

ENROLLED HOUSE
JOINT
RESOLUTION NO. 1088

By: Banz of the House

and

Reynolds of the Senate

A Joint Resolution waiving the thirty-legislative-day review period for permanent rule of the Oklahoma Department of Veterans Affairs; and directing distribution.

WHEREAS, pursuant to Sections 250.2 and 308 of Title 75 of the Oklahoma Statutes, the Legislature reserved the right to designate the method for rule promulgation, establish policy, determine that a rule is not consistent with legislative intent, disapprove any rule or portion thereof at any time, and waive the thirty-legislative-day review period; and

WHEREAS, pursuant to Section 63.3 of Title 72 of the Oklahoma Statutes, the War Veterans Commission shall have the authority to promulgate rules for the operation and maintenance of the Oklahoma Department of Veterans Affairs; and

WHEREAS, an administrative rule submitted for legislative review after April 1 shall be approved by the Legislature only if the Legislature is in regular session and has failed to disapprove such rule within thirty (30) legislative days after such rule has been submitted; and

WHEREAS, if the Legislature shall adjourn before the expiration of said thirty (30) legislative days of submission of such rule, then the rule is carried over for consideration by the Legislature during the next regular legislative session, but alternatively, an

agency may request direct legislative approval or waiver of the thirty-legislative-day review period; and

WHEREAS, the Oklahoma Department of Veterans Affairs has requested waiver of the thirty-legislative-day review period; and

WHEREAS, the promulgation of permanent rule OAC 770:10-1-4, which was adopted by the Commission on April 26, 2010, is consistent with legislative intent and 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 52ND OKLAHOMA LEGISLATURE:

SECTION 1. The Legislature hereby waives the thirty-legislative-day review period for permanent rule OAC 770:10-1-4.

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

Passed the House of Representatives the 24th day of May, 2010.

Presiding Officer of the House of
Representatives

Passed the Senate the 27th day of May, 2010.

Presiding Officer of the Senate