

## HOUSE BILL

0187

HOUSE BILL 0187

Ti

HB0187FT02

AN ACT to amend W.S. 16-3-103(a)(i)(intro) and (C) and (D) and by creating new subparagraphs (E) and (F) and (ii) and by creating new subsections (e) and (f) relating to the Wyoming Administrative Procedure Act; modifying notice requirements and procedures for agency adoption of rules; and providing for an effective date.

Introduced by

Datto MacMillan

## HOUSE ACTION ON HOUSE BILL

1/12 ☒ Introduced  
 Aye \_\_\_ No \_\_\_ Ex \_\_\_ Ab \_\_\_  
☒ Read First Time and Ref. to Committee No. 1  
☐ Failed Introduction  
 Aye \_\_\_ No \_\_\_ Ex \_\_\_ Ab \_\_\_  
1/23 Returned from Committee No. 1  
 with Recommendation:  
☐ Do Pass; ☒ Amend & Do Pass; ☐ Do Not Pass;  
☐ W/O Recomm; ☐ Re-Refer to Committee No. \_\_\_  
1/ Re-referred to Committee No. \_\_\_  
1/ Returned from Committee No. \_\_\_  
 with Recommendation:  
☐ Do Pass; ☐ Amend & Do Pass; ☐ Do Not Pass;  
☐ W/O Recomm; ☐ Re-Refer to Committee No. \_\_\_  
1/26 Considered in Comm. of Whole  
☒ Amended  
☒ Recommended Do Pass  
☐ Failed Comm. of Whole  
☐ Indefinitely Postponed  
☐ Other: \_\_\_  
1/27 Read Second Time  
☐ Amended  
☒ Do Pass  
☐ Do Not Pass  
☐ Accelerated to 3rd Rdg.  
1/30 Read Third Time  
☐ Amended  
☒ Passed ☐ Failed  
 Aye 60 No 0 Ex 0 Ab 0  
☐ Held for Reconsideration  
1/ Motion to Reconsider  
☐ Passed ☐ Failed  
 Aye \_\_\_ No \_\_\_ Ex \_\_\_ Ab \_\_\_  
1/ Third Reading Vote  
 (On Reconsideration)  
☐ Passed ☐ Failed  
 Aye \_\_\_ No \_\_\_ Ex \_\_\_ Ab \_\_\_  
1/ Sent to Senate (No Amendments)  
1/30 Sent to LSO for Engraving  
1/30 ENGROSSED  
1/30 Sent to Senate

## SENATE ACTION ON HOUSE BILL

2/30 Received. Read First Time.  
 Referred to Committee No. 1  
2/6 Returned from Committee No. 1  
 with Recommendation:  
☒ Do Pass; ☐ Amend & Do Pass; ☐ Do Not Pass;  
☐ W/O Recomm; ☐ Re-Refer to Committee No. \_\_\_  
2/ Re-referred to Committee No. \_\_\_  
2/ Returned from Committee No. \_\_\_  
 with Recommendation:  
☐ Do Pass; ☐ Amend & Do Pass; ☐ Do Not Pass;  
☐ W/O Recomm; ☐ Re-Refer to Committee No. \_\_\_  
2/13 Considered in Comm. of Whole  
☒ Amended  
☒ Recommended Do Pass  
☐ Failed Comm. of Whole  
☐ Indefinitely Postponed  
☐ Other: \_\_\_  
2/14 Read Second Time  
☐ Amended  
☒ Do Pass  
☐ Do Not Pass  
☐ Accelerated to 3rd Rdg.  
2/15 Read Third Time  
☐ Amended  
☒ Passed ☐ Failed  
 Aye 28 No 2 Ex 0 Ab 0  
☐ Held for Reconsideration  
2/ Motion to Reconsider  
☐ Passed ☐ Failed  
 Aye \_\_\_ No \_\_\_ Ex \_\_\_ Ab \_\_\_  
2/ Third Reading Vote  
 (On Reconsideration)  
☐ Passed ☐ Failed  
 Aye \_\_\_ No \_\_\_ Ex \_\_\_ Ab \_\_\_  
2/15 Sent to House  
2/23 Sent for Enrolling  
 HEA No. 102  
2/24 Signed by Speaker  
2/24 Signed by President  
2/27 Approved by Governor  
 Chapter No. 168

CONCURRENCES/JOINT CONFERENCE COMMITTEES

NOTES: ADDITIONAL HOUSE / SENATE ACTION

2/15 Received from Senate with  
Request to Concur in Amendments.  
2/16 ☐ House Concurred in Senate  
Amendments.  
☒ House Did not Concur in Senate  
Amendments.  
Aye 3 No 57 Ex 0 Ab 0

