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Secretary of State
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Table of Contents

Agency/Action/Subject Index	ii
Rules Affected Index	iv
Agency Index (Title numbers assigned)	v
Notices of Rulemaking Intent	
Department of Environmental Quality (Title 252)	153, 154, 155, 157
Office of Management and Enterprise Services (Title 260)	158, 158, 159, 160, 162, 163, 164, 165, 166, 167, 168
Oklahoma Health Care Authority (Title 317)	178, 179, 180, 182
Oklahoma Public Employees Retirement System (Title 590)	183, 183, 185, 186, 186
Oklahoma Real Estate Commission (Title 605)	187
Department of Transportation (Title 730)	188, 189, 190, 191, 191
Submissions to Governor and Legislature	
Department of Environmental Quality (Title 252)	193, 193
State Board of Medical Licensure and Supervision (Title 435)	193
Executive Orders	
Executive Orders (Title 1)	195, 195
Editor's Notices	
Department of Human Services (Title 340)	198, 198

Agency/Action/Subject Index

GOVERNOR

Executive Orders

Declaring State Question 832 be submitted to qualified electors	195
---	-----

GOVERNOR

Executive Orders

Challenging school district superintendents to participate in the Oklahoma Phone-Free Schools Challenge	196
---	-----

DEPARTMENT OF ENVIRONMENTAL QUALITY (Title 252)

Notice of Rulemaking Intent

Air Pollution Control (Chapter 100)	153,154,155,157
---	-----------------

Submission for Review

Air Pollution Control (Chapter 100)	193,193
---	---------

OFFICE OF MANAGEMENT AND ENTERPRISE SERVICES (Title 260)

Notice of Rulemaking Intent

Oklahoma Employees Insurance and Benefits Board (Chapter 20)	158
Personnel Administration Rules (Chapter 25)	158
Employees Group Insurance Division - Administrative and General Provisions (Chapter 45)	159
Employees Group Insurance Division - Health, Dental, Vision and Life Plans (Chapter 50)	160
Employees Group Insurance Division - Healthchoice Disability Plan (Chapter 55)	162
Facilities Management (Chapter 60)	163
Real Estate and Leasing (Chapter 95)	163
State Surplus Property (Chapter 105)	164
Procurement (Chapter 115)	165
State Use Program (Chapter 120)	166
Civil Service and Human Capital Modernization Rules (Chapter 130)	167
Service Oklahoma (Chapter 135)	168

OKLAHOMA HEALTH CARE AUTHORITY (Title 317)

Notice of Rulemaking Intent

OKLAHOMA EMPLOYEES INSURANCE AND BENEFITS BOARD (Chapter 120)	178
EMPLOYEES GROUP INSURANCE DIVISION - ADMINISTRATIVE AND GENERAL PROVISIONS (Chapter 145)	179
EMPLOYEES GROUP INSURANCE DIVISION - HEALTH, DENTAL, VISION AND LIFE PLANS (Chapter 150)	180
EMPLOYEES GROUP INSURANCE DIVISION - THE DISABILITY PLAN (Chapter 155)	182

DEPARTMENT OF HUMAN SERVICES (Title 340)

Editor's Notices

Administrative Components (Chapter 2)	198
Aging Services (Chapter 105)	198

STATE BOARD OF MEDICAL LICENSURE AND SUPERVISION (Title 435)

Submission for Review

Physician Assistants (Chapter 15)	193
---	-----

OKLAHOMA PUBLIC EMPLOYEES RETIREMENT SYSTEM (Title 590)

Notice of Rulemaking Intent

Administrative Operations (Chapter 1)	183
Public Employees Retirement System (Chapter 10)	183
Deferred Compensation (Chapter 25)	185
Deferred Savings Incentive Plan (Chapter 35)	186
Defined Contribution System (Chapter 40)	186

OKLAHOMA REAL ESTATE COMMISSION (Title 605)

Notice of Rulemaking Intent

Requirements, Standards, and Procedures (Chapter 10)	187
--	-----

DEPARTMENT OF TRANSPORTATION (Title 730)

Notice of Rulemaking Intent

Department Programs (Chapter 10)	188
Highway Contractors (Chapter 25)	189
Highway Design (Chapter 30)	190
Maintenance and Control of State Highway System (Chapter 35)	191
Size and Weight Permits (Chapter 50)	191

Rules Affected Index

[(E) Emergency action]

Rule	Register Page	Rule	Register Page
145:10-11-1	[NEW](E) .....15	465:20-7-3	[NEW](E) .....136
145:10-11-2	[NEW](E) .....15	465:20-9-1	[NEW](E) .....136
145:10-11-3	[NEW](E) .....15	465:20-11-1	[NEW](E) .....136
145:10-11-4	[NEW](E) .....15	465:20-11-2	[NEW](E) .....136
145:10-11-5	[NEW](E) .....15	475:1-1-2	[AMENDED](E) .....92
145:10-11-6	[NEW](E) .....15	475:1-1-3	[NEW](E) .....92
145:10-11-7	[NEW](E) .....15	475:1-5-1	[AMENDED](E) .....92
210:15-3-173	[AMENDED] .....106	475:1-5-11	[AMENDED](E) .....92
210:15-3-198	[AMENDED] .....106	475:1-5-12	[AMENDED](E) .....92
210:15-3-199	[AMENDED] .....106	475:1-5-13	[AMENDED](E) .....92
442:10-1-4	[AMENDED](E) .....18	475:1-5-2	[AMENDED](E) .....92
442:10-3-1	[AMENDED](E) .....18	475:1-5-4	[AMENDED](E) .....92
442:10-4-2	[AMENDED](E) .....18	475:1-5-6	[AMENDED](E) .....92
442:10-4-3	[AMENDED](E) .....18	475:10-1-15	[AMENDED](E) .....97
442:10-4-5	[AMENDED](E) .....18	475:10-1-20	[AMENDED](E) .....98
442:10-5-1.1	[AMENDED](E) .....18	475:10-1-22	[AMENDED](E) .....98
442:10-5-2	[AMENDED](E) .....18	475:10-1-4	[AMENDED](E) .....97
442:10-5-3	[AMENDED](E) .....18	475:10-1-9	[AMENDED](E) .....97
442:10-5-5	[AMENDED](E) .....18	475:15-1-3	[AMENDED](E) .....103
442:10-5-6	[AMENDED](E) .....18	765:13-3-1	[AMENDED](E) .....141
442:10-8-1	[AMENDED](E) .....18	765:13-3-2	[AMENDED](E) .....141
442:10-8-2	[AMENDED](E) .....18	765:13-3-3	[AMENDED](E) .....141
442:10-8-3	[AMENDED](E) .....18	765:13-3-4	[AMENDED](E) .....141
442:10-8-4	[AMENDED](E) .....18	765:13-3-5	[AMENDED](E) .....141
442:10-9-2	[AMENDED](E) .....18	765:13-3-6	[NEW](E) .....141
442:10-9-3	[AMENDED](E) .....18	765:13-3-7	[NEW](E) .....141
442:10-9-7	[AMENDED](E) .....18	765:14-1-1	[NEW](E) .....143
442:10-11-1	[AMENDED](E) .....18	765:14-1-2	[NEW](E) .....143
465:20-1-1	[AMENDED](E) .....136	765:14-1-3	[NEW](E) .....143
465:20-3-1	[AMENDED](E) .....136	765:14-1-4	[NEW](E) .....143
465:20-3-2	[AMENDED](E) .....136	765:14-1-5	[NEW](E) .....144
465:20-3-3	[AMENDED](E) .....136	765:14-1-6	[NEW](E) .....144
465:20-5-1	[NEW](E) .....136	765:14-1-7	[NEW](E) .....144
465:20-5-2	[NEW](E) .....136	765:14-1-8	[NEW](E) .....144
465:20-5-3	[NEW](E) .....136	765:14-1-9	[NEW](E) .....144
465:20-5-4	[NEW](E) .....136	765:14-3-1	[NEW](E) .....144
465:20-5-5	[NEW](E) .....136	765:14-3-2	[NEW](E) .....144
465:20-5-6	[NEW](E) .....136	765:14-3-3	[NEW](E) .....144
465:20-5-7	[NEW](E) .....136	765:14-5-1	[NEW](E) .....144
465:20-5-8	[NEW](E) .....136	765:14-5-2	[NEW](E) .....144
465:20-5-9	[NEW](E) .....136	765:14-7-1	[NEW](E) .....144
465:20-7-1	[NEW](E) .....136	765:14-7-2	[NEW](E) .....144
465:20-7-2	[NEW](E)136		

Agency/Title Index

[Assigned as of 10-8-24]

Agency	Title	Agency	Title
Oklahoma ABSTRACTORS Board	.....5	Oklahoma State ATHLETIC Commission	
Oklahoma ACCOUNTANCY Board	.....10	(Formerly: Oklahoma Professional BOXING Commission)	92
State ACCREDITING Agency	.....15	BROADBAND Governing Board	.....93
AD Valorem Task Force		State BURIAL Board	
(abolished 7-1-93)	20	(abolished 7-1-92)	95
Oklahoma Department of Aerospace and AERONAUTICS	.....25	[RESERVED]	.....100
Board of Regents for the Oklahoma AGRICULTURAL and		Oklahoma State ATHLETIC Commission	
Mechanical Colleges		(Formerly: Oklahoma Professional BOXING Commission)	
(exempted 11-1-98)	30	See Title - 92	
Oklahoma Department of AGRICULTURE , Food, and		Oklahoma CAPITAL Investment Board	.....105
Forestry	.....35	Oklahoma CAPITOL Improvement Authority	.....110
Oklahoma Board of Licensed ALCOHOL and Drug		State CAPITOL Preservation Commission	.....115
Counselors	.....38	CAPITOL-MEDICAL Center Improvement and Zoning	
Board of Tests for ALCOHOL and Drug Influence	.....40	Commission	.....120
ALCOHOLIC Beverage Laws Enforcement Commission	.....45	Oklahoma Department of CAREER and Technology Education	
ANATOMICAL Board of the State of Oklahoma	.....50	(Formerly: Oklahoma Department of VOCATIONAL and	
Board of Governors of the		Technical Education) See Title - 780	
Licensed ARCHITECTS , Landscape Architects and		Board of Regents of CARL Albert State College	
Registered Commercial Interior Designers of Oklahoma		(exempted 11-1-98)	125
(Formerly: Board of Governors of the		Department of CENTRAL Services	
Licensed ARCHITECTS and Landscape Architects of		(Formerly: Office of PUBLIC Affairs) See Title - 580	
Oklahoma; and Board of Governors of the		CEREBRAL Palsy Commission	.....130
Licensed ARCHITECTS , Landscape Architects and		Commission on CHILDREN and Youth	.....135
Registered Interior Designers of Oklahoma)	55	Board of CHIROPRACTIC Examiners	.....140
ARCHIVES and Records Commission	.....60	Oklahoma Department of EMERGENCY Management	
Board of Trustees for the ARDMORE Higher Education		(Formerly: Department of CIVIL Emergency	
Program		Management)	145
(exempted 11-1-98)	65	Oklahoma Department of COMMERCE	.....150
Oklahoma ARTS Council	.....70	COMMUNITY Hospitals Authority	.....152
ATTORNEY General	.....75	COMPSOURCE Oklahoma	
State AUDITOR and Inspector	.....80	(Formerly: State INSURANCE Fund) See Title - 370	
State BANKING Department	.....85	Oklahoma CONSERVATION Commission	.....155
Oklahoma State Employees BENEFITS Council		CONSTRUCTION Industries Board	.....158
(consolidated under Office of Management and		Department of CONSUMER Credit	.....160
Enterprise Services 8-26-11 - See Title 260)	86	CORPORATION Commission	.....165
Oklahoma State Employees BENEFITS Council	.....87	Department of CORRECTIONS	.....170
Council of BOND Oversight	.....90		

