733-2578