

1 STATE OF OKLAHOMA

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

3 SENATE BILL 1248

By: Ballenger

4
5
6 AS INTRODUCED

7 An Act relating to statutes and reports; amending 75
8 O.S. 2011, Section 307.1, which relates to the
9 Administrative Procedures Act; updating reference;
10 and providing an effective date.

11 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

12 SECTION 1. AMENDATORY 75 O.S. 2011, Section 307.1, is
13 amended to read as follows:

14 Section 307.1. A. The Speaker of the House of Representatives
15 and the President Pro Tempore of the Senate may each establish a
16 rule review committee or designate standing committees of each such
17 house to review administrative rules.

18 B. Such committees may meet separately or jointly at any time,
19 during sessions of the Legislature and in the interim.

20 C. The function of the committees so established or designated
21 shall be the review and promotion of adequate and proper rules by
22 agencies and developing an understanding on the part of the public
23 respecting such rules. Such function shall be advisory only.

1 Each committee may review all adopted rules and such other rules
2 the committee deems appropriate and may make recommendations
3 concerning such rules to their respective house of the Legislature,
4 or to the agency adopting the rule, or to both their respective
5 house of the Legislature and the agency.

6 D. In addition to the review of agency-adopted rules pursuant
7 to ~~this act~~ the Administrative Procedures Act, each such committee
8 shall have the power and duty to:

9 1. Conduct a continuous study and investigations as to whether
10 additional legislation or changes in legislation are needed based on
11 various factors, including but not limited to, review of proposed
12 rules, review of existing rules including but not limited to
13 consideration of amendments to or repeal of existing rules, the lack
14 of rules, the ability of agencies to promulgate such rules, and the
15 needs of administrative agencies;

16 2. Conduct a continuous study of the rulemaking process of all
17 state agencies including those agencies exempted by Section 250.4 of
18 this title for the purpose of improving the rulemaking process;

19 3. Conduct such other studies and investigations relating to
20 rules as may be determined to be necessary by the committee; and

21 4. Monitor and investigate compliance of agencies with the
22 provisions of the Administrative Procedures Act, make periodic
23 investigations of the rulemaking activities of all agencies and
24 evaluate and report on all rules in terms of their propriety, legal

1 adequacy, relation to statutory authorization, economic and
2 budgetary effects and public policy.

3 SECTION 2. This act shall become effective November 1, 2012.

4

5 53-2-2302 CD 1/17/2012 1:48:47 PM

6

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24