2/16 JCC# 1 2/17 JCC# 1  
House Members Senate Members  
MacMillan Ch. Taiford Ch.  
Tipton Vinick  
Johnson Maxfield  
☐ Request for New Committee.  
2/22 ☒ House Adopted JCC# 01  
☐ House Did Not Adopt JCC#  
Aye 58 No 0 Ex 02 Ab 0  
☒ Senate Adopted  
☐ Senate Did Not Adopt  
Aye 29 No 0 Ex 1 Ab 0

1 JCC# 2 1 JCC# 2  
House Members Senate Members  
Ch. Ch.  
☐ Request for New Committee.  
☐ House Adopted JCC#  
☐ House Did Not Adopt JCC#  
Aye No Ex Ab  
☐ Senate Adopted  
☐ Senate Did Not Adopt  
Aye No Ex Ab

1 JCC# 3 1 JCC# 3  
House Members Senate Members  
Ch. Ch.  
☐ Request for New Committee.  
☐ House Adopted JCC#  
☐ House Did Not Adopt JCC#  
Aye No Ex Ab  
☐ Senate Adopted  
☐ Senate Did Not Adopt  
Aye No Ex Ab

1995

STATE OF WYOMING

95LSO-0357.01

HOUSE BILL NO. 0187

**INTRODUCED**

Administrative rules process-amendments.

Sponsored by: Representative(s) MACMILLAN, BEBOUT, BOWRON, CASE,  
LUTHI, MARTON and PARADY and Senator(s) ENZI and PICARD

A BILL

for

1 AN ACT to amend W.S. 16-3-103(a)(i)(intro) and (C) and (D)  
2 and by creating new subparagraphs (E) and (F) and (ii) and  
3 by creating new subsections (e) and (f) relating to the  
4 Wyoming Administrative Procedure Act; modifying notice  
5 requirements and procedures for agency adoption of rules;  
6 and providing for an effective date.

7 Be It Enacted by the Legislature of the State of Wyoming:

8 Section 1. W.S. 16-3-103(a)(i)(intro) and (C) and (D)  
9 and by creating new subparagraphs (E) and (F) and (ii) and  
10 by creating new subsections (e) and (f) is amended to  
11 read:

=====  
LEGEND: Underlined = New text added to existing statutes  
Stricken = Text deleted from existing statutes  
=====

- 1 -  
**NO SIGNIFICANT PERSONNEL  
PERSONNEL IMPACT AT STATE LEVEL**

HB 187

1           16-3-103. ADOPTION, AMENDMENT AND REPEAL OF RULES;  
2 NOTICE; HEARING; EMERGENCY RULES; PROCEEDINGS TO CONTEST;  
3 REVIEW AND APPROVAL BY GOVERNOR.

4           (a) Prior to an agency's adoption, amendment or  
5 repeal of all rules other than interpretative rules or  
6 statements of general policy, the agency shall:

7                   (i) Give at least forty-five (45) days notice of  
8 its intended action. Notice shall be mailed to all persons  
9 making timely requests of the agency for advanced notice  
10 of its rulemaking proceedings and to the attorney general  
11 and the legislative service office if a state agency. The  
12 agency shall submit a copy of the proposed rules, in a  
13 format conforming to any requirements prescribed pursuant  
14 to subsection (f) of this section, with the notice given  
15 to the legislative service office. The notice shall  
16 include:

17                   (C) If an amendment or a repeal, the cita-  
18 tion to the agency rule to be amended or repealed; and

19                   (D) If new rules, a statement that they are  
20 new rules and a citation of the statute which authorizes  
21 adoption of the rules;

1                   (E) The place where an interested person  
2   may obtain a copy of the proposed rules in a format con-  
3   forming to any requirements prescribed pursuant to subsec-  
4   tion (f) of this section; and

5                   (F) If the agency asserts that the rule is  
6   proposed to be adopted, amended or repealed in order for  
7   the state to comply with federal law or regulatory  
8   requirements:

9                   (I) A statement that the adoption,  
10   amendment or repeal of the rule is required by federal law  
11   or regulation together with citations to the applicable  
12   federal law or regulation; and

13                   (II) A statement whether the proposed  
14   rule change meets minimum federal requirements or whether  
15   the proposed rule change exceeds minimum federal require-  
16   ments.

