

THE HOUSE OF REPRESENTATIVES
Thursday, April 29, 2010

House Joint
Resolution No. 1087

HJR 1087

HOUSE JOINT RESOLUTION NO. 1087 - By: TREBILCOCK of the House and JOLLEY of the Senate.

A Joint Resolution disapproving permanent rule of the Corporation Commission; and directing distribution.

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

5 WHEREAS, pursuant to Article IX, Section 18 of the Oklahoma Constitution and
6 Section 152 of Title 17 of the Oklahoma Statutes, the Corporation Commission shall have
7 general supervision over all public utilities, including the responsibility of adopting and
8 promulgating rules affecting the services, management, operation and conduct of the
9 business of public utilities; and

10 WHEREAS, the promulgation of permanent rule OAC 165:5-3-1, which was finally
11 adopted by the Commission on March 30, 2010, does not reflect the intent of the
12 Oklahoma Legislature.

1 NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF
2 REPRESENTATIVES AND THE SENATE OF THE 2ND SESSION OF THE 52ND
3 OKLAHOMA LEGISLATURE:

4 SECTION 1. The Legislature hereby disapproves permanent rule OAC 165:5-3-1.

5 SECTION 2. The Secretary of State is directed to distribute copies of this
6 resolution to the Governor, the Chairman of the Corporation Commission, and the editor
7 of “The Oklahoma Register”.

8 COMMITTEE REPORT BY: COMMITTEE ON ADMINISTRATIVE RULES AND
9 AGENCY OVERSIGHT, dated 04-28-10 - DO PASS, As Coauthored.