

1 STATE OF OKLAHOMA

2 1st Session of the 53rd Legislature (2011)

3 HOUSE JOINT  
4 RESOLUTION 1066

By: Peters

5  
6 AS INTRODUCED

7 A Joint Resolution disapproving permanent rules of  
8 the Department of Human Services; and directing  
9 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 Article XXV, Sections 2 and 4 of the  
18 Oklahoma Constitution, and Section 401 through 418 of Title 10 of  
19 the Oklahoma Statutes, the Department of Human Services shall adopt  
20 the rules necessary to enforce and administer the Oklahoma Child  
21 Care Facilities Licensing Act; and

22 WHEREAS, the promulgation of permanent rules OAC 340:110-1-4,  
23 340:110-1-4.1, 340:110-1-5, 340:110-1-8, 340:110-1-8.3, 340:110-1-9,  
24 340:110-1-9.1, 340:110-1-9.2, 340:110-1-9.3, 340:110-1-10, 340:110-

1 1-13, 340:110-1-14, 340:110-1-43, 340:110-1-43.1, 340:110-1-44,  
2 340:110-1-46, 340:110-1-47, 340:110-1-47.1, 340:110-1-47.2, 340:110-  
3 1-54.1, 340:110-3-37, 340:110-3-222 and 340:110-5-8, which were  
4 finally adopted by the Department on March 22, 2011, does not  
5 reflect the intent of the Oklahoma Legislature.

6 NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES  
7 AND THE SENATE OF THE 1ST SESSION OF THE 53RD OKLAHOMA LEGISLATURE:

8 SECTION 1. The Legislature hereby disapproves permanent rules  
9 OAC 340:110-1-4, 340:110-1-4.1, 340:110-1-5, 340:110-1-8, 340:110-1-  
10 8.3, 340:110-1-9, 340:110-1-9.1, 340:110-1-9.2, 340:110-1-9.3,  
11 340:110-1-10, 340:110-1-13, 340:110-1-14, 340:110-1-43, 340:110-1-  
12 43.1, 340:110-1-44, 340:110-1-46, 340:110-1-47, 340:110-1-47.1,  
13 340:110-1-47.2, 340:110-1-54.1, 340:110-3-37, 340:110-3-222 and  
14 340:110-5-8.

15 SECTION 2. The Secretary of State is directed to distribute  
16 copies of this resolution to the Governor, the Department of Human  
17 Services, and the editor of "The Oklahoma Register".

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19 53-1-7763 LRB 05/10/11

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