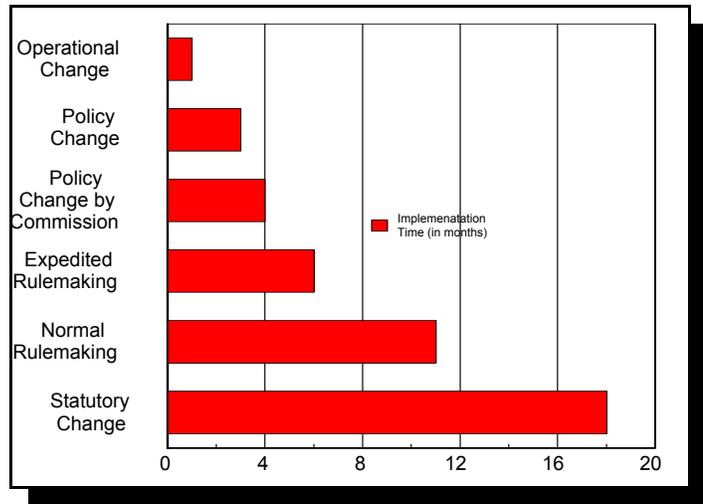


Factors Affecting Implementation

Implementation Time Line

Statutory changes generally are not finally adopted until June following a session, when the governor signs or does not veto approved legislation. If, as is commonly the case, rulemaking is required, at least another six months should be allotted for the adoption of rules. Therefore, elements requiring a statutory change would likely be implemented in December, 2005.

A change to existing rules normally require around a year to complete, including time for drafting and review, the procedures required under the Administrative Procedures Act, and optional stakeholder comment opportunities. This process can be expedited so that a rule change could be made in approximately six months. Depending on the level of additional public participation desired, and the extent of comments received during the Administrative Procedures Act comment period, this time could be shorter or longer.



The time needed to implement changes requiring policy and guidance development will vary according to the magnitude of development needed and the level of formality and public participation desired. In the case of recommendations made in this document the level of time needed will also vary according to how fully developed the recommendation is. For instance, the recommendation to implement the already-drafted nuisance odor protocol could be implemented immediately. Similarly, guidance for the Office of Permitting, Remediation and Registration on holding permits where the applicant has failed to pay a penalty or fee could be quickly drafted implemented. Other recommended guidance projects, such as the need for additional incentives for high performers could require several months. Similarly, guidance or policy areas that merit determinations by the commission will require additional time, particularly if they are to be heard at an agenda. Therefore, recommendations which require policy or guidance development should be assumed to require between one and six months, depending on the project.

Operational changes may require as little as a month to implement, or as long as several months. As is the case for changes to policies and guidance, the length of time required for operational changes will depend on the complexity of the change, the extent to which the needed change has been fully articulated in the recommendation and the formality needed in making the change.