17                   (ii) Afford all interested persons reasonable  
18   opportunity to submit data, views or arguments, orally or  
19   in writing. , provided:

20                   (A) In the case of substantive rules,  
21   opportunity for oral hearing must shall be granted if

1 requested by twenty-five (25) persons, or by a governmen-  
2 tal subdivision, or by an association having not less than  
3 twenty-five (25) members. No hearing under this paragraph  
4 subparagraph shall be conducted until at least forty-five  
5 (45) days after the later of:

6 (I) The date notice of intended action  
7 is given under paragraph (i) of this subsection; or

8 (II) The date notice is published if  
9 publication is required by subsection (e) of this section.

10 (B) The agency shall consider fully all  
11 written and oral submissions respecting the proposed  
12 rule;

13 (C) If prior to final adoption any person  
14 objects to the accuracy of a statement made by the agency  
15 pursuant to W.S. 16-3-103(a)(i)(F)(I) or (II), the agency  
16 shall:

17 (I) Provide the objecting person with  
18 a written response explaining and substantiating the  
19 agency's position by reference to federal law or regula-  
20 tions; and

21 (II) Include with the final rules sub-

1 mitted for review to the governor and legislative service  
2 office a concise statement of the objection and the  
3 agency's response.

4 (D) Upon adoption of the rule, the agency,  
5 if requested to do so by an interested person, either  
6 prior to adoption or within thirty (30) days thereafter,  
7 shall issue a concise statement of the principal reasons  
8 for overruling the consideration urged against its adop-  
9 tion.

10 (e) If a state agency created as a licensing or regu-  
11 latory board or commission for any profession or occupa-  
12 tion regulated under title 33 regularly publishes a news-  
13 letter, memorandum or other written or electronic communi-  
14 cation which serves as a medium to provide information to  
15 members of the regulated profession or occupation, then in  
16 addition to the notice requirements of subsection (a) of  
17 this section, the agency shall publish therein notice of  
18 its intended rulemaking proceedings at least once prior to  
19 taking final action to adopt, amend or repeal any rule.  
20 This subsection shall not apply to emergency rules adopted  
21 pursuant to subsection (b) of this section.

22 (f) The state registrar of rules shall prescribe a

1     format for state agencies to follow in preparing proposed  
2     amendments to existing rules which shall ensure that addi-  
3     tions to and deletions from existing language are clearly  
4     indicated.

5             Section . This act is effective July 1, 1995.

6                             (END)



## THE LEGISLATURE OF THE STATE OF WYOMING

## House of Representatives

HB 0187 HS01

Cheyenne, ..... January 20 ....., 19...95

Mr. Speaker:

Your Committee No. .... 1 ..... on ..... JUDICIARY .....

to whom was referred House Bill No. .... 0187 .....

respectfully reports same back to the House with the recommendation that it

DO PASS as amended. See attached Schedule A.

AYES

Barker  
 Hanes  
 Luthi  
 McConigley  
 Nagel  
 Nelson  
 Rose  
 Wasserburger  
 Tipton

NOESEXCUSED
  
 Harry B. Tipton,

Chairman



AMENDMENT LIST

DATE 1/26 BILL NO. HB187 Circle One: COW 2nd 3rd

HB 187 HSO1/A

## THE LEGISLATURE OF THE STATE OF WYOMING

Senate

Cheyenne, February 6, 1995

Mr. President:

Your Committee No. 01 on JUDICIARY

to whom was referred ~~Senate Bill~~ No. HB187ENG

respectfully reports same back to the Senate with the recommendation that

it DO PASS

AYES

Senators:

Kuns, Chairman  
Goodenough  
Miller  
Phillips  
PicardNOES

Senators:

  
 April Brimmer Kuns  
 Chairman

AMENDMENT LIST

DATE 2-13-95 BILL NO. HB 187 Circle One: COW 2nd 3rd

HB 0187 SMD1/AE En25

# SENATE ROLL CALL - FIFTY-THIRD WYOMING LEGISLATURE

Date 2-15-95 Bill # HB 187 Intro        3rd Rdg X Concur        Rules/Susp       

Other Action: Consent List JCC#       

Moved by:        Seconded by:       

	Ayes	Noes	Excused	Absent	Conflict
APPLEGATE	✓				
BARTON	✓				
CAMERON	✓				
CATHCART	✓				
COE	✓				
<del>EDDINS</del>					
ENZI	✓				
GEIS	✓				
GILBERTZ	✓				
GOODENOUGH		✓			
GRIEVE	✓				
HARRIS	✓				
HAWKS	✓				
KINNISON	✓				
KUNZ	✓				
LARSON	✓				
LAWLER	✓				
MAXFIELD	✓				
MEIER	✓				
MILLER	✓				
PECK	✓				
PHILLIPS	✓				
PICARD	✓				
PREVEDEL	✓				
SARCLETTI	✓				
SCHIFFER	✓				
SCOTT	✓				
TWIFORD	✓				
VINICH		✓			
ZIMMERMAN	✓				
MR. PRESIDENT	✓				

