

STATE OF OKLAHOMA

2nd Session of the 50th Legislature (2006)

HOUSE JOINT
RESOLUTION 1069

By: Balkman of the House

and

Laughlin of the Senate

AS INTRODUCED

A Joint Resolution relating to rules of the Oklahoma Lottery Commission; amending proposed amendment to OAC 429:15-1-11, which relates to instant games; and directing distribution.

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, approve, delay, suspend, veto, or amend the implementation of any rule or proposed rule while under review by the Legislature, determine that a rule is not consistent with legislative intent, and disapprove any rule or any portion thereof at any time, and the Legislature may disapprove any rule or amendment to a rule which has been transmitted for legislative review; and

WHEREAS, pursuant to Section 710 of Title 3A of the Oklahoma Statutes, the Oklahoma Lottery Commission promulgates rules regulating the conduct of lottery games in general as well as any other matters necessary to ensure the efficient and effective operation of lottery games, the continued entertainment and convenience of the public, and the integrity of the lottery; and

WHEREAS, proposed permanent rule OAC 429:15-1-11 established the requirements, procedures and standards for preparation of a game report that shows, at a minimum, the total number of tickets sold and the number of prizes awarded in the game but does not include a

time limit for submission of this report nor provide for publication of said report to the public; and

WHEREAS, the rules were transmitted to the Speaker of the House during the previous interim; therefore, pursuant to subsection E of Section 308 of Title 75 of the Oklahoma Statutes, the thirty-legislative-day review period has not yet run; and

WHEREAS, the Legislature recognizes that OAC 429:15-1-11 which was adopted by the Oklahoma Lottery Commission on February 21, 2006, and submitted to the Legislature and the Governor on March 2, 2006, for consideration, is not consistent with legislative intent; and

WHEREAS, it is the intent of the Legislature to add the following language for clarification to the proposed permanent rules submitted by the Lottery Commission to read as follows: "within thirty (30) days following the time period in which prizes may be claimed after termination of a game, the Oklahoma Lottery Commission shall prepare a report that shows, at a minimum, the total number of tickets sold and the number of prizes awarded in the game"; and

WHEREAS, it is the intent of the Legislature that the Oklahoma Lottery Commission shall publish the game report on the Oklahoma Lottery Commission web site and any other appropriate site as the Commission deems appropriate.

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES AND THE SENATE OF THE 2ND SESSION OF THE 50TH OKLAHOMA LEGISLATURE:

SECTION 1. The Legislature hereby amends the proposed amendment to OAC 429:15-1-11.

SECTION 2. The Secretary of State is hereby directed to distribute copies of this resolution to the Governor, the Executive Director of the Oklahoma Lottery Commission, and the editor of "The Oklahoma Register".

50-2-9834

TG

03/23/06