State Board of COSMETOLOGY and Barbering	Oklahoma Council on FIREFIGHTER Training
.....175	.....268
Oklahoma State CREDIT Union Board	Oklahoma FIREFIGHTERS Pension and Retirement System
.....180	.....270
CRIME Victims Compensation Board	[RESERVED]
.....185	.....275
Joint CRIMINAL Justice System Task Force Committee	FORENSIC Review Board
.....190	.....277
Board of DENTISTRY	State Board of Registration for FORESTERS
.....195	.....280
Oklahoma DEVELOPMENT Finance Authority	FOSTER Care Review Advisory Board
.....200	.....285
Office of DISABILITY Concerns (Formerly: Office of HANDICAPPED Concerns) See Title - 305	Oklahoma FUNERAL Board (Formerly: Oklahoma State Board of Embalmers and Funeral Directors) See Title - 235
Board of Regents of EASTERN Oklahoma State College (exempted 11-1-98).....205	Oklahoma FUTURES
EDGE Fund Policy Board	.....290
.....208	GOVERNOR (See also Title 1, Executive Orders).....295
State Department of EDUCATION	GRAND River Dam Authority
.....210	.....300
EDUCATION Oversight Board (merged under Office of Educational Quality and Accountability 7-1-14 - See Title 218).....215	Group Self-Insurance Association GUARANTY Fund Board
Office of EDUCATIONAL Quality and Accountability	.....302
.....218	Individual Self-Insured GUARANTY Fund Board
Oklahoma EDUCATIONAL Television Authority	.....303
.....220	STATE Use Committee (Formerly: Committee on Purchases of Products and Services of the Severely HANDICAPPED ; consolidated under Office of Management and Enterprise Services 8-26-11 - See Title 260).....304
[RESERVED]	Office of DISABILITY Concerns (Formerly: Office of HANDICAPPED Concerns)....305
.....225	Oklahoma State Department of HEALTH
State ELECTION Board	.....310
.....230	Oklahoma Basic HEALTH Benefits Board (abolished 11-1-97).....315
Oklahoma Department of EMERGENCY Management (Formerly: Department of CIVIL Emergency Management) See Title - 145	Oklahoma HEALTH Care Authority
Oklahoma FUNERAL Board (Formerly: Oklahoma State Board of EMBALMERS and Funeral Directors).....235	.....317
Oklahoma EMPLOYMENT Security Commission	HIGHWAY Construction Materials Technician Certification Board
.....240	.....318
Oklahoma ENERGY Resources Board	Oklahoma HISTORICAL Society
.....243	.....320
State Board of Licensure for Professional ENGINEERS and Land Surveyors (Formerly: State Board of Registration for Professional ENGINEERS and Land Surveyors).....245	Oklahoma HORSE Racing Commission
Board of Trustees for the ENID Higher Education Program (exempted 11-1-98).....250	.....325
Department of ENVIRONMENTAL Quality	Oklahoma HOUSING Finance Agency
.....252	.....330
State Board of EQUALIZATION	Oklahoma HUMAN Rights Commission
.....255	.....335
ETHICS Commission (Title revoked).....257	Department of HUMAN Services
ETHICS Commission	.....340
.....258	Committee for INCENTIVE Awards for State Employees
Office of MANAGEMENT and Enterprise Services (Formerly: Office of State FINANCE).....260	.....345
State FIRE Marshal Commission	Oklahoma INDIAN Affairs Commission
.....265	.....350
	Oklahoma INDIGENT Defense System
	.....352

Oklahoma INDUSTRIAL Finance Authority	MEDICAL Technology and Research Authority of Oklahoma
.....355	.....440
INJURY Review Board	Oklahoma MEDICAL Marijuana Authority
.....357	.....442
Oklahoma State and Education Employees Group INSURANCE Board	Board of MEDICOLEGAL Investigations
(consolidated under Office of Management and Enterprise Services 8-26-11 - See Title 260).....	.....445
360	Department of MENTAL Health and Substance Abuse Services
INSURANCE Department	.....450
.....365	MERIT Protection Commission
COMPSOURCE Oklahoma	.....455
(Formerly: State INSURANCE Fund).....	MILITARY Planning Commission, Oklahoma Strategic
370	.....457
Oklahoma State Bureau of INVESTIGATION	Department of MINES
.....375	.....460
Council on JUDICIAL Complaints	Oklahoma New MOTOR Vehicle Commission
.....376	.....465
Office of JUVENILE Affairs	Board of Regents of MURRAY State College
.....377	(exempted 11-1-98).....
Department of LABOR	470
.....380	Oklahoma State Bureau of NARCOTICS and Dangerous Drugs Control
Department of the Commissioners of the LAND Office	.....475
.....385	Board of Regents of NORTHERN Oklahoma College
Council on LAW Enforcement Education and Training	(exempted 11-1-98).....
.....390	480
Oklahoma LAW Enforcement Retirement System	Oklahoma Board of NURSING
.....395	.....485
Board on LEGISLATIVE Compensation	Oklahoma State Board of Examiners for LONG-TERM Care Administrators
.....400	(Formerly: Oklahoma State Board of Examiners for NURSING Home Administrators).....
Oklahoma Department of LIBRARIES	490
.....405	Board of Regents of OKLAHOMA City Community College
LIEUTENANT Governor	(exempted 11-1-98).....
.....410	495
Oklahoma LINKED Deposit Review Board	Board of Regents of OKLAHOMA Colleges
.....415	(exempted 11-1-98).....
Oklahoma LIQUEFIED Petroleum Gas Board	500
.....420	Board of Examiners in OPTOMETRY
Oklahoma LIQUEFIED Petroleum Gas Research, Marketing and Safety Commission	.....505
.....422	State Board of OSTEOPATHIC Examiners
LITERACY Initiatives Commission	.....510
.....425	PARDON and Parole Board
LONG-RANGE Capital Planning Commission	.....515
.....428	Oklahoma PEANUT Commission
Oklahoma State Board of Examiners for LONG-TERM Care Administrators	.....520
(Formerly: Oklahoma State Board of Examiners for NURSING Home Administrators) See Title - 490	Oklahoma State PENSION Commission
LOTTERY Commission, Oklahoma	.....525
.....429	State Board of Examiners of PERFUSIONISTS
Office of MANAGEMENT and Enterprise Services	.....527
(Formerly: Office of State FINANCE) See Title - 260	Office of PERSONNEL Management
Board of Trustees for the MCCURTAIN County Higher Education Program	(consolidated under Office of Management and Enterprise Services 8-26-11 - See Title 260).....
(exempted 11-1-98).....	530.
430	Board of Commercial PET Breeders
Commission on MARGINALLY Producing Oil and Gas Wells	(abolished 7-1-12 - See Title 35).....
.....432	532
State Board of MEDICAL Licensure and Supervision	Oklahoma State Board of PHARMACY
.....435	.....535
	Health Care WORKFORCE Training Commission
	.....540
	Board of PODIATRIC Medical Examiners
	.....545

Oklahoma POLICE Pension and Retirement System	State Board of Licensed SOCIAL Workers
.....550	.....675
State Department of POLLUTION Control	SOUTHERN Growth Policies Board
(abolished 1-1-93).....555	.....680
POLYGRAPH Examiners Board	Oklahoma SOYBEAN Commission
.....560	(abolished 7-1-97).....685
Oklahoma Board of PRIVATE Vocational Schools	Board of Examiners for SPEECH-LANGUAGE Pathology
.....565	and Audiology
State Board for PROPERTY and Casualty Rates	(Formerly: Board of Examiners
(abolished 7-1-06; see also Title 365).....570	for SPEECH Pathology and Audiology).....690
State Board of Examiners of PSYCHOLOGISTS	STATE Use Committee
.....575	(Formerly: Committee on Purchases of Products and
Department of CENTRAL Services	Services of the Severely HANDICAPPED) See Title - 304
(Formerly: Office of PUBLIC Affairs; consolidated	STATE Employee Charitable Contributions, Oversight
under Office of Management and Enterprise Services 8-	Committee for
26-11 - See Title 260).....580	(Formerly: STATE Agency Review Committee).....695
PUBLIC Employees Relations Board	Oklahoma STUDENT Loan Authority
.....585	.....700
Oklahoma PUBLIC Employees Retirement System	TASK Force 2000
.....590	.....705
Department of PUBLIC Safety	Oklahoma TAX Commission
.....595	.....710
REAL Estate Appraiser Board	Oklahoma Commission for TEACHER Preparation
.....600	(merged under Office of Educational Quality and
Oklahoma REAL Estate Commission	Accountability 7-1-14 - See Title 218).....712
.....605	TEACHERS' Retirement System
Board of Regents of REDLANDS Community College	.....715
(exempted 11-1-98).....607	State TEXTBOOK Committee
State REGENTS for Higher Education	.....720
.....610	TOBACCO Settlement Endowment Trust Fund
State Department of REHABILITATION Services	.....723
.....612	Oklahoma TOURISM and Recreation Department
Board of Regents of ROGERS State College	.....725
(exempted 11-1-98).....615	Department of TRANSPORTATION
Board of Regents of ROSE State College	.....730
(exempted 11-1-98).....620	Oklahoma TRANSPORTATION Authority
ROUTE 66 Commission	(Name changed to Oklahoma TURNPIKE Authority 11-1-
.....623	05) See Title - 731
Oklahoma SAVINGS and Loan Board	Oklahoma TURNPIKE Authority
(abolished 7-1-93).....625	(Formerly: Oklahoma TRANSPORTATION Authority
SCENIC Rivers Commission	AND Oklahoma TURNPIKE Authority) See Title - 745
.....630	.....731
Oklahoma Commission on SCHOOL and County Funds	State TREASURER
Management	.....735
.....635	Board of Regents of TULSA Community College
Advisory Task Force on the Sale of SCHOOL Lands	(exempted 11-1-98).....740
(functions concluded 2-92).....640	Oklahoma TURNPIKE Authority
The Oklahoma School of SCIENCE and Mathematics	(Name changed
.....645	to Oklahoma TRANSPORATION Authority 11-1-99 -
Oklahoma Center for the Advancement of SCIENCE and	no rules enacted in this Title - See Title 731).....745
Technology	Oklahoma UNIFORM Building Code Commission
.....650	.....748
SECRETARY of State	Board of Trustees for the UNIVERSITY Center at Tulsa
.....655	(exempted 11-1-98).....750
Department of SECURITIES	UNIVERSITY Hospitals Authority
.....660	.....752
Board of Regents of SEMINOLE State College	UNIVERSITY Hospitals Trust
(exempted 11-1-98).....665	.....753
SERVICE Oklahoma	Board of Regents of the UNIVERSITY of Oklahoma
.....670	(exempted 11-1-98).....755

Board of Regents of the UNIVERSITY of Science and Arts of Oklahoma (<i>exempted 11-1-98</i>)	760	Oklahoma WATER Resources Board	785
Oklahoma USED Motor Vehicle and Parts Commission	765	Board of Regents of WESTERN Oklahoma State College (<i>exempted 11-1-98</i>)	790
Oklahoma Department of VETERANS Affairs	770	Oklahoma WHEAT Commission	795
Board of VETERINARY Medical Examiners	775	Department of WILDLIFE Conservation	800
Statewide CHARTER School Board	777	WILL Rogers and J.M. Davis Memorials Commission	805
Oklahoma Department of CAREER and Technology Education (<i>Formerly: Oklahoma Department of VOCATIONAL and Technical Education</i>)	780	Oklahoma WORKERS' Compensation Commission	810

Notices of Rulemaking Intent

Prior to adoption and gubernatorial/legislative review of a proposed PERMANENT rulemaking action, an agency must publish a Notice of Rulemaking Intent in the *Register*. In addition, an agency may publish a Notice of Rulemaking Intent in the *Register* prior to adoption of a proposed EMERGENCY or PREEMPTIVE rulemaking action.

A Notice of Rulemaking Intent announces a comment period, or a comment period and public hearing, and provides other information about the intended rulemaking action as required by law, including where copies of proposed rules may be obtained.

For additional information on Notices of Rulemaking Intent, see 75 O.S., Section 303.

TITLE 252. DEPARTMENT OF ENVIRONMENTAL QUALITY CHAPTER 100. AIR POLLUTION CONTROL

[OAR Docket #24-1004]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 8. Permits for Part 70 Sources and Major New Source Review (NSR) Sources

Part 5. PERMITS FOR PART 70 SOURCES

252:100-8-6. Permit content [AMENDED]

SUMMARY:

The Department of Environmental Quality (Department or DEQ) is proposing to amend existing rule language in OAC 252:100-8-6. Permit Content, in response to the U.S. Environmental Protection Agency's (EPA's) recently promulgated changes to program requirements pursuant to the Federal Register notice entitled "Removal of Title V Emergency Affirmative Defense Provisions From State Operating Permit Programs and Federal Operating Permit Program," 88 Fed. Reg. 47029 (July 21, 2023). The gist of this rule proposal and the underlying reason for the rulemaking is to comply with federal requirements by removing "affirmative defense" provisions in Oklahoma's Part 70 air quality permit program.