PRESENT        AYES 28  
 NOES 2  
 EXCUSED         
 ABSENT         
 CONFLICT         
 TOTAL 30

Passed X  
 Failed

# SENATE ROLL CALL - FIFTY-THIRD WYOMING LEGISLATURE

Date 2-22-95 Bill # HB 187 Intro 3rd Rdg Concur Rules/Susp

Other Action: HB 0187 JC01/A JCC# 1/A

Moved by: Sen. Twiford Seconded by: Sen. Enzi

	Ayes	Noes	Excused	Absent	Conflict
APPLEGATE	✓				
BARTON	✓				
CAMERON	✓				
CATHCART	✓				
COE	-		✓		
<del>EDDINS</del>					
ENZI	✓				
GEIS	✓				
GILBERTZ	✓				
GOODENOUGH	✓				
GRIEVE	✓				
HARRIS	✓				
HAWKS	✓				
KINNISON	✓				
KUNZ	✓				
LARSON	✓				
LAWLER	✓				
MAXFIELD	✓				
MEIER	✓				
MILLER	✓				
PECK	✓				
PHILLIPS	✓				
PICARD	✓				
PREVEDEL	✓				
SARCLETTI	✓				
SCHIFFER	✓				
SCOTT	✓				
TWIFORD	✓				
VINICH	✓				
ZIMMERMAN	✓				
MR. PRESIDENT	✓				

PRESENT \_\_\_\_\_ AYES 29  
 NOES \_\_\_\_\_  
 EXCUSED 1  
 ABSENT \_\_\_\_\_  
 CONFLICT \_\_\_\_\_  
 TOTAL 30

Passed X  
 Failed \_\_\_\_\_

SENATE  
WYOMING STATE LEGISLATURE

*Did not concur*

Message No. 327

Concurrence Requested

Mr. Speaker:

February 15, 1995

H.B. No. 0187

Administrative rules process-amendments.

The House Bill listed above passed on third reading in an amended form as follows by the vote indicated.

HB0187SW01/AE

TO ENGROSSED COPY

Page 5-line 17

After "therein" insert "the proposed rules in a format conforming to any requirements prescribed pursuant to subsection (f) of this section or, if the agency determines publication in such manner is not practicable, it shall publish therein". ENZI

Ayes 28 Noes 2 Excused 0 Absent 0

The Senate respectfully asks the House to concur by adopting the listed amendments.

Sincerely,

*L. C. Hanes*

Liv C. Hanes  
Senate Chief Clerk

Bill Jacket Attached

SCHEDULE A

- Page 3-line 5      After "that" delete "the" insert "all or a portion of a".
- Page 5-line 18    After "proceedings" insert "and make available the full text of all proposed changes in the format conforming to any requirements prescribed pursuant to subsection (f) of this section".
- Page 6-line 5      After "Section" insert "2".



HOUSE ROLL CALL - FIFTY-THIRD WYOMING LEGISLATURE

**Other Action:** \_\_\_\_\_ **JCC#** \_\_\_\_\_

Moved by: \_\_\_\_\_ Seconded by: \_\_\_\_\_

Ayes	Noes	Excused	Absent	Conflict		Ayes	Noes	Excused	Absent	Conflict	
✓					ANDERSON	✓					MORROW
✓					BADGETT	✓					NAGEL
✓					BAKER	✓					NELSON
✓					BARKER	✓					PARADY
✓					BATY	✓					PARK
✓					BEBOUT	✓					PASENEAUX
✓					BENSEL	✓					PERKINS
✓					BETTS	✓					PHILP
✓					BOSWELL	✓					REED
✓					BOWRON	✓					ROSE
✓					BURNS	✓					RYCKMAN
✓					CASE	✓					SELBY
✓					DEVIN	✓					SESSIONS
✓					DEWITT	✓					SHIPPY
✓					DIERCKS	✓					SHREVE
✓					ERB	✓					SIMONS
✓					EYRE	✓					STAFFORD
✓					GAMS	✓					STARK
✓					HAGEMAN	✓					TAYLOR-HORTON
✓					HANES	✓					TEMPEST
✓					HARRISON	✓					TIPTON
✓					HINCHEY	✓					TOMASSI
✓					HINES	✓					WASSERBURGER
✓					HUCKFELDT	✓					WILLFORD
✓					JOHNSON	✓					WOOLDRIDGE
✓					LAW	✓					ZANETTI
✓					LUTHI	✓					MR. SPEAKER
✓					MACMILLAN	AYES <u>60</u> PRESENT _____ NOES _____ EXCUSED _____ ABSENT _____ CONFLICT _____ TOTAL <u>60</u> LESS _____					
					<del>MARTIN</del>						
✓					MASSIE						
✓					MCCONIGLEY						
✓					MCMURTREY						
✓					MOCKLER						
✓					MOORE						

