DEVELOPING RULES AND REGULATIONS: A PREVENTION PERSPECTIVE

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PREVENTION = BE PREPARED

- Know the Players
- Understand the Process
- Assess the Impact
NO SURPRISES!

- Identify all potential conflicts or issues
- Bring everyone to the table
- Establish priorities for negotiations
ADOPTING A POV

- See the world as your players see it
- What do they want?
- What do they expect?
- What motivates them?
RULES DEVELOPMENT PHASE -- PLAYERS AND **POV**

Your Board -- *Comply with law; solve a problem*

Licensees -- *Ease of compliance; cost; mobility*

Employers -- *Ease of compliance; cost; recruitment*

State Association -- *TBD*
RULES DEVELOPMENT PHASE -- PLAYERS AND *POV* (CONT.)

Other Professions -- *Scope of practice issues; exemptions; overlaps*

Advocacy Groups -- *Possible special treatment (e.g., language, residency)*
RULES DEVELOPMENT PHASE -- PLAYERS AND *POV* (CONT.)

General Public -- *High-profile issues; current events*

Agency -- *Over-arching policies*
RULES PROMULGATION PHASE - PLAYERS AND POV

Many variations

In-house Attorney -- Get rules passed with as little change as possible; your advocate

Agency Head -- Consistency; orders from above
RULES PROMULGATION PHASE - - PLAYERS AND *POV* (CONT.)

Attorney-General -- *Statutory authority; consistency; ability to prosecute*

Judge-Advocate -- *Statutory authority*
RULES PROMULGATION PHASE - - PLAYERS AND **POV** (CONT.)

Legislative Rules Committee -- *Consensus; cost; statutory intent*

Governor -- *Consensus; cost; political fallout*

Others
CONCLUSION

- Know your key players
- Understand their POV
- Use that understanding to prevent
  - Roadblocks
  - Confrontations
  - Misunderstandings
Thank You

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