AUTHORITY:

Environmental Quality Board; 27A O.S. §§ 2-2-101, 2-2-201, 2-3-402, and 2-5-106. Air Quality Advisory Council; 27A O.S. §§ 2-2-201 and 2-5-107. Oklahoma Clean Air Act; 27A O.S. §§ 2-5-101 through 2-5-130. Oklahoma Uniform Permitting Act; 27A O.S. §§ 2-14-101 through 2-14-304.

COMMENT PERIOD:

Oral comments may be made at the October 17, 2024 Air Quality Advisory Council meeting and at the November 21, 2024 Environmental Quality Board meeting. The written comment period was opened previously from September 3, 2024 to October 3, 2024.

PUBLIC HEARING:

Before the Air Quality Advisory Council at 9:00 a.m. on Thursday, October 17, 2024, at the DEQ Headquarters, 707 N. Robinson, Oklahoma City, OK 73102. If the Council recommends adoption, the proposed rules will be considered by the Environmental Quality Board at its meeting scheduled for 9:30 a.m. on Thursday, November 21, 2024, at the DEQ Headquarters, 707 N. Robinson, Oklahoma City, OK 73102. These hearings shall also serve as public hearings to receive comments on the proposed revisions to the State Implementation Plan (SIP) under the requirements of 40 C.F.R. § 51.102 and 27A O.S. § 2-5-107(6)(c), and to the State Title V (Part 70) Implementation Plan under the requirements of 40 C.F.R. Part 70 and 27A O.S. § 2-5-112(B)(9).

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

The Department requests that business entities or any other members of the public affected by these rules provide the Department, within the comment period, in dollar amounts if possible, the increase in the level of direct costs such as fees, and the indirect costs such as reporting, recordkeeping, equipment, construction, labor, professional services, revenue loss, or other costs expected to be incurred by a particular entity due to compliance with the proposed rules.

COPIES OF PROPOSED RULES:

Copies of the proposed rules may be obtained from the contact person, reviewed at the Department of Environmental Quality, 707 N. Robinson, Oklahoma City, OK 73102, or reviewed online at <https://www.deq.ok.gov/council-meetings/air-quality-advisory-council/>.

RULE IMPACT STATEMENT:

Pursuant to 75 O.S. § 303(D), a rule impact statement was prepared and is available on the DEQ website at <https://www.deq.ok.gov/council-meetings/air-quality-advisory-council/>. Copies may also be obtained from the Department by calling the contact person listed below.

CONTACT PERSON:

Notices of Rulemaking Intent

The contact person for this proposal is Melanie Foster, Environmental Programs Manager, who can be reached by phone at (405) 702-4100. Please email written comments to AQDRuleComments@deq.ok.gov. Mail should be addressed to Department of Environmental Quality, Air Quality Division, P.O. Box 1677, Oklahoma City, OK 73101-1677, ATTN: Melanie Foster.

[OAR Docket #24-1004; filed 9-20-24]

TITLE 252. DEPARTMENT OF ENVIRONMENTAL QUALITY CHAPTER 100. AIR POLLUTION CONTROL

[OAR Docket #24-1006]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 49. Oklahoma Emission Reduction Technology Rebate Program

252:100-49-1. Purpose and applicability [AMENDED]

252:100-49-3. Definitions [AMENDED]

252:100-49-5. Program criteria and qualification determination [AMENDED]

SUMMARY:

The Department of Environmental Quality (Department or DEQ) is proposing to amend Subchapter 49, Oklahoma Emission Reduction Technology Rebate Program in OAC 252:100, to implement recent changes to applicable provisions of the Oklahoma Emission Reduction Technology Incentive Act, 68 O.S. § 55006, et seq. DEQ and the Oklahoma Tax Commission jointly administer the "Oklahoma Emission Reduction Technology Rebate Program" to provide an incentive for "Emission Reduction Projects" – implementation of new and innovative technologies to reduce air pollutant emissions from oil and gas facilities. The gist of this rule proposal and the underlying reason for the rulemaking is to implement the Department's responsibilities under the recently revised Oklahoma Emission Reduction Technology Incentive Act.

AUTHORITY:

Environmental Quality Board; 27A O.S. §§ 2-2-101, 2-2-201, 2-3-402, and 2-5-106. Air Quality Advisory Council; 27A O.S. §§ 2-2-201 and 2-5-107. Oklahoma Clean Air Act; 27A O.S. §§ 2-5-101 through 2-5-130. Oklahoma Uniform Permitting Act; 27A O.S. §§ 2-14-101 through 2-14-304. Oklahoma Emission Reduction Technology Incentive Act; 68 O.S. § 55011.

COMMENT PERIOD:

Oral comments may be made at the October 17, 2024 Air Quality Advisory Council meeting and at the November 21, 2024 Environmental Quality Board meeting. The written comment period was opened previously from September 3, 2024 to October 3, 2024.

PUBLIC HEARING:

Before the Air Quality Advisory Council at 9:00 a.m. on Thursday, October 17, 2024, at the DEQ Headquarters, 707 N. Robinson, Oklahoma City, OK 73102. If the Council recommends adoption, the proposed rules will be considered by the Environmental Quality Board at its meeting scheduled for 9:30 a.m. on Thursday, November 21, 2024, at the DEQ Headquarters, 707 N. Robinson, Oklahoma City, OK 73102. These hearings shall also serve as public hearings to receive comments on the proposed revisions to the State Implementation Plan (SIP) under the requirements of 40 C.F.R. § 51.102 and 27A O.S. § 2-5-107(6)(c), and to the State Title V (Part 70) Implementation Plan under the requirements of 40 C.F.R. Part 70 and 27A O.S. § 2-5-112(B)(9).

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

The Department requests that business entities or any other members of the public affected by these rules provide the Department, within the comment period, in dollar amounts if possible, the increase in the level of direct costs such as fees, and the indirect costs such as reporting, recordkeeping, equipment, construction, labor, professional services, revenue loss, or other costs expected to be incurred by a particular entity due to compliance with the proposed rules.

COPIES OF PROPOSED RULES:

Copies of the proposed rules may be obtained from the contact person, reviewed at the Department of Environmental Quality, 707 N. Robinson, Oklahoma City, OK 73102, or reviewed online at <https://www.deq.ok.gov/council-meetings/air-quality-advisory-council/>.

RULE IMPACT STATEMENT:

Notices of Rulemaking Intent

Pursuant to 75 O.S. § 303(D), a rule impact statement was prepared and is available on the DEQ website at <https://www.deq.ok.gov/council-meetings/air-quality-advisory-council/>. Copies may also be obtained from the Department by calling the contact person listed below.

CONTACT PERSON:

The contact person for this proposal is Melanie Foster, Environmental Programs Manager, who can be reached by phone at (405) 702-4100. Please email written comments to AQDRuleComments@deq.ok.gov. Mail should be addressed to Department of Environmental Quality, Air Quality Division, P.O. Box 1677, Oklahoma City, OK 73101-1677, ATTN: Melanie Foster.

[OAR Docket #24-1006; filed 9-20-24]

TITLE 252. DEPARTMENT OF ENVIRONMENTAL QUALITY CHAPTER 100. AIR POLLUTION CONTROL

[OAR Docket #24-1007]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 5. Registration, Emission Inventory and Annual Operating Fees

252:100-5-1.1. Definitions [AMENDED]

252:100-5-2.1. Emission inventory [AMENDED]

Subchapter 7. Permits for Minor Facilities

Part 1. GENERAL PROVISIONS

252:100-7-1.1. Definitions [AMENDED]

252:100-7-2.1. Minor permits for greenhouse gas (GHG) emitting facilities [AMENDED]

Part 3. CONSTRUCTION PERMITS

252:100-7-15. Construction permit [AMENDED]

Part 9. PERMITS BY RULE

252:100-7-60.5. Oil and natural gas sector [AMENDED]

252:100-7-60.6. Emergency engine facilities [AMENDED]

252:100-7-60.7. Gasoline dispensing facilities and gasoline dispensing facilities with emergency engines [AMENDED]

Subchapter 8. Permits for Part 70 Sources and Major New Source Review (NSR) Sources

Part 5. PERMITS FOR PART 70 SOURCES

252:100-8-2. Definitions [AMENDED]

252:100-8-4. Requirements for construction and operating permits [AMENDED]

252:100-8-5. Permit applications [AMENDED]

Part 7. PREVENTION OF SIGNIFICANT DETERIORATION (PSD) REQUIREMENTS FOR ATTAINMENT AREAS

252:100-8-31. Definitions [AMENDED]

252:100-8-33. Exemptions [AMENDED]

SUMMARY:

The Department of Environmental Quality (Department or DEQ) is proposing to amend the Permit By Rule (PBR) in OAC 252:100-7-60.5, Oil and natural gas sector, in response to the U.S. Environmental Protection Agency's (EPA's) recently promulgated requirements in 40 C.F.R. Part 60, Subpart OOOOb Standards of Performance for Crude Oil and Natural Gas Facilities for which Construction, Modification or Reconstruction Commenced After December 6, 2022 (NSPS Subpart OOOOb). Additionally, the proposed amendment would allow the use of legally and practicably enforceable (LPE) limits when determining a facility's eligibility for the PBR. On June 11, 2024, the Environmental Quality Board adopted emergency rules in OAC 252:100-7-60.5, which were approved by the Governor on July 25, 2024. This emergency rule allows the use of the above-mentioned LPE limits. The proposed permanent rule amendments would replace the currently-effective emergency rule. Absent changes in other sections of Chapter 100, the proposed changes to the permanent rule language in OAC 252:100-7-60.5 would trigger additional requirements regarding the reporting of emissions of Greenhouse Gases (GHGs), submission of fees for GHGs, and other state permitting requirements for which GHGs have historically been exempt. To ensure that the proposed permanent amendments to the PBR for the oil and natural gas sector do not create additional, unintended requirements for owners and operators of various facilities, the DEQ is proposing amendments to other sections of Chapter 100. These amendments would ensure that GHG emissions

Notices of Rulemaking Intent

remain exempt from annual emission inventory reporting and fees. Further, GHG emissions would not be factored into certain permitting determinations, such as eligibility for a “de minimis facility,” a “permit exempt facility,” or a PBR or general permit; or used as the basis for a major source/NSR determination, except for the federal requirement for a BACT analysis under the (major source) PSD program where another pollutant (non-GHG) triggers the requirement for a PSD permit and GHG emissions will increase by 75,000 tons CO₂e. Further, GHG limits will only be included in minor facility permits if the facility is subject to a GHG limit under a federal NSPS or National Emission Standard for Hazardous Air Pollutants (NESHAP), a requirement adopted as mandated by a federal Emissions Guideline in accordance with 40 C.F.R. Part 60, or when the facility owner or operator requests a limit. Additional amendments to OAC 252:100-8-4 will incorporate changes to authorize electronic submission of an application for a major source construction or operating permit and to clarify that a facility that is required by federal rule to obtain a Title V operating permit absent a change in facility equipment or emissions increases will continue to be subject to any emission limits established in a previously obtained minor source permit unless the facility obtains a major source construction permit. The gist of the proposed rule is to clarify source eligibility criteria for the PBR and ensure that the current PBR allows facilities potentially subject to NSPS Subpart OOOOb to take LPE limits to avoid applicability of the federal requirements for certain equipment. Additional changes will ensure that GHGs are exempt from various requirements except for the federal requirement for a BACT analysis under the (major source) PSD program where another pollutant (non-GHG) triggers the requirement for a PSD permit and GHG emissions will increase by 75,000 tons CO₂e. Lastly, proposed changes authorize electronic submission of applications and clarify requirements applicable to minor source facilities that are later required by federal rule to obtain major source (Title V) operating permits

AUTHORITY:

Environmental Quality Board; 27A O.S. §§ 2-2-101, 2-2-201, 2-3-402, and 2-5-106. Air Quality Advisory Council; 27A O.S. §§ 2-2-201 and 2-5-107. Oklahoma Clean Air Act; 27A O.S. §§ 2-5-101 through 2-5-130. Oklahoma Uniform Permitting Act; 27A O.S. §§ 2-14-101 through 2-14-304.

COMMENT PERIOD:

Oral comments may be made at the October 17, 2024 Air Quality Advisory Council meeting and at the November 21, 2024 Environmental Quality Board meeting. The written comment period was opened previously from September 3, 2024 to October 3, 2024.

