

1 STATE OF OKLAHOMA

2 2nd Session of the 52nd Legislature (2010)

3 HOUSE JOINT
4 RESOLUTION 1085

By: Buck

5
6 AS INTRODUCED

7 A Joint Resolution disapproving permanent rule of the
8 Oklahoma State Board of Medical Licensure and
9 Supervision; and directing distribution.

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11 WHEREAS, pursuant to Sections 250.2 and 308 of Title 75 of the
12 Oklahoma Statutes, the Legislature reserved 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 Section 489 of Title 59 of the Oklahoma
17 Statutes, the Oklahoma State Board of Medical Licensure and
18 Supervision shall be responsible for adopting and promulgating rules
19 as necessary and appropriate to carry the provisions of the Oklahoma
20 Allopathic Medical and Surgical Licensure and Supervision Act; and

21 WHEREAS, the promulgation of permanent rule OAC 435:10-7-2,
22 which was finally adopted by the Board on November 18, 2009, does
23 not reflect the intent of the Oklahoma Legislature.

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

3 SECTION 1. The Legislature hereby disapproves permanent rule
4 OAC 435:10-7-2.

5 SECTION 2. The Secretary of State is directed to distribute
6 copies of this resolution to the Governor, the Secretary of the
7 Oklahoma State Board of Medical Licensure and Supervision, and the
8 editor of "The Oklahoma Register".

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