

**Table 3.27**  
**SUMMARY OF SUNSET LEGISLATION**

State	Scope	Preliminary evaluation conducted by	Other legislative review	Other oversight mechanisms in bill	Phase-out period	Life of each agency (in years)	Other provisions
Alabama	C	Legis. Auditor Other Agency is Dept. of Examiners of Public Accounts	Standing Cmte.	Perf. audit	No later than Oct. 1 of the year following the regular session or a time as may be specified in the Sunset bill.	(usually 4)	Schedules of licensing boards and other enumerated agencies are repealed according to specified time tables.
Alaska	C	Legis. Auditor	Standing Cmte.	Perf. audit	1/y	Varies (usually 4)	...
Arizona*	S	Off. of the Auditor General	Legis. Cmtes. of reference	Perf. audit	6/m	10	Jt. Legis. Audit Cmte. selects agencies for review and assigns responsibilities for hearings to the legis. cmtes. of reference.
Arkansas	(b)	...	...	...	...	...	...
California	S	St. Legis. Sunset Review Cmte. (c)	...	...	...	Varies	Automatic repeal of professional and vocational licensing boards if legislature does not extend the operation of the board by a specified date.
Colorado	R	Dept. of Regulatory Agencies	Legis. Cmtes. of reference	(d)	1/y	up to 10	Advisory cmtes. are reviewed at least once after establishment, all regulatory functions of the state are reviewed.
Connecticut	(e)	...	...	...	...	...	...
Delaware	C	Agencies under review submit reports to Del. Sunset Comm. based on criteria for review and set forth in statute. Comm. staff conducts separate review.	...	Per. audit	Dec. 31 of next succeeding calendar year	4	Yearly sunset review schedules must include at least nine agencies. If the number automatically scheduled for review or added by the General Assembly is less than a full schedule, additional agencies shall be added in order of their appearance in the Del Code to complete the review schedule.
Florida*	R	...	Subject area committees handle some sunset review.	Perf. audit, progress review	...	10	Automatic repeal if legislature fails to reenact legislation by a specific date.
Georgia	R	Dept. of Audits	Standing Cmtes.	Perf. audit	1/y	6-Jan	A performance audit of each regulatory agency must be conducted upon the request of the Senate or House standing committee to which an agency has been assigned for oversight and review. (f)
Hawaii	R	Legis. Auditor	Consumer Protection Cmte. of each house	Perf. eval.	None	10-Jun	Schedules the various professional and vocational licensing programs for repeal according to a specified timetable. Proposed new regulatory measures must be referred to the Auditor for sunrise analysis.
Idaho	(g)	...	...	...	...	...	...
Illinois	R	Bur. of the Budget	Standing Cmte.	...	...	10 (max.)	Automatic repeal if legislature fails to reenact legislation by a specific date.
Indiana	S	Off. of Fiscal and Management Analysis	...	Perf. audit, Perf. eval.	...	10	...
Iowa	.....	.....	.....	.....	No program	.....	.....
Kansas	(h)	...	...	...	...	...	...
Kentucky	R	Administrative Regulation Review Subcommittee	Joint committee with subject matter jurisdiction.	...	...	...	Executive reorganization orders which are not enacted into law at next regular session expire and previous organization is reinstated.

Key: C — Comprehensive R — Regulatory S — Selective D — Discretionary d — day m — month y — year ... — Not applicable

See footnotes at end of table.

