

By the Committee on Governmental Rules & Regulations and
Representatives Wallace and Goode

1 A bill to be entitled
2 An act relating to state government; requiring
3 the Joint Administrative Procedures Committee
4 to publish certain statistics relating to rules
5 in its annual report; directing the Office of
6 Program Policy Analysis and Government
7 Accountability to conduct a study and prepare a
8 report on the cost of state regulation and
9 providing requirements with respect thereto;
10 providing an appropriation; providing an
11 effective date.

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13 Be It Enacted by the Legislature of the State of Florida:

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15 Section 1. The Joint Administrative Procedures
16 Committee shall publish the following statistics on state
17 rules and regulations in its annual report:

18 (1) The number of rules in the Florida Administrative
19 Code.

20 (2) The number of rules in the Florida Administrative
21 Code with cost estimates.

22 (3) The number of rules in the Florida Administrative
23 Code without cost estimates.

24 (4) Summations of the cost estimates that do exist.

25 (5) The number of rules repealed and the cost savings
26 realized by those repeals.

27 (6) The number of full-time equivalent employees
28 engaged in regulatory activity.

29 (7) The number of pages in the Florida Administrative
30 Code.

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1 Section 2. The Office of Program Policy Analysis and
2 Government Accountability (OPPAGA) is directed to study,
3 through its staff or by contract with a vendor, the costs
4 associated with state regulation. OPPAGA shall submit to the
5 Speaker of the House of Representatives and the President of
6 the Senate, no later than January 31, 1999, a report that
7 provides:

8 (1) A comprehensive literature search on regulatory
9 cost studies available at the federal, state, and local level.
10 OPPAGA shall include a bibliography of its findings in the
11 report.

12 (2) Estimates of the total costs of state regulation
13 for fiscal year 1996-1997. Regulatory cost estimates shall be
14 divided into two main categories and reported as follows:

15 (a) Administrative costs, which are the costs incurred
16 by the state to administer regulatory programs. Administrative
17 costs shall be categorized by agency and shall be identified
18 using the General Appropriations Act, agency budgets, and
19 other appropriate data sources.

20 (b) Compliance costs, which are the costs incurred by
21 the private sector and local governments to comply with state
22 regulation. Compliance costs shall be quantified using
23 existing agency data, the General Appropriations Act, existing
24 economic impact statements or statements of estimated
25 regulatory costs, and other appropriate agency data sources,
26 including, but not limited to, federal reports, engineering
27 studies, industry surveys, local government surveys, and other
28 market data. Compliance cost estimates shall be divided into
29 three main categories:

30 1. Economic regulation: Industry-specific regulations
31 and other regulated activities in industries using economic

1 controls such as price ceilings and service parameters.
2 Economic regulatory costs shall be divided into capital costs
3 and operational costs.
4 2. Social regulation: Regulations designed to achieve
5 goals such as cleaner air, equal employment opportunity, safer
6 work environments, and consumer safety. Social regulatory
7 costs shall be divided into capital costs and operational
8 costs.
9 3. Paperwork costs: Requirements associated with
10 paperwork burdens not directly linked to a social or economic
11 regulatory objective. Paperwork costs shall consist of the
12 operational costs incurred by the private sector or local
13 governments to comply with state paperwork requirements.
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15 Once quantified, a range of regulatory costs associated with
16 the categories specified in subparagraphs (b)1., 2., and 3.,
17 shall be given and then accumulated to arrive at a total cost
18 estimate. The total cost estimate shall be described on an
19 aggregate and a per capita basis. State regulatory costs
20 identified under paragraphs (a) and (b) that are attributable
21 to federally mandated or federally delegated programs should
22 be so noted in the report.
23 (3) Proposed methodologies for estimating state
24 regulatory costs as described in subsection (2) and
25 recommendations to improve the state's rulemaking process to
26 more accurately consider the costs and benefits of proposed
27 rules.
28 Section 3. The sum of \$10,000 is appropriated from the
29 General Revenue Fund to the Office of Program Policy Analysis
30 and Government Accountability for the purpose of conducting
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