

1 STATE OF OKLAHOMA

2 1st Session of the 58th Legislature (2021)

3 SENATE BILL 484

By: Dahm

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6 AS INTRODUCED

7 An Act relating to agency operations; providing
8 procedures for federal rule and regulation review for
9 state agencies; authorizing the Legislature to
10 disapprove implementation of certain rules and
11 regulations; prohibiting certain conduct upon certain
12 disapproval; stating when certain rules and
13 regulations are operative; providing for certain
14 exemption from liability; clarifying application to
15 certain rights, privileges or interests gained by
16 certain persons; providing for codification; and
17 providing an effective date.

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

19 SECTION 1. NEW LAW A new section of law to be codified
20 in the Oklahoma Statutes as Section 308b of Title 75, unless there
21 is created a duplication in numbering, reads as follows:

22 A. Upon receipt by a state agency of a requirement for an
23 agency to adopt, follow or otherwise submit to any new federal rule
24 or regulation or change to an existing federal rule or regulation,
or interpretation of any rule or regulation, that agency shall send
the federal rule or regulation by electronic mail to all members of
the Legislature and the Governor.

1 B. By the adoption of a joint resolution, the Legislature may
2 disapprove the implementation of any federal rule or regulation
3 imposed on a state agency.

4 C. Unless otherwise authorized by the Legislature, whenever a
5 rule or regulation is disapproved as provided in subsection B of
6 this section, the agency subject to such rules or regulations shall
7 not have authority to follow, interpret or abide by any requirements
8 of the rule or regulation as specified by the Legislature. Any
9 effective rule or regulation which would have been imposed on an
10 agency when the Legislature was not in session shall be deemed null
11 and void on the date the Legislature disapproves the rule or
12 regulation by a resolution as provided for in subsection B of this
13 section. Federal rules and regulations imposed on state agencies
14 may be disapproved in part or in whole by the Legislature. Upon
15 enactment of any joint resolution disapproving a rule or regulation,
16 the agency shall file notice of such legislative disapproval with
17 the Attorney General.

18 D. A federal rule or regulation shall be deemed authorized for
19 state agency compliance, if disapproved by a joint resolution
20 pursuant to subsection B of this section which has been vetoed by
21 the Governor in accordance with Section 11 of Article VI of the
22 Oklahoma Constitution and the veto has not been overridden.
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1 E. State agencies and their employees complying with the
2 provisions of this section shall be exempt from liability pursuant
3 to Section 155 of Title 51 of the Oklahoma Statutes.

4 F. Any rights, privileges or interests gained by any person by
5 operation of a federal rule or regulation applied prior to the
6 adoption of a joint resolution pursuant to this section, shall not
7 be affected by reason of any subsequent disapproval or rejection of
8 such rule or regulation by either house of the Legislature.

9 SECTION 2. This act shall become effective November 1, 2021.

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