

STATE OF OKLAHOMA

1st Session of the 55th Legislature (2015)

HOUSE BILL 1826

By: Martin

AS INTRODUCED

An Act relating to environment and natural resources; amending 27A O.S. 2011, Section 1-1-206, which relates to economic impact and environmental benefit statements; requiring certain agencies to prepare and file an economic impact and environmental benefit statement for certain rules promulgated prior to a certain date; and providing an effective date.

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

SECTION 1. AMENDATORY 27A O.S. 2011, Section 1-1-206, is amended to read as follows:

Section 1-1-206. A. Each state environmental agency in promulgation of permanent rules within its areas of environmental jurisdiction, prior to the submittal to public comment and review of any rule that is more stringent than corresponding federal requirements, unless such stringency is specifically authorized by state statute, shall duly determine the economic impact and the environmental benefit of such rule on the people of the State of

1 Oklahoma including those entities that will be subject to the rule.  
2 ~~Such~~ The determination shall be in written form.

3 B. ~~Such~~ The economic impact and environmental benefit statement  
4 of a proposed permanent rule shall be issued prior to or within  
5 fifteen (15) days after the date of publication of the notice of the  
6 proposed permanent rule adoption. The statement may be modified  
7 after any hearing or comment period afforded pursuant to Article I  
8 of the Administrative Procedures Act.

9 C. The economic impact and environmental benefit statement  
10 shall be submitted to the Governor pursuant to Section 303.1 of  
11 Title 75 of the Oklahoma Statutes and to the Legislature pursuant to  
12 Section 308 of Title 75 of the Oklahoma Statutes. ~~Such~~ The reports  
13 submitted to the Governor and to the Legislature shall include a  
14 brief summary of any public comments made concerning the statement  
15 and any response by the agency to the public comments demonstrating  
16 a reasoned evaluation of the relative impacts and benefits of the  
17 more stringent regulation.

18 D. Each state environmental agency that promulgated a permanent  
19 rule within its areas of environmental jurisdiction prior to  
20 September 1, 1994, that is more stringent than corresponding federal  
21 requirements and has not prepared an economic impact and  
22 environmental benefit statement for the rule as required in this  
23 section shall prepare a statement for each rule and file it with the  
24 Governor and the Legislature on or before December 31, 2016.

1 SECTION 2. This act shall become effective November 1, 2015.

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