PUBLIC HEARING:

Before the Air Quality Advisory Council at 9:00 a.m. on Thursday, October 17, 2024, at the DEQ Headquarters, 707 N. Robinson, Oklahoma City, OK 73102. If the Council recommends adoption, the proposed rules will be considered by the Environmental Quality Board at its meeting scheduled for 9:30 a.m. on Thursday, November 21, 2024, at the DEQ Headquarters, 707 N. Robinson, Oklahoma City, OK 73102. These hearings shall also serve as public hearings to receive comments on the proposed revisions to the State Implementation Plan (SIP) under the requirements of 40 C.F.R. § 51.102 and 27A O.S. § 2-5-107(6)(c), and to the State Title V (Part 70) Implementation Plan under the requirements of 40 C.F.R. Part 70 and 27A O.S. § 2-5-112(B)(9).

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

The Department requests that business entities or any other members of the public affected by these rules provide the Department, within the comment period, in dollar amounts if possible, the increase in the level of direct costs such as fees, and the indirect costs such as reporting, recordkeeping, equipment, construction, labor, professional services, revenue loss, or other costs expected to be incurred by a particular entity due to compliance with the proposed rules.

COPIES OF PROPOSED RULES:

Copies of the proposed rules may be obtained from the contact person, reviewed at the Department of Environmental Quality, 707 N. Robinson, Oklahoma City, OK 73102, or reviewed online at <https://www.deq.ok.gov/council-meetings/air-quality-advisory-council/>.

RULE IMPACT STATEMENT:

Pursuant to 75 O.S. § 303(D), a rule impact statement was prepared and is available on the DEQ website at <https://www.deq.ok.gov/council-meetings/air-quality-advisory-council/>. Copies may also be obtained from the Department by calling the contact person listed below.

CONTACT PERSON:

The contact person for this proposal is Melanie Foster, Environmental Programs Manager, who can be reached by phone at (405) 702-4100. Please email written comments to AQDRuleComments@deq.ok.gov. Mail should be addressed to Department of Environmental Quality, Air Quality Division, P.O. Box 1677, Oklahoma City, OK 73101-1677, ATTN: Melanie Foster.

[OAR Docket #24-1007; filed 9-20-24]

Notices of Rulemaking Intent

TITLE 252. DEPARTMENT OF ENVIRONMENTAL QUALITY CHAPTER 100. AIR POLLUTION CONTROL

[OAR Docket #24-1008]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 2. Incorporation by Reference

252:100-2-3. Incorporation by reference [AMENDED]

Appendix Q. Incorporation by Reference [AMENDED]

SUMMARY:

The Department of Environmental Quality (Department or DEQ) is proposing to update language in Subchapter 2, Incorporation by Reference, to reflect the latest date of incorporation of EPA regulations. The Department is also proposing to update the content in OAC 252:100, Appendix Q, Incorporation By Reference, to incorporate the latest changes to EPA regulations. The gist of these rule proposals and the underlying reason for the rulemaking is to incorporate the latest changes or additions to 40 C.F.R. Part 60, New Source Performance Standards (NSPS), 40 C.F.R. Parts 61 and 63, National Emission Standards for Hazardous Air Pollutants (NESHAP), and other EPA regulations referenced in Chapter 100.

AUTHORITY:

Environmental Quality Board; 27A O.S. §§ 2-2-101, 2-2-201, 2-3-402, and 2-5-106. Air Quality Advisory Council; 27A O.S. §§ 2-2-201 and 2-5-107. Oklahoma Clean Air Act; 27A O.S. §§ 2-5-101 through 2-5-130. Oklahoma Uniform Permitting Act; 27A O.S. §§ 2-14-101 through 2-14-304.

COMMENT PERIOD:

Oral comments may be made at the October 17, 2024 Air Quality Advisory Council meeting and at the November 21, 2024 Environmental Quality Board meeting. The written comment period was opened previously from September 3, 2024 to October 3, 2024.

PUBLIC HEARING:

Before the Air Quality Advisory Council at 9:00 a.m. on Thursday, October 17, 2024, at the DEQ Headquarters, 707 N. Robinson, Oklahoma City, OK 73102. If the Council recommends adoption, the proposed rules will be considered by the Environmental Quality Board at its meeting scheduled for 9:30 a.m. on Thursday, November 21, 2024, at the DEQ Headquarters, 707 N. Robinson, Oklahoma City, OK 73102. These hearings shall also serve as public hearings to receive comments on the proposed revisions to the State Implementation Plan (SIP) under the requirements of 40 C.F.R. § 51.102 and 27A O.S. § 2-5-107(6)(c), and to the State Title V (Part 70) Implementation Plan under the requirements of 40 C.F.R. Part 70 and 27A O.S. § 2-5-112(B)(9).

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

The Department requests that business entities or any other members of the public affected by these rules provide the Department, within the comment period, in dollar amounts if possible, the increase in the level of direct costs such as fees, and the indirect costs such as reporting, recordkeeping, equipment, construction, labor, professional services, revenue loss, or other costs expected to be incurred by a particular entity due to compliance with the proposed rules.

COPIES OF PROPOSED RULES:

Copies of the proposed rules may be obtained from the contact person, reviewed at the Department of Environmental Quality, 707 N. Robinson, Oklahoma City, OK 73102, or reviewed online at <https://www.deq.ok.gov/council-meetings/air-quality-advisory-council/>.

RULE IMPACT STATEMENT:

Pursuant to 75 O.S. § 303(D), a rule impact statement was prepared and is available on the DEQ website at <https://www.deq.ok.gov/council-meetings/air-quality-advisory-council/>. Copies may also be obtained from the Department by calling the contact person listed below.

CONTACT PERSON:

The contact person for this proposal is Melanie Foster, Environmental Programs Manager, who can be reached by phone at (405) 702-4100. Please email written comments to AQDRuleComments@deq.ok.gov. Mail should be addressed to Department of Environmental Quality, Air Quality Division, P.O. Box 1677, Oklahoma City, OK 73101-1677, ATTN: Melanie Foster.

[OAR Docket #24-1008; filed 9-20-24]

Notices of Rulemaking Intent

TITLE 260. OFFICE OF MANAGEMENT AND ENTERPRISE SERVICES CHAPTER 20. OKLAHOMA EMPLOYEES INSURANCE AND BENEFITS BOARD [REVOKED]

[OAR Docket #24-1014]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

- 260:20-1-1. Purpose [REVOKED]
- 260:20-1-2. Definitions [REVOKED]
- 260:20-1-3. Regular meetings [REVOKED]
- 260:20-1-4. Special meetings [REVOKED]
- 260:20-1-5. Open Meeting Act [REVOKED]
- 260:20-1-6. Committees [REVOKED]
- 260:20-1-7. Cancellation of meetings [REVOKED]
- 260:20-1-8. Board records; release of information [REVOKED]
- 260:20-1-9. Minutes of the Board [REVOKED]

SUMMARY:

Senate Bill 1310 of the 2024 legislative session moved the Employees Group Insurance Division from the Office of Management and Enterprise Services to the Oklahoma Health Care Authority. This rulemaking action revokes the Employees Group Insurance Division rules from the Office of Management and Enterprise Services title of administrative rules, Title 260.

AUTHORITY:

The Director of the Office of Management and Enterprise Services; 62 O.S. §34.3.1; 62 O.S. Section 34.6(8)

COMMENT PERIOD:

Persons may submit written comments through November 22, 2024, to Tracy Osburn, General Counsel at Office of Management and Enterprise Services, 2401 N. Lincoln, Oklahoma City, Oklahoma 73105.

PUBLIC HEARING:

A public hearing has been scheduled for November 22, 2024, at 11:00 am – 11:30 am at the ODOT Training Center located 5307 NE 122nd St, Oklahoma City, OK 73013. Each person will be allowed a maximum of five (5) minutes to speak. In the event an attendee would like to speak, please notify Tracy Osburn by email at tracy.osburn@omes.ok.gov.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

n/a

COPIES OF PROPOSED RULES:

Tracy Osburn, General Counsel Office of Management and Enterprise Services 2401 N. Lincoln Oklahoma City, OK 73105

RULE IMPACT STATEMENT:

As required by 75 O.S. § 303(D), a rule impact statement will be available beginning October 30, 2024. The rule impact statement may be obtained for review by contacting Tracy Osburn of the Office of Management and Enterprise Services.

CONTACT PERSON:

Tracy Osburn, General Counsel, (405) 522-3428

[OAR Docket #24-1014; filed 9-24-24]

TITLE 260. OFFICE OF MANAGEMENT AND ENTERPRISE SERVICES CHAPTER 25. PERSONNEL ADMINISTRATION RULES

[OAR Docket #24-1016]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

- Subchapter 11. Employee Actions [AMENDED]
- Part 13. RESIGNATIONS [AMENDED]
- 260:25-11-132. Method of resignation [REVOKED]
- Part 15. AGENCY TRANSFERS [AMENDED]

Notices of Rulemaking Intent

260:25-11-154. Timing a transfer [AMENDED]

SUMMARY:

The rule changes are necessary to address the statutory changes regarding leave and longevity payments, reflect updates to internal processes within the Human Capital Management Division of the Office of Management and Enterprise Services, and correct statutory and administrative rule citations.

AUTHORITY:

The Office of Management and Enterprise Services; The Director of the Office of Management and Enterprise Services; 62 O.S. Section 34.6(8); The Human Capital Management Division of the Office of Management and Enterprise Services; 62 O.S. Section 34.301; The Director of the Office of Management and Enterprise Services; 74 O.S. Section 840-1.6A.

COMMENT PERIOD:

Persons may submit written comments through November 22, 2024, to Tracy Osburn, Deputy General Counsel at Office of Management and Enterprise Services, Human Capital Management Division, 2401 North Lincoln Blvd., Oklahoma City, Oklahoma, 73105.

PUBLIC HEARING:

A public hearing has been scheduled for November 22, 2024, at 9:45 a.m. to 10:15 a.m. at the ODOT Training Center located 5307 NE 122nd St, Oklahoma City, OK 73013. Each person will be allowed a maximum of five (5) minutes to speak. In the event an attendee would like to speak, please notify Tracy Osburn by email at tracy.osburn@omes.ok.gov.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

n/a

COPIES OF PROPOSED RULES:

Tracy Osburn, Deputy General Counsel Office of Management and Enterprise Services Human Capital Management 2401 North Lincoln Blvd., Suite 106 Oklahoma City, Oklahoma 73105

RULE IMPACT STATEMENT:

As required by 75 O.S. § 303(D), a rule impact statement will be available beginning October 30, 2024. The rule impact statement may be obtained for review by contacting Tracy Osburn of the Office of Management and Enterprise Services Human Capital Management Division.

CONTACT PERSON:

Tracy Osburn, Deputy General Counsel Office of Management and Enterprise Services Human Capital Management Division 2401 N. Lincoln Blvd. Oklahoma City, OK 73105 (405) 522-3428

[OAR Docket #24-1016; filed 9-24-24]

TITLE 260. OFFICE OF MANAGEMENT AND ENTERPRISE SERVICES CHAPTER 45. EMPLOYEES GROUP INSURANCE DIVISION - ADMINISTRATIVE AND GENERAL PROVISIONS [REVOKED]

[OAR Docket #24-1018]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 1. Purpose, Definitions, Rules and References [REVOKED]

260:45-1-1. Purpose [REVOKED]

260:45-1-2. Definitions [REVOKED]

260:45-1-3. Rules, cumulative [REVOKED]

260:45-1-4. Rules in this title and benefit administration procedures or guidelines as adopted by EGID are controlling in all situations [REVOKED]

260:45-1-5. Disclaimer of conflicting information [REVOKED]

260:45-1-6. Amending of rules [REVOKED]

260:45-1-7. Gender reference [REVOKED]

Subchapter 3. Records and Information [REVOKED]

260:45-3-1. EGID records; release of information [REVOKED]

260:45-3-2. Confidentiality of medical records [REVOKED]

260:45-3-3. Participating entities/business associate protection of confidential health Information [REVOKED]

260:45-3-4. HealthChoice authorization for release of medical records [REVOKED]

Notices of Rulemaking Intent

260:45-3-5. Right to receive and release necessary information [REVOKED]
260:45-3-6. Call monitoring for quality control [REVOKED]
260:45-3-7. Electronic records and facsimile, electronic or copies of signatures [REVOKED]
Subchapter 5. Grievance Panel procedures [REVOKED]
260:45-5-1. Request for hearing [REVOKED]
260:45-5-2. Notice of hearing [REVOKED]
260:45-5-3. Prehearing conference [REVOKED]
260:45-5-4. Grievance hearings conducted by the three [3] member Grievance Panel [REVOKED]
260:45-5-5. Continuance; disposition; Attorney representation [REVOKED]
260:45-5-6. Certificate of mailing [REVOKED]
260:45-5-7. Final order; appeals [REVOKED]
260:45-5-8. Scheduling of hearings [REVOKED]

SUMMARY:

Senate Bill 1310 of the 2024 legislative session moved the Employees Group Insurance Division from the Office of Management and Enterprise Services to the Oklahoma Health Care Authority. This rulemaking action revokes the Employees Group Insurance Division rules from the Office of Management and Enterprise Services title of administrative rules, Title 260.