**Passed** \_\_\_\_\_

**Failed** \_\_\_\_\_

1 HB0187HS01/ *A*

2 ✓ Page 3-line 5  
3

After "that" delete "the" insert "all or a  
portion of a".

4 ✓ Page 5-line 18

5  
6  
7  
8

After "proceedings" insert "and make avail-  
able the full text of all proposed changes  
in the format conforming to any require-  
ments prescribed pursuant to subsection (f)  
of this section".

9 ✓ Page 6-line 5  
10

After "Section" insert "2". TIPTON, CHAIR-  
MAN

*on*

# ENGROSSED

1995

STATE OF WYOMING

95LSO-0357.ENG

HOUSE BILL NO. 0187

Administrative rules process-amendments.

Sponsored by: Representative(s) MACMILLAN, BEBOUT, BOWRON, CASE,  
LUTHI, MARTON and PARADY and Senator(s) ENZI and PICARD

A BILL

for

1 AN ACT to amend W.S. 16-3-103(a)(i)(intro) and (C) and (D)  
2 and by creating new subparagraphs (E) and (F) and (ii) and  
3 by creating new subsections (e) and (f) relating to the  
4 Wyoming Administrative Procedure Act; modifying notice  
5 requirements and procedures for agency adoption of rules;  
6 and providing for an effective date.

7 Be It Enacted by the Legislature of the State of Wyoming:

8 Section 1. W.S. 16-3-103(a)(i)(intro) and (C) and (D)  
9 and by creating new subparagraphs (E) and (F) and (ii) and  
10 by creating new subsections (e) and (f) is amended to  
11 read:

=====

LEGEND: Underlined = New text added to existing statutes  
Stricken = Text deleted from existing statutes

=====

1           16-3-103. ADOPTION, AMENDMENT AND REPEAL OF RULES;  
2 NOTICE; HEARING; EMERGENCY RULES; PROCEEDINGS TO CONTEST;  
3 REVIEW AND APPROVAL BY GOVERNOR.

4           (a) Prior to an agency's adoption, amendment or  
5 repeal of all rules other than interpretative rules or  
6 statements of general policy, the agency shall:

7                   (i) Give at least forty-five (45) days notice of  
8 its intended action. Notice shall be mailed to all persons  
9 making timely requests of the agency for advanced notice  
10 of its rulemaking proceedings and to the attorney general  
11 and the legislative service office if a state agency. The  
12 agency shall submit a copy of the proposed rules, in a  
13 format conforming to any requirements prescribed pursuant  
14 to subsection (f) of this section, with the notice given  
15 to the legislative service office. The notice shall  
16 include:

17                           (C) If an amendment or a repeal, the cita-  
18 tion to the agency rule to be amended or repealed; and

19                           (D) If new rules, a statement that they are  
20 new rules and a citation of the statute which authorizes  
21 adoption of the rules;

1                   (E) The place where an interested person  
2                   may obtain a copy of the proposed rules in a format con-  
3                   forming to any requirements prescribed pursuant to subsec-  
4                   tion (f) of this section; and

5                   (F) If the agency asserts that all or a  
6                   portion of a rule is proposed to be adopted, amended or  
7                   repealed in order for the state to comply with federal law  
8                   or regulatory requirements:

9                   (I) A statement that the adoption,  
10                  amendment or repeal of the rule is required by federal law  
11                  or regulation together with citations to the applicable  
12                  federal law or regulation; and

13                  (II) A statement whether the proposed  
14                  rule change meets minimum federal requirements or whether  
15                  the proposed rule change exceeds minimum federal require-  
16                  ments.

