

1 STATE OF OKLAHOMA

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

3 HOUSE JOINT
4 RESOLUTION 1087

By: Trebilcock

5
6 AS INTRODUCED

7 A Joint Resolution disapproving permanent rule of the
8 Corporation Commission; 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 Article IX, Section 18 of the Oklahoma
17 Constitution and Section 152 of Title 17 of the Oklahoma Statutes,
18 the Corporation Commission shall have general supervision over all
19 public utilities, including the responsibility of adopting and
20 promulgating rules affecting the services, management, operation
21 and conduct of the business of public utilities; and

22 WHEREAS, the promulgation of permanent rule OAC 165:5-3-1, which
23 was finally adopted by the Commission on March 30, 2010, does not
24 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 165:5-3-1.

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

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