

1 STATE OF OKLAHOMA

2 1st Session of the 52nd Legislature (2009)

3 HOUSE JOINT  
4 RESOLUTION 1050

By: Dorman

5  
6 AS INTRODUCED

7 A Joint Resolution disapproving permanent rules of  
8 the Oklahoma Department of Labor; and directing  
9 distribution.

10  
11 WHEREAS, pursuant to Sections 250.2 and 308 of Title 75 of the  
12 Oklahoma Statutes, the Legislature reserves the right to designate  
13 the method for rule promulgation, establish policy, determine that a  
14 rule is not consistent with legislative intent and disapprove any  
15 rule or portion thereof at any time; and

16 WHEREAS, pursuant to Sections 460 and 471 of Title 40 of the  
17 Oklahoma Statutes, the Commissioner of Labor shall be responsible  
18 for adopting and promulgating rules as necessary and appropriate for  
19 the safe installation, maintenance, use, operation, and inspection  
20 of all amusement rides necessary for the protection of the general  
21 public using amusement rides, and the Department of Labor shall be  
22 responsible for adopting and promulgating rules for the  
23 certification of amusement ride operators; and  
24

1       WHEREAS, the amendment of rule OAC 380:55-1-2 to add the  
2 definitions of "inflatable amusement device", "large inflatable  
3 amusement device" and "small inflatable amusement device" does not  
4 reflect the intent of the Oklahoma Legislature; the amendment of  
5 rule OAC 380:55-5-5(1) to include "inflatable rides" in the category  
6 of "kiddie rides" does not reflect the intent of the Oklahoma  
7 Legislature; and the promulgation of permanent rule OAC 380:55-13-  
8 2(m) does not reflect the intent of the Oklahoma Legislature.

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

11       SECTION 1. The Legislature hereby disapproves the definitions  
12 of "inflatable amusement device", "large inflatable amusement  
13 device", and "small inflatable amusement device" contained in the  
14 amendments to permanent rule OAC 380:55-1-2.

15       SECTION 2. The Legislature hereby disapproves the amendment to  
16 permanent rule OAC 380:55-5-5(1).

17       SECTION 3. The Legislature hereby disapproves permanent rule  
18 OAC 380:55-13-2(m).

19       SECTION 4. The Secretary of State is directed to distribute  
20 copies of this resolution to the Governor, the Commissioner of  
21 Labor, and the editor of "The Oklahoma Register".

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23       52-1-7435       ALA       03/25/09

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