

ENROLLED SENATE  
BILL NO. 995

By: Williams (Don), Fisher,  
Brown, Capps, Roberts,  
Robinson, Shedrick,  
Shurden, Wilkerson, Bell,  
Long (Ed), Rozell, Stipe,  
Campbell and Fair of the  
Senate

and

Steidley, Anthony, Culver,  
Erwin, Gray, Maddux, Mass,  
Staggs, Stanley, Taylor,  
Tyler, Hefner, Hilliard,  
Johnson, Leist, Reese,  
Settle, Stottlemire,  
Voskuhl, Webb, Wells,  
Bonny, Claunch, Kinnamon,  
Holt, Pope (Tim), Hiett,  
Miller, Case and Weese of  
the House

An Act relating to professions and occupations;  
restricting power of certain boards to bring  
declaratory ruling against certain persons and  
entities; clarifying that section does not apply  
to actions brought or arising prior to certain  
date; repealing Section 11, Chapter 323, O.S.L.  
1994 (59 O.S. Supp. 1995, Section 491.1), which  
relates to authority of State Board of Medical  
Licensure and Supervision to bring action for  
declaratory rulings; providing for codification;  
and providing an effective date.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. NEW LAW A new section of law to be codified  
in the Oklahoma Statutes as Section 738.6 of Title 59, unless there  
is created a duplication in numbering, reads as follows:

Notwithstanding any other provision of law, no board referred to  
in Section 738.1 of Title 59 of the Oklahoma Statutes may bring or  
maintain any action for declaratory ruling against any person or  
entity, including any agency of this state, other than licensees of  
that board or persons holding themselves out as licensees of that  
board, to determine if any act performed by such person or entity  
constitutes the unauthorized practice of a healing art regulated by  
that board.

The provisions of this section shall not be construed to impair  
or in any manner affect any civil action for a declaratory ruling  
brought or for any actions arising pursuant to Section 491.1 of  
Title 59 of the Oklahoma Statutes prior to September 1, 1996.

SECTION 2. REPEALER Section 11, Chapter 323, O.S.L.  
1994 (59 O.S. Supp. 1995, Section 491.1), is hereby repealed.

SECTION 3. This act shall become effective September 1, 1996.  
Passed the Senate the 11th day of March, 1996.

President of the Senate

Passed the House of Representatives the 7th day of March, 1996.

Speaker of the House of  
Representatives