**SUMMARY OF SUNSET LEGISLATION — Continued**

State	Scope	Preliminary evaluation conducted by	Other legislative review	Other oversight mechanisms in bill	Phase-out period	Life of each agency (in years)	Other provisions
Louisiana	C	Standing cmtes. of the two houses with subject matter jurisdiction.	...	Perf. eval.	1/y	Up to 6	Act provides for termination of a department and all offices in a department. Also permits committees to select particular agencies or offices for more extensive evaluation. Provides for review by Jt. Legis. Cmte. on Budget of programs that were not funded during the prior fiscal year for possible repeal.
Maine*	C	Legislative Committee having jurisdiction over relevant policy area.	Selective review of major substantive rules of agencies.	...	...	Subject to review at least every 10/ys. with provisions for selected earlier reviews.	...
Maryland	R	Dept. of Legislative Services	Standing Cmtes.	Perf. eval.	2/y	10	Sunset cycle reviews completed in 1993 and will resume again in 1998
Massachusetts*					No program		
Michigan	(g)	...	...	...	...	...	...
Minnesota	(g)	...	...	...	...	...	...
Mississippi	(i)	...	...	...	...	...	...
Missouri*					No program		
Montana	(g)	...	...	...	...	...	...
Nebraska	(g)	...	...	...	...	...	...
Nevada	(g)	...	...	...	...	...	...
New Hampshire	(j)	...	...	...	...	...	...
New Jersey	(g)	...	...	...	...	...	...
New Mexico	R	Legis. Finance Cmte.	...	Perf. eval., Progress	(k)	7-May	Legis. Finance Cmte. is responsible for introducing legislation to continue any agency reviewed.
New York*	(g)	...	...	...	...	...	...
North Carolina	(l)	...	...	...	...	...	...
North Dakota					No program		
Ohio	S	Standing Cmtes.	...	...	(m)	Up to 4	...
Oklahoma	R,C	Jt. Cmte. on Sunset Review	Appropriations and Budget Cmte.	Prog. review	1/y	6	...
Oregon	(n)	...	(n)	...	...	...	...
Pennsylvania*	(g)	...	...	...	...	...	...
Rhode Island*	(o)	...	...	...	...	...	...
South Carolina*	R	Legis. Audit Council	Reorganization Comm., Standing Cmtes.	Perf. audit	1/y	6	...
South Dakota	(p)	...	...	...	...	...	...
Tennessee	C	Jt. Govt. Operations Cmte.	...	Perf. audit	1/y	8-Jan	Sunrise review provision 2/y after creation of entity.
Texas	S	Sunset Advisory Comm.	...	Perf. eval.	1/y	12	The Sunset Advisory Comm. chair and vice-chair rotate
Utah	D	Interim Study Cmte.	...	...	...	Up to maximum of 10/y	Legis. Audit Cmte. may at its discretion coordinate the audit of state agencies with the Interim Cmte. reappointment.

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## SUMMARY OF SUNSET LEGISLATION — Continued

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Vermont .....	S	Legis. Council staff	Senate and House Government Operations Cmtes.	...	None	...	Reviews only focus on the need for regulation of professions and occupations. Statutory preference is for the least restrictive form of regulation necessary to protect the public.
Virginia .....	S(g)	...	Standing Cmtes.	...	...	...	General assembly places sunset on selective programs and acts. The duration varies as does the subject of the legislation.
Washington .....	C	Jt. Legis. Audit and Review Cmte.	Standing Cmtes.	...	1/y	Varies	...
West Virginia .....	S	Jt. Cmte. on Govt. Operations	Performance Evaluation and Research Division	Perf. audit	1/y	6	Jt. Cmte. on Govt. Operations composed of five House members, five Senate members and five citizens appointed by governor. Agencies may be reviewed more frequently.
Wisconsin .....	(g)	...	...	...	...	...	...
Wyoming .....	(q)	...	...	...	...	...	...

Source: The Council of State Governments' survey, January 2000 except where noted by \* where data are from *The Book of the States, 1998-99*.

## Key:

C - Comprehensive

R - Regulatory

S - Selective

D - Discretionary

d — day

m — month

y — year

... — Not applicable

(a) Sunset activity terminated.

(b) A onetime review of selected programs ended in 1983.

(c) Review by the Jt. Legislative Sunset Review Cmte. of professional and vocational licensing boards terminates on January 1, 2004. Sunset clauses are included in other selected programs and legislation.

(d) Bills need adoption by the legislature.

(e) Sunset legislation suspended in 1983. Next review cycle is scheduled for 2003.

(f) The automatic sunset of an agency every six years was eliminated in 1992. The legislature must pass a bill in order to sunset a specific agency.

(g) While they have not enacted sunset legislation in the same sense as the other states with detailed information in this table, the legislatures in Idaho, Michigan, Minnesota, Montana, Nebraska, Nevada, New Jersey, New York, Pennsylvania, Virginia and Wisconsin have included sunset clauses in selected programs or legislation.

(h) Sunset legislation terminated July 1992. Legislative oversight of designated state agencies, consisting of audit, review and evaluation, continues.

(i) New Hampshire's Sunset Act terminated December 31, 1984.

(j) New Hampshire's Sunset Committee was repealed July 1, 1986.

(k) Agency termination is scheduled on July 1 of the year prior to the scheduled termination of statutory authority for that agency.

(l) North Carolina's sunset law terminated on July 30, 1981. Successor vehicle, the Legislative Committee on Agency Review, operated until June 30, 1983.

(m) Agencies subject to 101.84 of the Ohio Revised Code must be renewed or duties transferred by the General Assembly as they expire.

(n) Sunset legislation was repealed in 1993. Joint Legislative Audit Committee still serves as legislative review body.