

1 STATE OF OKLAHOMA

2 1st Session of the 54th Legislature (2013)

3 HOUSE JOINT
4 RESOLUTION 1072

By: Armes

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7 AS INTRODUCED

8 A Joint Resolution disapproving permanent rule of the
9 Department of Wildlife Conservation; stating
10 legislative intent; 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, it is the intent of the Legislature that small mesh
18 traps be used in ponds to catch the *Kinosternon flavescens*, commonly
19 known as the yellow mud turtle; and

20 WHEREAS, permanent rule OAC 800:15-9-3(2)(G), which was adopted
21 by the Department of Wildlife Conservation on February 4, 2013, does
22 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 1ST SESSION OF THE 54TH OKLAHOMA LEGISLATURE:

1 SECTION 1. The Legislature hereby disapproves part of the
2 following permanent rule which was adopted by the Department of
3 Wildlife Conservation on February 4, 2013: OAC 800:15-9-3(2)(G),
4 which does not reflect the intent of the Oklahoma Legislature.

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

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9 54-1-8098 LRB 5/16/13

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