

STAFF SUMMARY FOR DECEMBER 7-8, 2016

13. STAFF PRESENTATION – RULEMAKING AUTHORITY**Today's Item****Information** **Action**

Receive informational presentation from FGC staff about FGC rulemaking authority under the California Administrative Procedure Act (APA). This item was originally scheduled for the Oct meeting, but was postponed until this meeting.

Summary of Previous/Future Actions

- Originally-scheduled presentation Oct 19-20, 2016; Eureka
- **Today's rescheduled presentation Dec 7-8, 2016; San Diego**

Background

Much of FGC's business involves considering and adopting regulations. A group of laws dictate how FGC accomplishes this, but the main law outlining the basic process are those portions of the APA, the law that governs rulemaking in California (CA Government Code §§ 11340-11365).

During recent new Commissioner orientation, the potential benefit of a short FGC staff presentation concerning the APA was identified for an upcoming meeting. Staff will give a short presentation outlining the basic APA rulemaking process and also identify the other relevant legal limits that impact FGC's ability to adopt regulations.

Significant Public Comments (N/A)**Recommendation (N/A)****Exhibits (N/A)****Motion/Direction (N/A)**