



Considerations for Requiring Rulemaking:	Considerations for Establishing Rulemaking Timeline:	Considerations for Requiring Checkback(s):
<ul style="list-style-type: none"> <li>- Whether a rule or rules are necessary in the near term.</li> <li>- Whether there is sufficient detail in statute for necessary regulation without any rules.</li> <li>- Cost/staffing necessary to adopt a rule or rules.</li> <li>- Whether a guidance document, policy, practice, procedure, etc. is more appropriate.</li> </ul>	<ul style="list-style-type: none"> <li>- Statutory length of time to complete the process (100+ days), which does not include outreach or drafting the rule prior to prefiling with ICAR.</li> <li>- Other variables (dependent on federal review, promulgation of a federal regulation, adoption of a rule in another state, etc.).</li> <li>- Whether there is an actual need for rule(s) to be adopted by a particular date.</li> <li>- What happens if there is a decrease in staff capacity.</li> <li>- What step the rulemaking timeline should be linked to (prefiling with ICAR, one of the intermediary filings, adoption, etc.).</li> </ul>	<ul style="list-style-type: none"> <li>- Timing for when checkback(s) should be required (no matter what, if there is going to be a delay, at designated intervals, etc.).</li> <li>- Form of the checkback(s) (oral v. written).</li> <li>- Recipients of the checkbacks(s).</li> <li>- Contents of the checkback(s).</li> <li>- Whether something with more “teeth” is necessary (consult with Legislative Counsel).</li> </ul>