17                  (ii) Afford all interested persons reasonable  
18                  opportunity to submit data, views or arguments, orally or  
19                  in writing: , provided:

20                  (A) In the case of substantive rules,  
21                  opportunity for oral hearing must shall be granted if

1 requested by twenty-five (25) persons, or by a governmen-  
2 tal subdivision, or by an association having not less than  
3 twenty-five (25) members. No hearing under this paragraph  
4 subparagraph shall be conducted until at least forty-five  
5 (45) days after the later of:

6 (I) The date notice of intended action  
7 is given under paragraph (i) of this subsection; : or

8 (II) The date notice is published if  
9 publication is required by subsection (e) of this section.

10 (B) The agency shall consider fully all  
11 written and oral submissions respecting the proposed  
12 rule;:

13 (C) If prior to final adoption any person  
14 objects to the accuracy of a statement made by the agency  
15 pursuant to W.S. 16-3-103(a)(i)(F)(I) or (II), the agency  
16 shall:

17 (I) Provide the objecting person with  
18 a written response explaining and substantiating the  
19 agency's position by reference to federal law or regula-  
20 tions; and

21 (II) Include with the final rules sub-

1 mitted for review to the governor and legislative service  
2 office a concise statement of the objection and the  
3 agency's response.

4           (D) Upon adoption of the rule, the agency,  
5 if requested to do so by an interested person, either  
6 prior to adoption or within thirty (30) days thereafter,  
7 shall issue a concise statement of the principal reasons  
8 for overruling the consideration urged against its adop-  
9 tion.

10           (e) If a state agency created as a licensing or regu-  
11 latory board or commission for any profession or occupa-  
12 tion regulated under title 33 regularly publishes a news-  
13 letter, memorandum or other written or electronic communi-  
14 cation which serves as a medium to provide information to  
15 members of the regulated profession or occupation, then in  
16 addition to the notice requirements of subsection (a) of  
17 this section, the agency shall publish therein notice of  
18 its intended rulemaking proceedings and make available the  
19 full text of all proposed changes in the format conforming  
20 to any requirements prescribed pursuant to subsection (f)  
21 of this section at least once prior to taking final action  
22 to adopt, amend or repeal any rule. This subsection shall  
23 not apply to emergency rules adopted pursuant to subsec-

1     tion (b) of this section.

2             (f) The state registrar of rules shall prescribe a  
3     format for state agencies to follow in preparing proposed  
4     amendments to existing rules which shall ensure that addi-  
5     tions to and deletions from existing language are clearly  
6     indicated.

7             Section 2. This act is effective July 1, 1995.

8                             (END)



JOINT CONFERENCE REPORT

H.B. No. 0187 Administrative rules process-amendments.

Reference Senate Message No. 327

HB0187JC01/A

TO ENGROSSED COPY

Delete the following Senate amendment:

HB0187SW01/AE

Further amend the ENGROSSED COPY as follows:

Page 5-lines 10 through 23 Delete.

Page 6-line 1 Delete and insert:

"(e) If a state agency created as a licensing or regulatory board or commission for any profession or occupation regulated under title 33 regularly publishes a newsletter, memorandum or other written or electronic communication which serves as a medium to provide information to members of the regulated profession or occupation, then in addition to the notice requirements of subsection (a) of this section, the agency shall publish within that medium the proposed rules in a format conforming to any requirements prescribed pursuant to subsection (f) of this section. If the agency determines publication in such manner is not practicable, it shall publish within the chosen medium at least once prior to taking final action to adopt, amend or repeal any rule notice of its intended rulemaking proceedings and make available the full text of all proposed changes in the format conforming to any requirements prescribed pursuant to subsection (f) of this section. This subsection shall not apply to emergency rules adopted pursuant to subsection (b) of this section."

HOUSE

MACMILLAN

JOHNSON

TIPTON

SENATE

TWIFORD

VINICH

MAXFIELD

After "therein" insert "the proposed rules in a format conforming to any requirements prescribed pursuant to subsection (f) of this section or, if the agency determines publication in such manner is not practicable, it shall publish therein". ENZI

*Done*

*dictated by  
JCO/H*

X Delete the following Senate amendment:

HB0187SW01/AE

Further amend the ENGROSSED COPY as follows:

✓ Page 5-lines 10 through 23 Delete.

