

**BILL SUMMARY**  
2<sup>nd</sup> Session of the 57<sup>th</sup> Legislature

<b>Bill No.:</b>	<b>HJR1040</b>
<b>Version:</b>	<b>Int</b>
<b>Request Number:</b>	<b>11749</b>
<b>Author:</b>	<b>Gann</b>
<b>Date:</b>	<b>5/14/2020</b>
<b>Impact:</b>	<b>\$0</b>

**Research Analysis**

HJR 1040 is the Omnibus administrative rule approval/disapproval. The measure approves all rules promulgated by the various agencies except:

OAC 310:535-1-2; by the State Department of Health; relating to Criteria for immunizations required for child care;

Brief Summary of the Content of the Adopted Rule: The rule changes modify the process for obtaining and submitting religious and personal vaccine exemptions for children enrolled in Oklahoma schools or child care centers. Religious and personal exemptions may be obtained after receiving an approved brief educational presentation provided by any local county health department regarding the risks associated with not being vaccinated and the benefits vaccinations provide to the individual and the community. To be approved, the completed exemption form along with evidence of completed instruction is required. The school shall maintain a copy of the approved exemption in the child's records. The proposed rule requires that exemptions submitted prior to a student entering 7th grade expire at the end of the student's 6th grade year. A new exemption is required to be completed and submitted to the Oklahoma State Department of Health by the parent or guardian prior to enrolling the child in 7th grade.

And

OAC 165:15-1-2, 165:15-3- 32, 165:15-13-1, 165:15-15-35, 165:15-19-3, 165:15-19-4 and 165:15- 19-5; by the Oklahoma Corporation Commission.

Statement of the Gist of the Rules and Brief Summary of the content of the adopted rules: The adopted rules make certain definitions consistent with those in other chapters; add definitions for maintenance and observation well and strike definitions already appearing in statute or which are not otherwise used in the rules. The adopted rules also clarify that a retail facility with aboveground storage tanks must provide a safe means of returning motor fuel used for calibrating dispensers back to the storage tank; designate the color of storage tanks that contain E15 motor fuel; and clarify that the price of fuel advertised on the store marquee and the price at the dispenser must be the same. The adopted rules clarify which violations can be immediately referred to the Commission's Judicial and Legislative Services Division for Formal Enforcement Action; clarify a storage tank system can be shut down pending correction of a violation of Petroleum Storage Tank Division ("PTSD") rules. The adopted rules also clarify terminology related to a tank system shutdown; add language consistent with the Oklahoma Administrative Code ("OAC") 165:5; strike unnecessary language; and make grammatical corrections.

Prepared By: Brad Wolgamott

### **Fiscal Analysis**

The resolution lists rules not approved by the Legislature. No impact is anticipated.

Prepared By: Mark Tygret

### **Other Considerations**

None.

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