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1 A CONCURRENT RESOLUTION directing the Legislative Research Commission

- 2 to study the impact of administrative regulations on the Commonwealth of Kentucky.
- WHEREAS, administrative regulations are essential to allow the executive branch
- 4 to carry out its constitutional duties; and
- 5 WHEREAS, limits on administrative authority are imperative so that a government
- 6 does not encroach on the liberties of its people; and
- WHEREAS, clear and precise language defining the boundaries of executive
- 8 authority is essential to ensure that a government agency does not exceed its authority;
- 9 and
- WHEREAS, administrative regulations that do not clearly define parameters of
- 11 authority create confusion; and
- WHEREAS, administrative regulations that are unclear may lead to inadvertent
- 13 noncompliance on the part of citizens and governmental entities; and
- WHEREAS, if government agencies overstep the bounds of their statutory
- authority, an abuse of power and a lack of recourse for citizens diminishes confidence in
- 16 the rule of law;
- 17 NOW, THEREFORE,
- 18 Be it resolved by the Senate of the General Assembly of the Commonwealth of
- 19 Kentucky, the House of Representatives concurring therein:
- 20 → Section 1. The staff of the Legislative Research Commission is directed to
- 21 complete a study of the effectiveness of administrative regulations in the Commonwealth
- of Kentucky.
- → Section 2. The study under Section 1 of this Resolution shall include an analysis
- 24 of:
- 25 (1) Whether any statutes authorizing the promulgation of administrative
- 26 regulations are unclear, and what changes are needed to provide more clarity;
- 27 (2) Whether any administrative regulations are unclear or do not conform to

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1 statutory authority, and what changes will provide clarity to unclear regulations or bring

- 2 nonconforming regulations into compliance; and
- 3 (3) Whether a truncated injunctive procedure could be added into KRS 13A.130
- 4 to expedite relief to a citizen or entity aggrieved by a violation of that section.
- 5 → Section 3. The study described in Sections 1 and 2 of this Resolution shall be
- 6 submitted to the Interim Joint Committee on State Government no later than December 1,
- 7 2024.
- Section 4. Provisions of this Resolution to the contrary notwithstanding, the
- 9 Legislative Research Commission shall have the authority to alternatively assign the
- 10 issues identified herein to an interim joint committee or subcommittee thereof, and to
- 11 designate a study completion date.