AUTHORITY:

The Director of the Office of Management and Enterprise Services; 62 O.S. §34.3.1; 62 O.S. Section 34.6(8)

COMMENT PERIOD:

Persons may submit written comments through November 22, 2024, to Tracy Osburn, General Counsel at Office of Management and Enterprise Services, 2401 N. Lincoln, Oklahoma City, Oklahoma 73105.

PUBLIC HEARING:

A public hearing has been scheduled for November 22, 2024, at 11:45 am – 12:15 pm at the ODOT Training Center located 5307 NE 122nd St, Oklahoma City, OK 73013. Each person will be allowed a maximum of five (5) minutes to speak. In the event an attendee would like to speak, please notify Tracy Osburn by email at tracy.osburn@omes.ok.gov.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

n/a

COPIES OF PROPOSED RULES:

Tracy Osburn, General Counsel Office of Management and Enterprise Services 2401 N. Lincoln Oklahoma City, OK 73105

RULE IMPACT STATEMENT:

As required by 75 O.S. § 303(D), a rule impact statement will be available beginning October 30, 2024. The rule impact statement may be obtained for review by contacting Tracy Osburn of the Office of Management and Enterprise Services.

CONTACT PERSON:

Tracy Osburn, General Counsel, (405) 522-3428

[OAR Docket #24-1018; filed 9-24-24]

TITLE 260. OFFICE OF MANAGEMENT AND ENTERPRISE SERVICES CHAPTER 50. EMPLOYEES GROUP INSURANCE DIVISION - HEALTH, DENTAL, VISION AND LIFE PLANS [REVOKED]

[OAR Docket #24-1019]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 1. Purpose and Definitions [REVOKED]
260:50-1-1. Purpose [REVOKED]
260:50-1-2. Definitions [REVOKED]
Subchapter 3. Administration of Plans [REVOKED]
260:50-3-1. Open enrollment period [REVOKED]
260:50-3-2. Approval of exceptional claims and eligibility matters [REVOKED]
260:50-3-3. Insurance/Benefits Coordinator for Education, Local Government, and State Employees [REVOKED]

Notices of Rulemaking Intent

- 260:50-3-4. Right of recovery [REVOKED]
- 260:50-3-5. Responsibility for premium payment [REVOKED]
- 260:50-3-6. Cancellation of coverage [REVOKED]
- 260:50-3-7. Underpaid premiums [REVOKED]
- 260:50-3-8. Refunds [REVOKED]
- 260:50-3-13. Rights of eligible former employees to continue in the Group Health, Dental, and Vision Insurance Plan [REVOKED]
- 260:50-3-14. Coverage for eligible non-vested employee [REVOKED]
- 260:50-3-15. Effective dates of coverage for current employees [REVOKED]
- 260:50-3-16. Participating entities [REVOKED]
- 260:50-3-17. Dependents [REVOKED]
- 260:50-3-18. Eligibility criteria for disabled dependent over the age of twenty-six [26] [REVOKED]
- 260:50-3-19. Termination of dependent coverage [REVOKED]
- 260:50-3-20. Withdrawal from plan; termination or loss of coverage [REVOKED]
- 260:50-3-21. Continuation of coverage for survivors [REVOKED]
- 260:50-3-22. Mid-year benefit election changes [REVOKED]
- 260:50-3-23. Corrections to benefit elections [REVOKED]
- 260:50-3-24. Double coverage prohibited [REVOKED]
- 260:50-3-25. Basic disclosure plan for HealthChoice Medicare beneficiaries [REVOKED]
- 260:50-3-26. Termination of benefits [REVOKED]
- 260:50-3-27. Procedures and implementation [REVOKED]
- 260:50-3-28. COBRA administration [REVOKED]
- Subchapter 5. Coverage and Limitations [REVOKED]
- Part 1. POLICY PROVISIONS [REVOKED]
- 260:50-5-1. Selection of health plans [REVOKED]
- Part 3. HEALTHCHOICE PLANS [REVOKED]
- 260:50-5-2. Schedule of benefits and benefit administration procedures or guidelines as adopted by EGID [REVOKED]
- 260:50-5-10. Plan limits [REVOKED]
- 260:50-5-11. Covered charges [REVOKED]
- 260:50-5-12. HealthChoice plan limitations and exclusions [REVOKED]
- 260:50-5-13. Payment of HealthChoice health, dental and life benefits [REVOKED]
- 260:50-5-14. Timely filing of HealthChoice health and dental claims [REVOKED]
- 260:50-5-15. HealthChoice examination [REVOKED]
- 260:50-5-16. Action to recover [REVOKED]
- 260:50-5-17. Program integrity [REVOKED]
- Part 5. HEALTHCHOICE LIFE BENEFITS [REVOKED]
- 260:50-5-20. Term life coverage [REVOKED]
- 260:50-5-21. Optional dependent life coverage [REVOKED]
- 260:50-5-22. Optional supplemental life coverage for eligible employees [REVOKED]
- 260:50-5-23. Rights of retired and vested employees to continue life insurance coverage [REVOKED]
- Part 7. LIMITATIONS AND EXCLUSIONS FOR HEALTHCHOICE LIFE PLAN [REVOKED]
- 260:50-5-24. Limitations and exclusions for life plans [REVOKED]
- Part 9. HEALTHCHOICE DENTAL BENEFITS, LIMITATIONS, AND EXCLUSIONS [REVOKED]
- 260:50-5-30. Scope of coverage [REVOKED]
- 260:50-5-31. Plan limits [REVOKED]
- 260:50-5-32. HealthChoice Dental limitations and exclusions [REVOKED]
- Part 11. HEALTHCHOICE MEDICARE SUPPLEMENT
- 260:50-5-40. Medicare Supplement and Medicare Part D Prescription Drug Plan (PDP) [REVOKED]
- 260:50-5-41. Primary insurer of current employees [REVOKED]
- 260:50-5-42. Limitations of Medicare Supplement [REVOKED]
- Part 15. HEALTHCHOICE SUBROGATION [REVOKED]
- 260:50-5-49. Right of subrogation [REVOKED]

SUMMARY:

Notices of Rulemaking Intent

Senate Bill 1310 of the 2024 legislative session moved the Employees Group Insurance Division from the Office of Management and Enterprise Services to the Oklahoma Health Care Authority. This rulemaking action revokes the Employees Group Insurance Division rules from the Office of Management and Enterprise Services title of administrative rules, Title 260.

AUTHORITY:

The Director of the Office of Management and Enterprise Services; 62 O.S. §34.3.1; 62 O.S. Section 34.6(8)

COMMENT PERIOD:

Persons may submit written comments through November 22, 2024, to Tracy Osburn, General Counsel at Office of Management and Enterprise Services, 2401 N. Lincoln, Oklahoma City, Oklahoma 73105.

PUBLIC HEARING:

A public hearing has been scheduled for November 22, 2024, at 12:30 pm – 1:00 pm at the ODOT Training Center located 5307 NE 122nd St, Oklahoma City, OK 73013. Each person will be allowed a maximum of five (5) minutes to speak. In the event an attendee would like to speak, please notify Tracy Osburn by email at tracy.osburn@omes.ok.gov.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

n/a

COPIES OF PROPOSED RULES:

Tracy Osburn, General Counsel Office of Management and Enterprise Services 2401 N. Lincoln Oklahoma City, OK 73105

RULE IMPACT STATEMENT:

As required by 75 O.S. § 303(D), a rule impact statement will be available beginning October 30, 2024. The rule impact statement may be obtained for review by contacting Tracy Osburn of the Office of Management and Enterprise Services.

CONTACT PERSON:

Tracy Osburn, General Counsel, (405) 522-3428

[OAR Docket #24-1019; filed 9-24-24]

TITLE 260. OFFICE OF MANAGEMENT AND ENTERPRISE SERVICES CHAPTER 55. EMPLOYEES GROUP INSURANCE DIVISION - HEALTHCHOICE DISABILITY PLAN

[OAR Docket #24-1020]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

260:55-1-1. Purpose [REVOKED]

SUMMARY:

Senate Bill 1310 of the 2024 legislative session moved the Employees Group Insurance Division from the Office of Management and Enterprise Services to the Oklahoma Health Care Authority. This rulemaking action revokes the Employees Group Insurance Division rules from the Office of Management and Enterprise Services title of administrative rules, Title 260.

AUTHORITY:

The Director of the Office of Management and Enterprise Services; 62 O.S. §34.3.1; 62 O.S. Section 34.6(8)

COMMENT PERIOD:

Persons may submit written comments through November 22, 2024, to Tracy Osburn, General Counsel at Office of Management and Enterprise Services, 2401 N. Lincoln, Oklahoma City, Oklahoma 73105.

PUBLIC HEARING:

A public hearing has been scheduled for November 22, 2024, at 1:15 pm – 1:45 pm at the ODOT Training Center located 5307 NE 122nd St, Oklahoma City, OK 73013. Each person will be allowed a maximum of five (5) minutes to speak. In the event an attendee would like to speak, please notify Tracy Osburn by email at tracy.osburn@omes.ok.gov.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

n/a

COPIES OF PROPOSED RULES:

Tracy Osburn, General Counsel Office of Management and Enterprise Services 2401 N. Lincoln Oklahoma City, OK 73105

RULE IMPACT STATEMENT:

Notices of Rulemaking Intent

As required by 75 O.S. § 303(D), a rule impact statement will be available beginning October 30, 2024. The rule impact statement may be obtained for review by contacting Tracy Osburn of the Office of Management and Enterprise Services.

CONTACT PERSON:

Tracy Osburn, General Counsel, (405) 522-3428

[OAR Docket #24-1020; filed 9-24-24]

**TITLE 260. OFFICE OF MANAGEMENT AND ENTERPRISE SERVICES
CHAPTER 60. FACILITIES MANAGEMENT**

[OAR Docket #24-1039]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 3. Use of Public Areas of Capitol and Plazas

260:60-3-3. Use of public areas [AMENDED]

Subchapter 5. Use of State Capitol Park

260:60-5-2. Use of State Capitol Park [AMENDED]

Subchapter 7. Operation of Buildings Owned, Used or Occupied by or on Behalf of the State

Part 1. USE OF THE CAPITOL MULTIPURPOSE MEETING ROOMS AND THE CONCOURSE THEATER

260:60-7-2. Reservation of Capitol multipurpose meeting rooms [AMENDED]

Part 5. GENERAL OPERATIONS OF PUBLIC BUILDINGS MANAGED BY THE OFFICE OF MANAGEMENT AND ENTERPRISE SERVICES

260:60-7-24. Use of public areas [AMENDED]

SUMMARY:

The amendments are necessary to clarify and revise the capitol reservation process.

AUTHORITY:

The Office of Management and Enterprise Services, the Director of the Office of Management and Enterprise Services; 74 O.S. §63

COMMENT PERIOD:

Persons may submit written comments through November 21, 2024, to Mary Jackson, Deputy General Counsel at Office of Management and Enterprise Services, Capital Assets Management Division, at the email address listed below.

PUBLIC HEARING:

A public hearing has been scheduled for November 21, 2024, from 12:00 p.m. until 1:00 p.m. at the Will Rogers Building Innovation Conference Room 214 located at 2401 N. Lincoln Blvd., Oklahoma City, OK 73105. Each person will be allowed a maximum of five (5) minutes to speak. In the event an attendee would like to speak, please notify Mary Jackson by email at mary.jackson@omes.ok.gov.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

N/A

COPIES OF PROPOSED RULES:

Copies of the proposed rules may be obtained by contracting Mary Jackson at the following email address mary.jackson@omes.ok.gov.

