

1                   **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2                                   STATE OF OKLAHOMA

3                                   2nd Session of the 53rd Legislature (2012)

4 HOUSE JOINT  
5 RESOLUTION 1105

By: McCullough

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7                                   AS INTRODUCED

8                   A Joint Resolution disapproving permanent rules of  
9 the Oklahoma Health Care Authority; and directing  
10 distribution.

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

18           WHEREAS, pursuant to Sections 5003 through 5016 of Title 63 of  
19 the Oklahoma Statutes, the Oklahoma Health Care Authority Board  
20 shall adopt the rules necessary to enforce and administer the  
21 Oklahoma Health Care Authority Act; and

22           WHEREAS, permanent rules OAC 317:30-5-12, 317:30-5-465, 317:30-  
23 5-466, 317:30-5-467, 317:30-5-664.5 and 317:30-5-1154, which were

1 adopted by the Board on March 8, 2012, do not reflect the intent of  
2 the Oklahoma Legislature.

3 NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES  
4 AND THE SENATE OF THE 2ND SESSION OF THE 53RD OKLAHOMA LEGISLATURE:

5 SECTION 1. The Legislature hereby disapproves the following  
6 permanent rules adopted by the Oklahoma Health Care Authority Board  
7 on March 8, 2012: OAC 317:30-5-12, 317:30-5-465, 317:30-5-466,  
8 317:30-5-467, 317:30-5-664.5 and 317:30-5-1154.

9 SECTION 2. The Secretary of State is directed to distribute  
10 copies of this resolution to the Governor, the Oklahoma Health Care  
11 Authority Board, and the editor of "The Oklahoma Register".

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13 COMMITTEE REPORT BY: COMMITTEE ON ADMINISTRATIVE RULES AND  
14 GOVERNMENT OVERSIGHT, dated 04/04/2012 - DO PASS.

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