

STATE OF OKLAHOMA

2nd Session of the 46th Legislature (1998)

HOUSE JOINT
RESOLUTION NO. 1102

By: Phillips

AS INTRODUCED

A Joint Resolution relating to proposed permanent rules of the Insurance Department; disapproving proposed permanent rules OAC 365:20-3-1, OAC 365:20-3-3 and OAC 365:20-5-1, regarding title insurance; directing distribution; and declaring an emergency.

WHEREAS, pursuant to Sections 250.2 and 308 of Title 75 of the Oklahoma Statutes, the Legislature reserves the right to designate the method for rule promulgation, establish policy, determine that a rule is inconsistent with legislative intent and disapprove any rule or any portion thereof; and

WHEREAS, on March 25, 1998, the Insurance Department adopted proposed permanent rules OAC 365:20-3-1, OAC 365:20-3-3 and OAC 365:20-5-1, regarding title insurance, relating to Oklahoma title insurance policies and title agents, and on March 26, 1998, the Insurance Department submitted proposed permanent rules OAC 365:20-3-1, OAC 365:20-3-3 and OAC 365:20-5-1, to the Legislature for its review; and

WHEREAS, the proposed permanent rules OAC 365:20-3-1, OAC 365:20-3-3 and OAC 365:20-5-1 are inconsistent with legislative intent.

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES AND THE SENATE OF THE 2ND SESSION OF THE 46TH OKLAHOMA LEGISLATURE:

SECTION 1. The Legislature hereby disapproves proposed permanent rules OAC 365:20-3-1, OAC 365:20-3-3 and OAC 365:20-5-1.

SECTION 2. The Secretary of State is hereby directed to distribute copies of this resolution to the Governor, the Insurance Commissioner and the Editor of "The Oklahoma Register".

SECTION 3. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.

46-2-11257 TK