

1 **SENATE FLOOR VERSION**

2 May 15, 2012

3 As Amended

4 ENGROSSED HOUSE

5 JOINT

6 RESOLUTION NO. 1095

By: Peters of the House

and

David of the Senate

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8  
9 A Joint Resolution disapproving part of rule of the  
10 State Board of Health; and directing distribution.

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

17 WHEREAS, pursuant to Sections 1-1960 through 1-1980 of Title 63  
18 of the Oklahoma Statutes, the State Board of Health shall promulgate  
19 the rules necessary to implement the provisions of the Home Care  
20 Act; and

21 WHEREAS, the promulgation of permanent rule OAC 310:662-3-  
22 4(e) (7), does not reflect the intent of the Oklahoma Legislature.

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

1 SECTION 1. The Legislature hereby disapproves the following  
2 language of subparagraph (A) of paragraph (7) of subsection (e) of  
3 permanent rule OAC 310:662-3-4 which states:

4 ", at no charge"

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

8 COMMITTEE REPORT BY: COMMITTEE ON HEALTH & HUMAN SERVICES, dated  
9 5-14-12 - DO PASS, As Amended.

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