

STATE OF OKLAHOMA

1st Session of the 47th Legislature (1999)

HOUSE JOINT

RESOLUTION NO. 1024\_\_\_\_

By: Ostrander

AS INTRODUCED

A Joint Resolution relating to a proposed permanent rule and an emergency rule of the Department of Labor; disapproving proposed permanent rule OAC 380:40-1-2(a)(5) and emergency rule OAC 380:40-1-2(a)(5), regarding Oklahoma Occupational Health and Safety Standards Act Rules; 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 not consistent with legislative intent and disapprove any rule or any portion thereof at any time; and

WHEREAS, on October 6, 1998, the Governor approved emergency rule OAC 380:40-1-2(a)(5), regarding Oklahoma Occupational Health and Safety Standards Act Rules, relating to applicable national standards; and

WHEREAS, on February 22, 1999, the Department of Labor adopted proposed permanent rule OAC 380:40-1-2(a)(5), regarding Oklahoma Occupational Health and Safety Standards Act Rules, relating to applicable national standards, and on February 24, 1999, the agency submitted the rule to the Legislature for its review; and

WHEREAS, the Legislature recognizes that proposed permanent rule OAC 380:40-1-2(a)(5) and emergency rule OAC 380:40-1-2(a)(5) are not consistent with legislative intent.

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES AND THE SENATE OF THE 1ST SESSION OF THE 47TH OKLAHOMA LEGISLATURE:

SECTION 1. The Legislature hereby disapproves proposed permanent rule OAC 380:40-1-2(a) (5) and emergency rule OAC 380:40-1-2(a) (5), regarding the Oklahoma Occupational Health and Safety Standards Act Rules.

SECTION 2. The Secretary of State is hereby directed to distribute copies of this resolution to the Governor, the Commissioner of Labor 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 resolution shall take effect and be in full force from and after its passage and approval.

47-1-6927      TK      6/12/15