Regular Rulemaking and ORR Review

While this is the official process outlined in Executive Order 15-07, ORR frequently works with agencies early by reviewing draft regulations and assisting with the development of regulatory analysis.

<table>
<thead>
<tr>
<th>ORR Initial Review</th>
<th>Public Comment</th>
<th>Final ORR Review</th>
<th>Final Regulation Filed</th>
</tr>
</thead>
<tbody>
<tr>
<td>up to 30 days</td>
<td>at least 30 days</td>
<td>up to 30 days</td>
<td>must wait at least 20 days to take effect</td>
</tr>
</tbody>
</table>

Agencies submit to ORR via online form. ORR reviews initial regulatory language/analysis and may reach out to internal stakeholders.

Phase managed largely by the Secretary of State’s office. If a hearing is conducted, it must be at least 10 after the notice and at least 5 days before the end of the comment period.

Agencies resubmit to ORR via online form. ORR reviews any public comments and works with agencies to make changes to regulatory language and analysis.

After public comment period, final regulations must be filed with Secretary of State’s office within 180 days. Effective date may be delayed longer than 20 days if specified in the reg itself.
Direct Final Rulemaking and ORR Review

While this is the official process outlined in Executive Order 15-07, ORR frequently works with agencies early by reviewing draft regulations and assisting with the development of regulatory analysis.

- **Need ORR clearance to publish regulations**
  - ORR Review
  - Waiting Period
    - up to 30 days
    - 30 days

  **Agencies submit to ORR via online form. ORR reviews initial regulatory language/analysis and may reach out to internal stakeholders.**

  **Phase managed largely by the Secretary of State's office. A regulation is published and the agency must wait 30 days for any member of the public to object.**

  **No Objections Received**
  - Regulation takes effect immediately.

  **Objection(s) Received**
  - Must restart rulemaking process using regular rulemaking.
**Emergency Rulemaking and ORR Review**

While this is the official process outlined in Executive Order 15-07, ORR frequently works with agencies early by reviewing draft regulations and assisting with the development of regulatory analysis.

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**Need ORR clearance to adopt emergency regulations**

- **ORR Review**
  - up to 30 days

- **Rule Filed with SoS**
  - in effect for 120 days

  Agencies submit to ORR via online form. ORR reviews regulatory language/analysis and may reach out to internal stakeholders. While ORR has 30 days, emergency regulation reviews are expedited.

  Agency must get signatures of agency head and governor’s designee (currently executive counsel). Regulation is technically in effect once signatures are obtained, but must still be filed with the Secretary of State’s office.

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**Need ORR clearance to renew emergency regulations**

- **ORR Review**
  - up to 30 days

- **Rule Renewed with SoS**
  - in effect for 60 days

  Agencies submit to ORR via online form. ORR reviews regulatory language/analysis and may reach out to internal stakeholders. While ORR has 30 days, emergency regulation reviews are expedited.

  Agency must get signatures of agency head and governor’s designee (currently executive counsel). Regulation is technically in effect once signatures obtained, but must still be filed with the Secretary of State’s office.