RULE IMPACT STATEMENT:

As required by 75 O.S. § 303(D), a rule impact statement will be available beginning October 15, 2024. The rule impact statement may be obtained for review by contacting Mary Jackson of the Office of Management and Enterprise Services Capital Assets Management Division.

CONTACT PERSON:

Mary Jackson, Deputy General Counsel Office of Management and Enterprise Services Capital Assets Management Division 1915 N. Stiles, Suite 305 Oklahoma City, OK 73105 (405)-522-6811

[OAR Docket #24-1039; filed 9-25-24]

**TITLE 260. OFFICE OF MANAGEMENT AND ENTERPRISE SERVICES
CHAPTER 95. REAL ESTATE AND LEASING**

Notices of Rulemaking Intent

[OAR Docket #24-1038]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 1. Leasing and Space Standards

260:95-1-5. Requests for space [AMENDED]

Subchapter 3. Real Property Disposal

260:95-3-3. Declaration of surplus property [AMENDED]

260:95-3-6. Direct sale of property to another public agency [AMENDED]

SUMMARY:

The amendments are necessary to streamline processes, correct scrivener's errors, and clarify the rules.

AUTHORITY:

The Office of Management and Enterprise Services, the Director of the Office of Management and Enterprise Services; 74 O.S. §63, 61 O.S. §327

COMMENT PERIOD:

Persons may submit written comments through November 21, 2024, to Mary Jackson, Deputy General Counsel at Office of Management and Enterprise Services, Capital Assets Management Division, at the email address listed below.

PUBLIC HEARING:

A public hearing has been scheduled for November 21, 2024, from 1:00 p.m. until 2:00 p.m. at the Will Rogers Building Innovation Conference Room 214 located at 2401 N. Lincoln Blvd., Oklahoma City, OK 73105. Each person will be allowed a maximum of five (5) minutes to speak. In the event an attendee would like to speak, please notify Mary Jackson by email at mary.jackson@omes.ok.gov.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

N/A

COPIES OF PROPOSED RULES:

Copies of the proposed rules may be obtained by contacting Mary Jackson at the following email address mary.jackson@omes.ok.gov.

RULE IMPACT STATEMENT:

As required by 75 O.S. § 303(D), a rule impact statement will be available beginning October 15, 2024. The rule impact statement may be obtained for review by contacting Mary Jackson of the Office of Management and Enterprise Services Capital Assets Management Division.

CONTACT PERSON:

Mary Jackson, Deputy General Counsel Office of Management and Enterprise Services Capital Assets Management Division 1915 N. Stiles, Suite 305 Oklahoma City, OK 73105 (405)-522-6811

[OAR Docket #24-1038; filed 9-25-24]

TITLE 260. OFFICE OF MANAGEMENT AND ENTERPRISE SERVICES CHAPTER 105. STATE SURPLUS PROPERTY

[OAR Docket #24-1037]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 3. Declaration and Approval of Surplus Property

260:105-3-2. Declaration of surplus vehicles and equipment [AMENDED]

260:105-3-4. Transport and delivery of surplus property [AMENDED]

Subchapter 5. Sale or Disposal of Surplus Property

260:105-5-3. Disposal of state property by a surplus property agent [AMENDED]

Subchapter 7. Acquisition of Surplus Property

260:105-7-3. Public auction [AMENDED]

SUMMARY:

The amendments are necessary to revise the surplus property processes.

Notices of Rulemaking Intent

AUTHORITY:

The Office of Management and Enterprise Services, the Director of the Office of Management and Enterprise Services; 74 O.S. §62.3(A)

COMMENT PERIOD:

Persons may submit written comments through November 21, 2024, to Mary Jackson, Deputy General Counsel at Office of Management and Enterprise Services, Capital Assets Management Division, at the email address listed below.

PUBLIC HEARING:

A public hearing has been scheduled for November 21, 2024, from 11:00 a.m. until 12:00 p.m. at the Will Rogers Building Innovation Conference Room 214 located at 2401 N. Lincoln Blvd., Oklahoma City, OK 73105. Each person will be allowed a maximum of five (5) minutes to speak. In the event an attendee would like to speak, please notify Mary Jackson by email at mary.jackson@omes.ok.gov.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

N/A

COPIES OF PROPOSED RULES:

Copies of the proposed rules may be obtained by contracting Mary Jackson at the following email address mary.jackson@omes.ok.gov

RULE IMPACT STATEMENT:

As required by 75 O.S. § 303(D), a rule impact statement will be available beginning October 15, 2024. The rule impact statement may be obtained for review by contacting Mary Jackson of the Office of Management and Enterprise Services Capital Assets Management Division.

CONTACT PERSON:

Mary Jackson, Deputy General Counsel (405)-522-6811 mary.jackson@omes.ok.gov

[OAR Docket #24-1037; filed 9-25-24]

TITLE 260. OFFICE OF MANAGEMENT AND ENTERPRISE SERVICES CHAPTER 115. PROCUREMENT

[OAR Docket #24-1021]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 1. General Provisions [AMENDED]
260:115-1-1. Purpose and authority [AMENDED]
260:115-1-2. Definitions [AMENDED]
Subchapter 3. Supplier Provisions [AMENDED]
260:115-3-3. Supplier registration [AMENDED]
260:115-3-7. Bid preparation [AMENDED]
260:115-3-9. Bid documents open for public inspection [AMENDED]
260:115-3-11. Bid submission, withdrawal, change and rejection [AMENDED]
260:115-3-19. Supplier's Protest [AMENDED]
260:115-3-21. Supplier suspension and debarment [AMENDED]
Subchapter 5. State Agency Provisions [AMENDED]
260:115-5-3. Certified Procurement Officers (CPO) [AMENDED]
260:115-5-17. Ratification of an unauthorized commitment [AMENDED]
Subchapter 7. Procurement [AMENDED]
Part 1. GENERAL PROCUREMENT
260:115-7-3. State agency acquisitions [AMENDED]
Part 5. COMPETITIVE ~~SEALED SOLICITATIONS~~ BIDDING REQUIREMENTS [AMENDED]
260:115-7-30. ~~Competitive sealed solicitations~~ Acquisition value [NEW]
260:115-7-32. Bid evaluation and contract negotiation and award [AMENDED]
Part 9. INFORMATION TECHNOLOGY ACQUISITIONS [AMENDED]
260:115-7-54. Accessible information and communication technology (ICT) acquisitions [AMENDED]

SUMMARY:

Notices of Rulemaking Intent

These rules changes are necessary to update the process and service required by the Oklahoma Central Purchasing Act codified at 74 O.S. Section 85.1 et seq.

AUTHORITY:

Office of Management and Enterprise Services, the Director of the Office of Management and Enterprise Services; 74 O.S. Section 85.5(C) and 62 O.S. Section 34.6(8)

COMMENT PERIOD:

Persons may submit written comments through November 21, 2024, to Beth Vincent, Deputy General Counsel at Office of Management and Enterprise Services, Central Purchasing Division, 2401 North Lincoln Blvd., Oklahoma City, Oklahoma, 73105.

PUBLIC HEARING:

A public hearing has been scheduled for November 21, 2024, from 9:00 a.m. to 10:00 a.m. at the Will Rogers Building Innovation Conference room 214 located at 2401 North Lincoln Blvd., Oklahoma City, OK 73105. Each person will be allowed a maximum of five (5) minutes to speak. In the event an attendee would like to speak, please notify Beth Vincent by email at beth.vincent@omes.ok.gov

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

n/a

COPIES OF PROPOSED RULES:

Beth Vincent, Deputy General Counsel Office of Management and Enterprise Services Central Purchasing 2401 North Lincoln Blvd Oklahoma City, Oklahoma 73105

RULE IMPACT STATEMENT:

As required by 75 O.S. § 303(D), a rule impact statement will be available beginning October 30, 2024. The rule impact statement may be obtained for review by contacting Beth Vincent of the Office of Management and Enterprise Services Central Purchasing Division.

CONTACT PERSON:

Beth Vincent, Deputy General Counsel Office of Management and Enterprise Services Human Capital Management Division 2401 N. Lincoln Blvd. Oklahoma City, OK 73105 (405)-522-3195

[OAR Docket #24-1021; filed 9-24-24]

TITLE 260. OFFICE OF MANAGEMENT AND ENTERPRISE SERVICES CHAPTER 120. STATE USE PROGRAM

[OAR Docket #24-1022]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

- 260:120-1-2. Definitions [AMENDED]
- 260:120-1-3. State Use Program Qualifications [AMENDED]
- 260:120-1-4. Determination of fair market price [AMENDED]
- 260:120-1-5. Procurement schedule [AMENDED]
- 260:120-1-8. ~~Protests and/or~~ Grievances [AMENDED]
- 260:120-1-11. Reports [AMENDED]
- 260:120-1-12. Contract levy [AMENDED]

SUMMARY:

These rules changes are necessary to update the process and the program required by the State Use Advisory Council codified at 74 O.S. Section 3001 et seq.

AUTHORITY:

Office of Management and Enterprise Services, the Director of the Office of Management and Enterprise Services; 62 O.S. Section 34.6(8). The State Purchasing Director; 74 O.S. Section 3001.1(1).

COMMENT PERIOD:

Persons may submit written comments through November 21, 2024, to Beth Vincent, Deputy General Counsel at Office of Management and Enterprise Services, Central Purchasing Division, 2401 North Lincoln Blvd., Oklahoma City, Oklahoma, 73105.

PUBLIC HEARING:

Notices of Rulemaking Intent

A public hearing has been scheduled for November 21, 2024, from 10:00 a.m. to 11:00 a.m. at the Will Rogers Building Innovation Conference room 214 located at 2401 North Lincoln Blvd., Oklahoma City, OK 73105. Each person will be allowed a maximum of five (5) minutes to speak. In the event an attendee would like to speak, please notify Beth Vincent by email at beth.vincent@omes.ok.gov.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

n/a

COPIES OF PROPOSED RULES:

Beth Vincent, Deputy General Counsel Office of Management and Enterprise Services Central Purchasing 2401 North Lincoln Blvd Oklahoma City, Oklahoma 73105

RULE IMPACT STATEMENT:

As required by 75 O.S. § 303(D), a rule impact statement will be available beginning October 30, 2023. The rule impact statement may be obtained for review by contacting Beth Vincent of the Office of Management and Enterprise Services Central Purchasing Division.

CONTACT PERSON:

Beth Vincent, Deputy General Counsel Office of Management and Enterprise Services Human Capital Management Division 2401 N. Lincoln Blvd. Oklahoma City, OK 73105 (405)-522-3195

[OAR Docket #24-1022; filed 9-24-24]

TITLE 260. OFFICE OF MANAGEMENT AND ENTERPRISE SERVICES CHAPTER 130. CIVIL SERVICE AND HUMAN CAPITAL MODERNIZATION RULES

[OAR Docket #24-1023]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 1. General Provisions

260:130-1-2. Definitions [AMENDED]

Subchapter 3. State Employee Dispute Resolution Program

260:130-3-2. Mediation [AMENDED]

Subchapter 7. Hearing Process

260:130-7-1. Prehearing conference [AMENDED]

SUMMARY:

These rules changes are necessary to update the process and the program required by the Civil Service and Human Capital Modernization Act codified at 62 O.S. Section 34.301.

AUTHORITY:

The Office of Management and Enterprise Services, The Director of the Office of Management and Enterprise Services; 62 O.S. Section 34.6(8). The Human Capital Management Division of the Office of Management and Enterprise Services; 62 O.S. Section 34.301.

COMMENT PERIOD:

Persons may submit written comments through November 22, 2024, to Tracy Osburn, Deputy General Counsel at Office of Management and Enterprise Services, Human Capital Management Division, 2401 North Lincoln Blvd., Oklahoma City, Oklahoma, 73105.

PUBLIC HEARING:

A public hearing has been scheduled for November 22, 2024, at 9:00 a.m. at the ODOT Training Center located at 5307 NE 122nd St, Oklahoma City, OK 73013. Each person will be allowed a maximum of five (5) minutes to speak. In the event an attendee would like to speak, please notify Tracy Osburn by email at tracy.osburn@omes.ok.gov.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

n/a

COPIES OF PROPOSED RULES:

Tracy Osburn, Deputy General Counsel Office of Management and Enterprise Services Human Capital Management 2401 North Lincoln Blvd Oklahoma City, Oklahoma 73105

RULE IMPACT STATEMENT:

Notices of Rulemaking Intent

As required by 75 O.S. § 303(D), a rule impact statement will be available beginning October 30, 2024. The rule impact statement may be obtained for review by contacting Tracy Osburn of the Office of Management and Enterprise Services Human Capital Management Division.

