

1 STATE OF OKLAHOMA

2 2nd Session of the 59th Legislature (2024)

3 CONFERENCE COMMITTEE SUBSTITUTE

4 FOR ENGROSSED

5 SENATE BILL 519

By: Pugh and Brooks of the
Senate

6 and

7 McBride of the House

8
9 CONFERENCE COMMITTEE SUBSTITUTE

10 An Act relating to the Commissioners of the Land
11 Office Modernization Act; amending 64 O.S. 2021,
12 Section 1093, which relates to rules and regulations;
13 updating statutory reference; clarifying conformance
14 with the Administrative Procedures Act; providing for
15 certain hearing; requiring notice of certain hearing;
16 requiring publication of interpretations in "The
17 Oklahoma Register"; requiring notice of certain
18 publication; providing an effective date; and
19 declaring an emergency.

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

21 SECTION 1. AMENDATORY 64 O.S. 2021, Section 1093, is
22 amended to read as follows:

23 Section 1093. A. The Commissioners of the Land Office are
24 hereby authorized to make and promulgate appropriate rules and
25 regulations for the purpose of carrying into effect the provisions
26 of ~~this act~~ Sections 1090 through 1095 of this title. Any

1 rulemaking by the Commissioners of the Land Office shall be in
2 accordance with the provisions of the Administrative Procedures Act.

3 B. Prior to the action of the Commissioners of the Land Office
4 to promulgate rules pursuant to the Administrative Procedures Act,
5 the Commissioners shall hold an additional hearing on the proposed
6 rulemaking action in accordance with the provisions of Section 303
7 of Title 75 of the Oklahoma Statutes. Not less than thirty (30)
8 days prior to the scheduled hearing date, the Commissioners shall
9 mail a copy of the hearing notice directly to all current lessees
10 leasing land or minerals from the Commissioners at the time the
11 rulemaking action is proposed. Notice shall be mailed via United
12 States mail to the last known address of each current lessee shown
13 in the records of the Commissioners or email if successfully
14 delivered to a current and valid email address for the lessee that
15 is kept on file by the Commissioners. Any finding of noncompliance
16 with this subsection shall not invalidate the otherwise proper
17 promulgation of rules by the Commissioners.

18 C. In regard to any existing rule of the Office, the
19 Commissioners of the Land Office shall publish any interpretations
20 of those rules in "The Oklahoma Register" within thirty (30)
21 calendar days. The Commissioners shall also mail direct notice of
22 publication of the interpretation to all persons currently leasing
23 land or minerals from the Commissioners of the Land Office at the
24 time the interpretation is adopted. Notice shall be mailed via

1 United States mail to the last known address of each current lessee
2 shown in the records of the Commissioners or email if successfully
3 delivered to a current and valid email address for the lessee that
4 is kept on file by the Commissioners. The Commissioners shall make
5 the interpretation available for public inspection at the office of
6 the Commissioners and on its website.

7 D. No interpretation of existing rules by the Commissioners of
8 the Land Office shall be binding on any person affected by the
9 interpretation unless the publication and notice requirements of
10 subsection C of this section have been met.

11 SECTION 2. This act shall become effective July 1, 2024.

12 SECTION 3. It being immediately necessary for the preservation
13 of the public peace, health or safety, an emergency is hereby
14 declared to exist, by reason whereof this act shall take effect and
15 be in full force from and after its passage and approval.

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