

1 ENGROSSED SENATE
2 BILL NO. 1455

By: Daniels and Rogers of the
Senate

3 and

4 Moore of the House
5

6 An Act relating to the Administrative Procedures Act;
7 requiring a court or an administrative hearing
8 officer to provide de novo interpretation of statute,
9 rule, or other document; establishing guidelines for
10 court interpretation of statute, rule, or other
11 document in certain actions; providing for
12 codification; and providing an effective date.

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

12 SECTION 1. NEW LAW A new section of law to be codified
13 in the Oklahoma Statutes as Section 318.1 of Title 75, unless there
14 is created a duplication in numbering, reads as follows:

15 In the interpretation of a state statute, administrative rule,
16 or other subregulatory document, a court of this state or an officer
17 hearing an administrative action shall not defer to the
18 interpretation of a state agency and shall interpret the meaning and
19 effect de novo. In an action brought by or against a state agency,
20 after applying all customary tools of interpretation, the court or
21 hearing officer shall exercise any remaining doubt in favor of a
22 reasonable interpretation which limits agency power and maximizes
23 individual liberty.

24 SECTION 2. This act shall become effective November 1, 2022.

1 Passed the Senate the 9th day of March, 2022.

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3 _____
4 Presiding Officer of the Senate

5 Passed the House of Representatives the ____ day of _____,
6 2022.

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8 _____
9 Presiding Officer of the House
10 of Representatives