

1 STATE OF OKLAHOMA

2 1st Session of the 55th Legislature (2015)

3 SENATE JOINT  
4 RESOLUTION 19

By: Crain

5  
6 AS INTRODUCED

7 A Joint Resolution relating to permanent rules of the  
8 Oklahoma Health Care Authority; disapproving certain  
9 amendments to OAC 317:30-5-241.2, which relates to  
10 psychotherapy; disapproving certain amendments to OAC  
11 317:30-5-241.3, which relates to Behavioral Health  
12 Rehabilitation Services; directing the Oklahoma  
13 Health Care Authority to promulgate certain rules;  
14 providing for distribution; and declaring an  
15 emergency.

16 WHEREAS, pursuant to Sections 250.2 and 308 of Title 75 of the  
17 Oklahoma Statutes, the Legislature reserves the right to designate  
18 the method of rule promulgation, establish policy, determine that a  
19 rule is not consistent with legislative intent and disapprove any  
20 rule or any portion thereof at any time; and

21 WHEREAS, on June 26, 2014, the Oklahoma Health Care Authority  
22 Board adopted amendments to permanent rule OAC 317:30-5-241.2, which  
23 relates to psychotherapy, and permanent rule OAC 317:30-5-241.3,  
24 which relates to Behavioral Health Rehabilitation Services; and

1 WHEREAS, the Legislature recognizes that the amendments to the  
2 permanent rules are not consistent with legislative intent and  
3 violate public policy.

4 NOW THEREFORE, BE IT RESOLVED BY THE SENATE AND THE HOUSE OF  
5 REPRESENTATIVES OF THE 1ST SESSION OF THE 55TH OKLAHOMA LEGISLATURE:

6 SECTION 1. The Legislature hereby disapproves the emergency  
7 amendments to OAC 317:30-5-241.2 and OAC 317:30-5-241.3 adopted by  
8 the Oklahoma Health Care Authority Board on June 26, 2014.

9 SECTION 2. The Legislature hereby directs the Oklahoma Health  
10 Care Authority Board to immediately promulgate emergency rules,  
11 pursuant to the Oklahoma Administrative Procedures Act, removing  
12 amendments made on June 26, 2014, to OAC 317:30-5-241.2 and OAC  
13 317:30-5-241.3.

14 SECTION 3. The Secretary of State is hereby directed to  
15 distribute copies of this resolution to the Governor, the Oklahoma  
16 Health Care Authority Board and the Editor of "The Oklahoma  
17 Register".

18 SECTION 4. It being immediately necessary for the preservation  
19 of the public peace, health and safety, an emergency is hereby  
20 declared to exist, by reason whereof this resolution shall take  
21 effect and be in full force from and after its passage and approval.

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23 55-1-4 JAM 1/22/2015 11:31:46 AM

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