X Page 6-line 1 Delete and insert:

"(e) If a state agency created as a licensing or regulatory board or commission for any profession or occupation regulated under title 33 regularly publishes a newsletter, memorandum or other written or electronic communication which serves as a medium to provide information to members of the regulated profession or occupation, then in addition to the notice requirements of subsection (a) of this section, the agency shall publish within that medium the proposed rules in a format conforming to any requirements prescribed pursuant to subsection (f) of this section. If the agency determines publication in such manner is not practicable, it shall publish within the chosen medium at least once prior to taking final action to adopt, amend or repeal any rule notice of its intended rulemaking proceedings and make available the full text of all proposed changes in the format conforming to any requirements prescribed pursuant to subsection (f) of this section. This subsection shall not apply to emergency rules adopted pursuant to subsection (b) of this section." MACMILLAN, JOHNSON, TIPTON, TWIFORD, VINICH, MAXFIELD

# HOUSE ROLL CALL - FIFTY-THIRD WYOMING LEGISLATURE

Date 1-30-95 Bill # HB 187 Intro \_\_\_\_\_ 3rd Rdg ☒ Concur \_\_\_\_\_ Rules/Susp \_\_\_\_\_

Other Action: \_\_\_\_\_ JCC# \_\_\_\_\_

Moved by: \_\_\_\_\_ Seconded by: \_\_\_\_\_

Ayes	Noes	Excused	Absent	Conflict		Ayes	Noes	Excused	Absent	Conflict	
					ANDERSON						MORROW
					BADGETT						NAGEL
					BAKER						NELSON
					BARKER						PARADY
					BATY						PARK
					BEBOUT						PASENEAUX
					BENSEL						PERKINS
					BETTS						PHILP
					BOSWELL						REED
					BOWRON						ROSE
					BURNS						RYCKMAN
					CASE						SELBY
					DEVIN						SESSIONS
					DEWITT						SHIPPY
					DIERCKS						SHREVE
					ERB						SIMONS
					EYRE						STAFFORD
					GAMS						STARK
					HAGEMAN						TAYLOR-HORTON
					HANES						TEMPEST
					HARRISON						TIPTON
					HINCHEY						TOMASSI
					HINES						WASSERBURGER
					HUCKFELDT						WILLFORD
					JOHNSON						WOOLDRIDGE
					LAW						ZANETTI
					LUTHI						MR. SPEAKER
					MACMILLAN	<p>AYES <u>60</u> PRESENT _____</p> <p>NOES _____</p> <p>EXCUSED _____</p> <p>ABSENT _____</p> <p>CONFLICT _____</p> <p>TOTAL <u>60</u></p> <p>LESS _____</p>					
					MARTON						
					MASSIE						
					MCCONIGLEY						
					MCMURTREY						
					MOCKLER						
					MOORE						

<p><b>Passed</b> <input checked="" type="checkbox"/></p> <p><b>Failed</b> _____</p>
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# HOUSE ROLL CALL - FIFTY-THIRD WYOMING LEGISLATURE

Date 2-16-95 Bill # HB 187 Intro \_\_\_\_\_ 3rd Rdg \_\_\_\_\_ Concur ✓ Rules/Susp \_\_\_\_\_

Other Action: Motion to Concur with Senate JCC# \_\_\_\_\_

Moved by: MacMillan Seconded by: \_\_\_\_\_

Ayes	Noes	Excused	Absent	Conflict		Ayes	Noes	Excused	Absent	Conflict	
✓					ANDERSON		✓				MORROW
	✓				BADGETT		✓				NAGEL
	✓				BAKER		✓				NELSON
	✓				BARKER		✓				PARADY
	✓				BATY		✓				PARK
	✓				BEBOUT		✓				PASENEAUX
	✓				BENSEL		✓				PERKINS
	✓				BETTS		✓				PHILP
	✓				BOSWELL		✓				REED
	✓				BOWRON		✓				ROSE
	✓				BURNS		✓				RYCKMAN
	✓				CASE		✓				SELBY
	✓				DEVIN		✓				SESSIONS
	✓				DEWITT		✓				SHIPPY
	✓				DIERCKS		✓				SHREVE
	✓				ERB		✓				SIMONS
	✓				EYRE		✓				STAFFORD
	✓				GAMS		✓				STARK
	✓				HAGEMAN		✓				TAYLOR-HORTON
	✓				HANES		✓				TEMPEST
	✓				HARRISON	✓					TIPTON
	✓				HINCHEY		✓				TOMASSI
	✓				HINES		✓				WASSERBURGER
	✓				HUCKFELDT		✓				WILLFORD
	✓				JOHNSON		✓				WOOLDRIDGE
	✓				LAW		✓				ZANETTI
	✓				LUTHI	✓					MR. SPEAKER
	✓				MACMILLAN	<p>           AYES <u>3</u> PRESENT _____            NOES <u>57</u>            EXCUSED _____            ABSENT _____            CONFLICT _____            TOTAL <u>60</u>            LESS _____         </p>					
					MARTON						
	✓				MASSIE						
	✓				MCCONIGLEY						
	✓				MCMURTREY						
	✓				MOCKLER						
	✓				MOORE	<div> <p>Passed _____</p> <p>Failed <u>✓</u></p> </div>					

