

By: Elkins, Turner

H.J.R. No. 88

A JOINT RESOLUTION

1 proposing a constitutional amendment to provide for legislative
2 review of the process of rulemaking by agencies in the executive
3 department.

4 BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF TEXAS:

5 SECTION 1. Article III, Texas Constitution, is amended by
6 adding Section 68 to read as follows:

7 Sec. 68. Regardless of any provision of Article II or of
8 this article, the legislature by law may provide for legislative
9 review of the process of rulemaking by agencies in the executive
10 department. The law may prescribe conditions for rules to take
11 effect and may provide for the suspension, repeal, or expiration of
12 rules. The law may prescribe procedures and may delegate powers to
13 either or both houses of the legislature or to committees of either
14 or both houses.

15 SECTION 2. This proposed constitutional amendment shall be
16 submitted to the voters at an election to be held November 8, 2011.
17 The ballot shall be printed to permit voting for or against the
18 proposition: "The constitutional amendment to provide for
19 legislative review of the process of rulemaking by agencies in the
20 executive department."