

STATE OF OKLAHOMA

2nd Session of the 48th Legislature (2002)

HOUSE JOINT
RESOLUTION HJR1052

By: Erwin and Gray

AS INTRODUCED

A Joint Resolution relating to permanent rules of the Oklahoma Tax Commission; disapproving permanent rules OAC 710:60-4-15, OAC 710:60-4-17 and Appendix A of OAC 710:60-4 regarding registration pursuant to the International Registration Plan; 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, pursuant to Section 1120 of Title 47 of the Oklahoma Statutes, the Oklahoma Tax Commission shall be responsible for providing an estimated mileage chart for registration of motor vehicles under the International Registration Plan to be used in the absence of a full statement of the proposed method of operation for interstate fleets; and

WHEREAS, OAC 710:60-4-15, OAC 710:60-4-17 and Appendix A of OAC 710:60-4 provide an estimated mileage chart and procedures for using the estimated mileage chart pursuant to the International Registration Plan; and

WHEREAS, the Legislature recognizes that OAC 710:60-4-15, OAC 710:60-4-17 and Appendix A of OAC 710:60-4, adopted by the Oklahoma Tax Commission as emergency and permanent rules on October 9, 2001; submitted to the Legislature for consideration as emergency rules on October 10, 2001; submitted to the Legislature for consideration as

permanent rules on October 19, 2001; approved by the Governor as emergency rules on October 18, 2001; approved by the Governor as permanent rules on November 19, 2001, are not consistent with legislative intent, and violate the public policy of this state.

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES AND THE SENATE OF THE 2ND SESSION OF THE 48TH OKLAHOMA LEGISLATURE:

SECTION 1. The Legislature hereby disapproves OAC 710:60-4-15, OAC 710:60-4-17 and Appendix A of OAC 710:60-4, as it relates to registration of motor vehicles pursuant to the International Registration Plan.

SECTION 2. The Secretary of State is hereby directed to distribute copies of this resolution to the Governor, the Administrator of the Oklahoma Tax Commission 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.

48-2-7398 EAP 6/12/15