

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 REPEALER Section 11, Chapter 323, O.S.L. 1994 (59 O.S. Supp. 1995, Section 491.1), is hereby repealed.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