CONTACT PERSON:

Tracy Osburn, Deputy General Counsel Office of Management and Enterprise Services Human Capital Management Division 2401 N. Lincoln Blvd. Oklahoma City, OK 73105 (405)-522-3428

[OAR Docket #24-1023; filed 9-24-24]

TITLE 260. OFFICE OF MANAGEMENT AND ENTERPRISE SERVICES CHAPTER 135. SERVICE OKLAHOMA [REVOKED]

[OAR Docket #24-1024]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

- Subchapter 1. Administrative Operations [REVOKED]
- 260:135-1-1. Purpose [REVOKED]
- 260:135-1-2. Director [REVOKED]
- 260:135-1-3. Records [REVOKED]
- 260:135-1-4. Records subject to restrictions [REVOKED]
- 260:135-1-5. Summary of motor vehicle report [REVOKED]
- 260:135-1-6. Record fees [REVOKED]
- 260:135-1-7. Rulemaking [REVOKED]
- 260:135-1-8. Petitions for declaratory rulings [REVOKED]
- 260:135-1-9. General rules regarding hearings [REVOKED]
- 260:135-1-10. Computation of time [REVOKED]
- 260:135-1-11. Hearing examiners [REVOKED]
- 260:135-1-12. Withdrawal of hearing request or dismissal of hearings [REVOKED]
- 260:135-1-13. Witnesses and exhibits [REVOKED]
- 260:135-1-14. Transcripts [REVOKED]
- 260:135-1-15. Decision of Hearing Officer [REVOKED]
- 260:135-1-16. Appeal [REVOKED]
- 260:135-1-17. Service Oklahoma Operator Board [REVOKED]
- 260:135-1-18. Licensed Operator Advisory Committee [REVOKED]
- Subchapter 3. Licensed Operators [REVOKED]
- Part 1. GENERAL REQUIREMENTS, DUTIES AND RESPONSIBILITIES [REVOKED]
- 260:135-3-1. Purpose and general applicability [REVOKED]
- 260:135-3-2. Consanguinity; residency [REVOKED]
- 260:135-3-3. Bond requirements [REVOKED]
- 260:135-3-4. Qualifications and requirements of a Licensed Operator [REVOKED]
- 260:135-3-5. Licensed Operator accounts [REVOKED]
- 260:135-3-6. Issuance of tags, titles, liens; collection of fees [REVOKED]
- 260:135-3-7. Strict compliance with laws and rules [REVOKED]
- 260:135-3-8. Licensed Operators prohibited from extending credit [REVOKED]
- 260:135-3-9. Responsibility for errors in computation [REVOKED]
- 260:135-3-10. Inspections by licensed operator [REVOKED]
- 260:135-3-11. Responsibility for agency shortage [REVOKED]
- Part 3. Specific Recordkeeping Duties [REVOKED]
- 260:135-3-15. Retention of records [REVOKED]
- 260:135-3-16. Forms to be typewritten or printed [REVOKED]
- 260:135-3-17. Maintenance of required indexes and files [REVOKED]
- 260:135-3-18. Accountable items [REVOKED]
- 260:135-3-19. Ordering supplies and inventory control of accountable items [REVOKED]

Notices of Rulemaking Intent

260:135-3-20. Missing items [REVOKED]
260:135-3-21. Required Service Oklahoma forms provided [REVOKED]
Part 5. Specific Reporting Duties [REVOKED]
260:135-3-25. Semimonthly reporting procedure [REVOKED]
260:135-3-26. Waiver of penalty for failure to timely file semimonthly report [REVOKED]
Part 7. Specific Fiscal Duties [REVOKED]
260:135-3-30. Deposit of monies [REVOKED]
260:135-3-31. Advice of deposits and depositing procedure [REVOKED]
260:135-3-32. Procedure for use of remittance slip in making deposits, corrections, adjustments, and reconciliations [REVOKED]
260:135-3-33. Dishonored checks [REVOKED]
260:135-3-34. Procedures for reporting and collecting dishonored checks on Service Oklahoma transactions [REVOKED]
260:135-3-35. Procedures for refunds to applicant [REVOKED]
260:135-3-36. Daily reports [REVOKED]
260:135-3-37. Allowable fees and charges [REVOKED]
260:135-3-38. Procedures for reporting and collecting returned checks on driver license [REVOKED]
260:135-3-39. Procedures for reporting and collecting returned checks on driver's license records. [REVOKED]
Part 9. Operation of Service Oklahoma Location by Licensed Operator [REVOKED]
260:135-3-43. Maintenance of notary by a Licensed Operator [REVOKED]
260:135-3-44. Status of Licensed Operator [REVOKED]
260:135-3-45. Successor licensed operators; Service Oklahoma authority to determine disputes and hold agency property [REVOKED]
260:135-3-46. Licensed Operator training and continuing education [REVOKED]
260:135-3-47. Summary of operational requirements [REVOKED]
Part 11. PROVISIONS FOR APPLICATION AND ISSUANCE OF A LICENSED TO OPERATE A DESIGNATED SERVICE OKLAHOMA LOCATION [REVOKED]
260:135-3-51. Purpose [REVOKED]
260:135-3-52. Application for a license to operate a designated Service Oklahoma location [REVOKED]
260:135-3-53. Necessary job skills and experience [REVOKED]
260:135-3-54. Primary source of income [REVOKED]
260:135-3-55. Service Oklahoma location, staffing, equipment, office space, parking, and hours [REVOKED]
260:135-3-56. Interviews [REVOKED]
260:135-3-57. Issuance of a license to operate a designated Service Oklahoma location [REVOKED]
260:135-3-58. Suspension of license to operate a designated Service Oklahoma location [REVOKED]
Part 13. Provisions Related to the Issuance of Driver Licenses and Identification Cards [REVOKED]
260:135-3-62. Operational procedures [REVOKED]
260:135-3-63. Photographic procedures [REVOKED]
260:135-3-64. Oklahoma driver license application [REVOKED]
260:135-3-65. Renewal of driver license or identification card [REVOKED]
260:135-3-66. Replacement of driver license or identification card [REVOKED]
260:135-3-67. Restrictions and endorsements on driver licenses [REVOKED]
260:135-3-68. Guidelines for removing, changing, or adding restrictions or endorsements [REVOKED]
260:135-3-69. Renewal of driver licenses expired in excess of three (3) years [REVOKED]
260:135-3-70. Free driver licenses and identification cards [REVOKED]
260:135-3-71. Corrections [REVOKED]
260:135-3-72. Identification card application and renewal [REVOKED]
Subchapter 5. Driver Licenses and Identification Cards [REVOKED]
Part 1. Class D Driver Licenses and Identification Cards [REVOKED]
260:135-5-1. Purpose [REVOKED]
260:135-5-2. Application for Initial Driver License [REVOKED]
260:135-5-3. Procedures for obtaining an initial driver license [REVOKED]
260:135-5-4. Application by person licensed by another country. [REVOKED]
260:135-5-5. Graduated driver license; persons under eighteen (18) years of age [REVOKED]
260:135-5-6. Application for a driver license for persons eighteen (18) years of age or older; driving privileges; restrictions and conditions [REVOKED]

260:135-5-7. Procedure for obtaining a renewal driver license [REVOKED]
260:135-5-8. Notice of pending expiration of driver license or identification card [REVOKED]
260:135-5-9. Oklahoma licensee temporarily residing out of the state [REVOKED]
260:135-5-10. Procedure for obtaining a replacement driver license [REVOKED]
260:135-5-11. Oklahoma licensee temporarily residing out of the state [REVOKED]
260:135-5-12. Procedure for obtaining an identification card [REVOKED]
260:135-5-13. Procedure for obtaining a renewal identification card [REVOKED]
260:135-5-14. Procedure for obtaining a replacement identification card [REVOKED]
260:135-5-15. Oklahoma identification card holder temporarily residing out of the state [REVOKED]
260:135-5-16. Procedure to make a change of name on a driver license or an identification card [REVOKED]
260:135-5-17. Identification required [REVOKED]
Part 3. REVOCATION AND REINSTATEMENT OF DRIVER LICENSE [REVOKED]
260:135-5-21. Drug offender's driver license sanctions [REVOKED]
260:135-5-22. Ignition interlock requirements for reinstatement [REVOKED]
Part 5. Disqualification Upon Default of Student Loan [REVOKED]
260:135-5-26. Disqualification upon default of student loan [REVOKED]
Part 7. Driver License and Identification Card Content [REVOKED]
260:135-5-30. Information displayed on driver licenses [REVOKED]
260:135-5-31. Driving restriction codes [REVOKED]
260:135-5-32. Information displayed on identification cards [REVOKED]
Part 9. Examination [REVOKED]
260:135-5-36. Purpose [REVOKED]
260:135-5-37. Study guides [REVOKED]
260:135-5-38. Application for examination [REVOKED]
260:135-5-39. Incomplete applications [REVOKED]
260:135-5-40. Vision [REVOKED]
260:135-5-41. Knowledge test [REVOKED]
260:135-5-42. Skills examination [REVOKED]
Part 11. Medical Aspects [REVOKED]
260:135-5-46. Purpose [REVOKED]
260:135-5-47. Sources of medical information [REVOKED]
260:135-5-48. Medical reports [REVOKED]
260:135-5-49. Applicability [REVOKED]
260:135-5-50. Metabolic diseases [REVOKED]
260:135-5-51. Cardiovascular diseases [REVOKED]
260:135-5-52. Vision standards and problems [REVOKED]
260:135-5-53. Musculoskeletal problems [REVOKED]
260:135-5-54. Neurological disorders [REVOKED]
260:135-5-55. Mental ability [REVOKED]
260:135-5-56. Alcohol and/or other intoxicating substances abuse [REVOKED]
260:135-5-57. Requests for review of driving ability [REVOKED]
260:135-5-58. Chronic violator [REVOKED]
260:135-5-59. Conflicting information [REVOKED]
260:135-5-60. Giving of notice [REVOKED]
260:135-5-61. Reexamination requirements [REVOKED]
260:135-5-62. Right of appeal [REVOKED]
Part 13. Medical Exemption for Tinted Windows and Windshields [REVOKED]
260:135-5-66. Purpose [REVOKED]
260:135-5-67. Definitions [REVOKED]
260:135-5-68. Application [REVOKED]
260:135-5-69. Applicability [REVOKED]
260:135-5-70. Percentage of light transmission allowed on exemptions [REVOKED]
260:135-5-71. Tinted windows and windshields exemption [REVOKED]
260:135-5-72. Exemptions issued prior to this rulemaking [REVOKED]
260:135-5-73. Ability to safely operate a motor vehicle [REVOKED]
Part 15. Points System [REVOKED]