# APPOINTMENT OF CONFERENCE COMMITTEE

## HOUSE ROLL CALL - FIFTY-THIRD WYOMING LEGISLATURE

Date 2-16-95 Bill # HB 187 Intro \_\_\_\_\_ 3rd Rdg \_\_\_\_\_ Concur \_\_\_\_\_ Rules/Susp \_\_\_\_\_

Other Action: Appointment of House Conference JCC# 01

Moved by: \_\_\_\_\_ Seconded by: \_\_\_\_\_

Ayes	Noes	Excused	Absent	Conflict		Ayes	Noes	Excused	Absent	Conflict	
					ANDERSON						MORROW
					BADGETT						NAGEL
					BAKER						NELSON
					BARKER						PARADY
					BATY						PARK
					BEBOUT						PASENEAUX
					BENSEL						PERKINS
					BETTS						PHILP
					BOSWELL						REED
					BOWRON						ROSE
					BURNS						RYCKMAN
					CASE						SELBY
					DEVIN						SESSIONS
					DEWITT						SHIPPY
					DIERCKS						SHREVE
					ERB						SIMONS
					EYRE						STAFFORD
					GAMS						STARK
					HAGEMAN						TAYLOR-HORTON
					HANES						TEMPEST
					HARRISON						TIPTON
					HINCHEY						TOMASSI
					HINES						WASSERBURGER
					HUCKFELDT						WILLFORD
				✓	JOHNSON						WOOLDRIDGE
					LAW						ZANETTI
					LUTHI						MR. SPEAKER
				✓	MACMILLAN <i>Chair</i>	AYES _____ PRESENT _____ NOES _____ EXCUSED _____ ABSENT _____ CONFLICT _____ TOTAL 60 LESS _____					
					MARTON						
					MASSIE						
					MCCONIGLEY						
					MCMURTREY						
					MOCKLER						
					MOORE						

<b>Passed</b> _____  <b>Failed</b> _____
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# HOUSE ROLL CALL - FIFTY-THIRD WYOMING LEGISLATURE

Date 2-22-95 Bill # HB 187 Intro \_\_\_\_\_ 3rd Rdg \_\_\_\_\_ Concur \_\_\_\_\_ Rules/Susp \_\_\_\_\_

Other Action: Adoption of JOC Report HB 187, 1995 JCC# 01

Moved by: \_\_\_\_\_ Seconded by: \_\_\_\_\_

Ayes	Noes	Excused	Absent	Conflict		Ayes	Noes	Excused	Absent	Conflict	
✓					ANDERSON	✓					MORROW
✓					BADGETT	✓					NAGEL
✓					BAKER	✓					NELSON
✓					BARKER	✓					PARADY
✓					BATY	✓					PARK
✓					BEBOUT	✓					PASENEAUX
✓					BENSEL	✓					PERKINS
✓					BETTS	✓					PHILP
✓					BOSWELL	✓					REED
		✓	✓		BOWRON	✓					ROSE
✓					BURNS	✓					RYCKMAN
✓					CASE	✓					SELBY
✓					DEVIN	✓					SESSIONS
✓					DEWITT	✓					SHIPPY
✓					DIERCKS	✓					SHREVE
✓					ERB	✓					SIMONS
✓					EYRE			✓			STAFFORD
✓					GAMS	✓					STARK
✓					HAGEMAN	✓					TAYLOR-HORTON
✓					HANES	✓					TEMPEST
✓					HARRISON	✓					TIPTON
✓		✓			HINCHEY	✓					TOMASSI
✓					HINES	✓					WASSERBURGER
✓					HUCKFELDT	✓					WILLFORD
✓					JOHNSON	✓					WOOLDRIDGE
✓					LAW	✓					ZANETTI
✓					LUTHI	✓					MR. SPEAKER
✓					MACMILLAN	<div> <div>AYES <u>58</u></div> <div>NOES _____</div> <div>EXCUSED <u>2</u></div> <div>ABSENT <u>0</u></div> <div>CONFLICT _____</div> <div>TOTAL <u>60</u></div> <div>LESS _____</div> </div> <div> <div>PRESENT _____</div> <div> <div>Passed <u>✓</u></div> <div>Failed _____</div> </div> </div>					
					MARTON						
✓					MASSIE						
✓					MCCONIGLEY						
✓					MCMURTREY						
✓					MOCKLER						
✓					MOORE						