2027 RULEMAKING ACTIONS - IMPORTANT DATES AND DEADLINES

SESSION DATES . . . .

The 2027 legislative session will convene on Monday, February 1. The Legislature will adjourn sine die no later than Friday, May 28.

PUBLISHING NRI'S FOR 2027 RULEMAKING . . . .

For 2027 permanent rules, agencies should publish their Notices of Rulemaking Intent (NRI) in the Register **by December 15[1] (submission deadline November 25)**, to have enough time to complete a 30-day comment period, hold a public hearing, adopt the rules, and submit them to the Legislature and Governor via rules.ok.gov by February 1 [1] (see SUBMISSION DEADLINE below). However, be aware that, in some cases, an even earlier publication date may be needed (see [1] below).

[1] *If your agency's rules are adopted by a board or commission, rather than an individual officer (like the State Treasurer or Secretary of State), the meeting schedule of the board/commission must also be considered. In some cases, because of board/commission meeting dates, the December 15 issue may be too late for publishing the NRI --- e.g., if the board or commission is not scheduled to meet between January 14 (the last day of the 30-day comment period for an NRI published on December 15) and February 1, the NRI would need to be published in an earlier issue of the Register, to allow enough time for the 30-day comment period/public hearing to be completed and the board/commission to adopt the rules by February 1. [For earlier issue dates/deadlines for NRI's, see Schedules of Register Publication Dates/Filing Deadlines Volume 44 – For All Documents at https://rules.ok.gov/quicklinks.]*

FILING WITH CABINET SECRETARY AND GOVERNOR . . . .

Pursuant to 75 O.S., Section 303(A)(6), upon filing an NRI with the OAR, agencies must submit the proposed permanent rules and the NRI to the agency's Cabinet Secretary and the Governor's office. Rules.ok.gov automatically forwards an electronic copy of proposed rules and Notice to Governor and agency's cabinet secretary, as required by 75:303(A)(6), upon submission of agency's NRI. *No agency shall adopt any proposed rule, amendment or revocation unless, within thirty (30) days from providing notice. . . the agency receives express written approval from the Governor or the cabinet secretary* [75:303(A)(6)].

SUBMISSION DEADLINE/REVIEW PERIODS . . . .

February 1 is a critical date in the permanent rulemaking process:

- **REVIEW PERIOD if filed <u>on or before February 1</u>** - If proposed permanent rules are adopted and submitted for legislative review on or before February 1 (and within 10 days after adoption), the Legislature will have until the end of the <u>current</u> legislative session to review the rules.
- **REVIEW PERIOD if filed <u>after February 1</u>** - If proposed permanent rules are adopted and submitted for legislative review after February 1 (and within 10 days after adoption), the Legislature will have until the end of the <u>next</u> legislative session to review the rules.

LEGISLATIVE APPROVAL/DISAPPROVAL . . . .

Proposed permanent rules can be approved or disapproved, in whole or in part, by joint resolution of the Legislature [2] at any time during the review period (to determine "review period," see Submission Deadline above).

[2] *Note, however, that joint resolutions must not only be passed by both houses of the Legislature, but must also be signed by the Governor before the rules can be considered approved/disapproved – or, if a resolution is vetoed by the Governor, the Legislature must override the gubernatorial veto. So, the mere passage of a joint resolution approving/disapproving your rules by both the House and the Senate does not constitute legislative approval/disapproval of your rules.*

FINAL ADOPTION . . . .

The rules are considered finally adopted when the Governor signs the Legislature's joint resolution approving the rules – or when both houses of the Legislature have voted to override a veto of the resolution.