

STATE OF OKLAHOMA

1st Session of the 60th Legislature (2025)

SENATE BILL 616

By: Bergstrom

AS INTRODUCED

An Act relating to the Administrative Procedures Act; prohibiting compliance with certain federal regulation without legislative approval; providing means for approval and disapproval; exempting certain agencies and employees from certain liability; construing provision; providing for codification; and providing an effective date.

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

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

A. Upon receipt by a state agency of a requirement for an agency to adopt, follow, or otherwise submit to any new federal rule or regulation, new interpretation of any rule or regulation, or change to an existing federal 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. The Legislature may disapprove the implementation of any  
2 federal rule or regulation imposed on a state agency by the adoption  
3 of a joint resolution.

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

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. Nothing in this section shall be construed to affect any  
5 rights, privileges, or interests gained by any person by operation  
6 of a federal rule or regulation applied prior to the adoption of a  
7 joint resolution pursuant to this section. Such rights, privileges,  
8 or interests shall not be affected by reason of any subsequent  
9 disapproval or rejection of such rule or regulation by the  
10 Legislature.

11 SECTION 2. This act shall become effective November 1, 2025.

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