

1 STATE OF OKLAHOMA

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

3 HOUSE JOINT  
4 RESOLUTION 1088

By: Banz

5  
6 AS INTRODUCED

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

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

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

22 WHEREAS, an administrative rule submitted for legislative review  
23 after April 1 shall be approved by the Legislature only if the  
24 Legislature is in regular session and has failed to disapprove such

1 rule within thirty (30) legislative days after such rule has been  
2 submitted; and

3 WHEREAS, if the Legislature shall adjourn before the expiration  
4 of said thirty (30) legislative days of submission of such rule,  
5 then the rule is carried over for consideration by the Legislature  
6 during the next regular legislative session, but alternatively, an  
7 agency may request direct legislative approval or waiver of the  
8 thirty-legislative-day review period; and

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

11 WHEREAS, the promulgation of permanent rule OAC 770:10-1-4,  
12 which was adopted by the Commission on April 26, 2010, is consistent  
13 with legislative intent and the public policy of this state.

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

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

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

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23 52-2-10776 ALA 05/05/10

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