Notices of Rulemaking Intent

- 260:135-5-77. Purpose [REVOKED]
- 260:135-5-78. Points assessed for conviction [REVOKED]
- 260:135-5-79. Limitations [REVOKED]
- 260:135-5-80. Warning letter [REVOKED]
- 260:135-5-81. Notice to appear [REVOKED]
- 260:135-5-82. Order of suspension [REVOKED]
- 260:135-5-83. Duration of suspension [REVOKED]
- 260:135-5-84. Withdrawal order [REVOKED]
- 260:135-5-85. Extension of period of suspension or revocation [REVOKED]
- 260:135-5-86. Credit points [REVOKED]
- 260:135-5-87. Effective date of order [REVOKED]
- 260:135-5-88. Penalties to persons not licensed by State [REVOKED]
- 260:135-5-89. Scope of suspensions, conviction [REVOKED]
- 260:135-5-90. Construction [REVOKED]
- 260:135-5-91. Occupational modifications [REVOKED]
- Part 17. Certified Schools and Designated Class D Examiners [REVOKED]
- 260:135-5-95. Purpose [REVOKED]
- 260:135-5-96. Scope and application [REVOKED]
- 260:135-5-97. Definitions [REVOKED]
- 260:135-5-98. Requirements for certification as a designated examiner; display of certificate; certification renewal [REVOKED]
- 260:135-5-99. Course of instruction for driver education instructors applying for certification as a designated examiner [REVOKED]
- 260:135-5-100. Examination requirements and standards [REVOKED]
- 260:135-5-101. Reexamination upon failure of examination [REVOKED]
- 260:135-5-102. Driver license applicant [REVOKED]
- 260:135-5-103. Records to be maintained by designated examiners [REVOKED]
- 260:135-5-104. Records to be maintained at Service Oklahoma [REVOKED]
- 260:135-5-105. Prescribed forms [REVOKED]
- 260:135-5-106. Official seal [REVOKED]
- 260:135-5-107. Prohibited acts; conduct [REVOKED]
- 260:135-5-108. Termination, withdrawal, or denial of certification [REVOKED]
- 260:135-5-109. Hearings [REVOKED]
- Part 19. Parent-Taught Driver Education [REVOKED]
- 260:135-5-113. Purpose [REVOKED]
- 260:135-5-114. Scope and application [REVOKED]
- 260:135-5-115. Definitions [REVOKED]
- 260:135-5-116. Requirements and application for certification as a parent-taught driver education course; certification renewal [REVOKED]
- 260:135-5-117. Requirements for parents and students [REVOKED]
- 260:135-5-118. Course of study and instruction (curriculum) [REVOKED]
- 260:135-5-119. Prescribed forms [REVOKED]
- 260:135-5-120. Termination, cancellation, or denial of certification or acceptance [REVOKED]
- 260:135-5-121. Hearings [REVOKED]
- Part 21. PROVISIONAL DRIVER LICENSE PROGRAM [REVOKED]
- 260:135-5-125. Purpose [REVOKED]
- 260:135-5-126. Definitions [REVOKED]
- 260:135-5-127. Eligibility criteria [REVOKED]
- 260:135-5-128. Participants in the PDL Program [REVOKED]
- 260:135-5-129. Terms and conditions under which the Participant Licensee can drive [REVOKED]
- 260:135-5-131. Completion of Required forms, payment of the initial minimum monthly payment, and payment of the Provisional License fee [REVOKED]
- 260:135-5-132. Termination (removal) from the PDL Program, cancellation of the Restrict Driver License issued under the Provisional Driver License Program [REVOKED]
- 260:135-5-133. Completion of the PDL Program [REVOKED]
- 260:135-5-134. Construction [REVOKED]

- Part 23. Commercial Driver Licensing [REVOKED]
260:135-5-138. Purpose [REVOKED]
260:135-5-139. General information [REVOKED]
260:135-5-140. Procedures for obtaining an initial commercial driver license [REVOKED]
260:135-5-141. Application by person licensed by another jurisdiction [REVOKED]
260:135-5-142. Adoption by reference [REVOKED]
260:135-5-143. Applicability, substitutions, limitations, and additions to federal regulations adopted by reference [REVOKED]
260:135-5-144. Waiver of certain physical conditions for Class A, B, or C commercial driver license applicants [REVOKED]
260:135-5-145. Medical examiner's certificate requirements [REVOKED]
260:135-5-146. Downgrade of commercial driver license to Class D driver license [REVOKED]
Part 25. Commercial Driver License Renewal and Replacement [REVOKED]
260:135-5-150. Procedure for obtaining a renewal commercial driver license in person [REVOKED]
260:135-5-151. Procedure for obtaining a replacement driver license in person [REVOKED]
Part 27. Commercial Driver License Card Content [REVOKED]
260:135-5-155. Procedure to make a change of name on a commercial driver license [REVOKED]
260:135-5-156. Information displayed on commercial driver licenses [REVOKED]
260:135-5-157. Driving restriction codes [REVOKED]
Part 29. Commercial Driver License Examination [REVOKED]
260:135-5-161. Purpose [REVOKED]
260:135-5-162. Study guide [REVOKED]
260:135-5-163. Application for examination [REVOKED]
260:135-5-164. Incomplete applications [REVOKED]
260:135-5-165. Vision [REVOKED]
260:135-5-166. Written examination [REVOKED]
260:135-5-167. Vehicle inspection examination of commercial motor vehicles [REVOKED]
260:135-5-168. Skills examination [REVOKED]
260:135-5-169. Automatic failure of skills examination [REVOKED]
Part 31. Commercial Driver License Third-Party Examiners [REVOKED]
260:135-5-173. Purpose [REVOKED]
260:135-5-174. Scope and application [REVOKED]
260:135-5-175. Definitions [REVOKED]
260:135-5-176. Requirements for certification as a certified school; display of certificate; certification renewal [REVOKED]
260:135-5-177. Requirements for certification as a third-party examiner, display of certificate, certification renewal [REVOKED]
260:135-5-178. Course of instruction for driver training instructors applying for certification as a third-party examiner [REVOKED]
260:135-5-179. Skills examination requirements and standards [REVOKED]
260:135-5-180. Examination for emergency certification for bus drivers [REVOKED]
260:135-5-181. Failed examinations and reexamination [REVOKED]
260:135-5-182. Commercial driver license applicant [REVOKED]
260:135-5-183. Records to be maintained by certified schools and third-party examiners [REVOKED]
260:135-5-184. Records to be maintained at Service Oklahoma [REVOKED]
260:135-5-185. Prescribed forms [REVOKED]
260:135-5-186. Official seal, Map and CDL Examiners Manual [REVOKED]
260:135-5-187. Prohibited acts; conduct [REVOKED]
260:135-5-188. Termination of contracts and agreements [REVOKED]
260:135-5-189. Withdrawal or denial of certification [REVOKED]
260:135-5-190. Hearings [REVOKED]
Part 33. Truck Driver Training [REVOKED]
260:135-5-194. Purpose [REVOKED]
260:135-5-195. Definitions [REVOKED]
260:135-5-196. School licenses and instructor permits [REVOKED]
260:135-5-197. Qualifications for instructors [REVOKED]

Notices of Rulemaking Intent

260:135-5-198. Review of permitted instructors and licensed schools [REVOKED]
260:135-5-199. Eligibility for re-issuance of instructor permits [REVOKED]
260:135-5-200. Inspection of school premises and commercial motor vehicles [REVOKED]
260:135-5-201. Written notice of denial, suspension, or revocation [REVOKED]
260:135-5-202. Prescribed course of study [REVOKED]
260:135-5-203. Specification for commercial motor vehicles [REVOKED]
260:135-5-204. Insurance [REVOKED]
260:135-5-205. Reports [REVOKED]
260:135-5-206. Requirements for schools and classrooms [REVOKED]
260:135-5-207. Prohibited acts; conduct [REVOKED]
260:135-5-208. Suspension or revocation of license [REVOKED]
260:135-5-209. Hearings [REVOKED]
Part 35. Driver Status Notification System [REVOKED]
260:135-5-213. Purpose [REVOKED]
260:135-5-214. Applicability [REVOKED]
260:135-5-215. Definitions [REVOKED]
260:135-5-216. Employer application [REVOKED]
260:135-5-217. Requirements for enrolling drivers by subscribing employers [REVOKED]
260:135-5-218. Renewing enrolled drivers [REVOKED]
260:135-5-219. Removing drivers by subscribing employers. [REVOKED]
260:135-5-220. Methods of notification and content of information [REVOKED]
260:135-5-221. Fee schedule and payment [REVOKED]
260:135-5-222. Prohibited acts [REVOKED]
Part 37. Driver Education Instruction [REVOKED]
260:135-5-226. Purpose [REVOKED]
260:135-5-227. Definitions [REVOKED]
260:135-5-228. Driver education instructor permit/license [REVOKED]
260:135-5-229. Qualifications for instructors [REVOKED]
260:135-5-230. Review of license and school [REVOKED]
260:135-5-231. Eligibility for re-issuance of instructor permits [REVOKED]
260:135-5-232. Written notice of denial [REVOKED]
260:135-5-233. Prescribed course of study [REVOKED]
260:135-5-234. Student eligibility [REVOKED]
260:135-5-235. Specification for vehicles other than motorcycles [REVOKED]
260:135-5-236. Insurance [REVOKED]
260:135-5-237. Reports [REVOKED]
260:135-5-238. Requirements for all driver education schools and classrooms except public schools [REVOKED]
260:135-5-239. Prohibited acts; conduct [REVOKED]
260:135-5-240. Suspension or revocation of license [REVOKED]
260:135-5-241. Hearings [REVOKED]
Part 39. Parking Placards for Physically Disabled Persons [REVOKED]
260:135-5-245. Definitions [REVOKED]
260:135-5-246. Physically disabled parking placards [REVOKED]
260:135-5-247. Applications for physically disabled parking placards [REVOKED]
260:135-5-248. Organizations that may apply for physically disabled parking placards [REVOKED]
260:135-5-249. Duplication of physically disabled parking placards; replacement of a lost, stolen, or defective physically disabled parking placard [REVOKED]
Subchapter 7. Motor Vehicle [REVOKED]
Part 1. Boats and Motors - General Provisions [REVOKED]
260:135-7-5. Purpose [REVOKED]
260:135-7-6. Definitions [REVOKED]
260:135-7-7. Registration generally required [REVOKED]
260:135-7-8. Registration year [REVOKED]
260:135-7-9. Registration may be prorated; proration periods [REVOKED]
260:135-7-10. Registration and title [REVOKED]
260:135-7-11. Fee for certificate of title [REVOKED]

- 260:135-7-12. Display of permanent number and registration decal [REVOKED]
- 260:135-7-13. Assignment of new boat or motor to be notarized [REVOKED]
- 260:135-7-14. Title transfers; time limitation [REVOKED]
- 260:135-7-15. Vessels registered with U.S. Coast Guard [REVOKED]
- 260:135-7-16. John boats [REVOKED]
- 260:135-7-17. Fees and penalties [REVOKED]
- 260:135-7-18. Military personnel [REVOKED]
- 260:135-7-19. Rental fleets of houseboats [REVOKED]
- 260:135-7-20. State-owned boats or motors [REVOKED]
- 260:135-7-21. Theft of boat or outboard motor; defective boat or outboard motor [REVOKED]
- 260:135-7-22. Liens [REVOKED]
- 260:135-7-23. Commercial canoes [REVOKED]
- 260:135-7-24. Amphibious vehicles [REVOKED]
- Part 3. Boats and Motors - Dealers [REVOKED]
- 260:135-7-28. Boats or motors in dealer's possession; demonstration permits; contest participation [REVOKED]
- 260:135-7-29. Boat or motor purchased with out-of-state title [REVOKED]
- 260:135-7-30. Tax stamp required upon sale of boat or motor [REVOKED]
- 260:135-7-31. Tax stamp required upon assignment to another dealer [REVOKED]
- Part 5. Boats and Motors - Procedures for Registration [REVOKED]
- 260:135-7-35. Registration fees [REVOKED]
- 260:135-7-36. Registration decals [REVOKED]
- 260:135-7-37. Tribal vessel registration information integration [REVOKED]
- 260:135-7-38. Registration renewal notification [REVOKED]
- Part 7. Boats and Motors - Titles [REVOKED]
- 260:135-7-42. General provisions [REVOKED]
- 260:135-7-43. New boats or outboard motors purchased in Oklahoma or out-of-state [REVOKED]
- 260:135-7-44. Used (previously unregistered) boats or outboard motors purchased in Oklahoma [REVOKED]
- 260:135-7-45. Used boats and/or outboard motors entering from another titling and/or registering state [REVOKED]
- 260:135-7-46. Used outboard motors entering from a non-titling and non-registering state [REVOKED]
- 260:135-7-47. Ownership Affidavit [REVOKED]
- 260:135-7-48. Homemade boats and boats or outboard motors without hull identification or serial numbers [REVOKED]
- 260:135-7-49. Application for transfers of title [REVOKED]
- 260:135-7-50. Application for replacement title [REVOKED]
- 260:135-7-51. Repossessions [REVOKED]
- 260:135-7-52. Abandoned vessels or outboard motors [REVOKED]
- Part 9. Boats and Motors - Penalties [REVOKED]
- 260:135-7-57. Penalty on original registration [REVOKED]
- 260:135-7-58. Penalty on renewal registration [REVOKED]
- 260:135-7-59. Penalty on excise [REVOKED]
- Part 11. MOTOR VEHICLES- GENERAL PROVISIONS [REVOKED]
- 260:135-7-63. Purpose [REVOKED]
- 260:135-7-64. Confidentiality of motor vehicle information [REVOKED]
- Part 13. Motor Vehicles - Registration and Licensing [REVOKED]
- 260:135-7-68. General registration information [REVOKED]
- 260:135-7-69. Determining number of years registered [REVOKED]
- 260:135-7-70. Staggered registration [REVOKED]
- 260:135-7-71. Non-staggered registration [REVOKED]
- 260:135-7-72. Transfer of ownership registration [REVOKED]
- 260:135-7-73. Procedure for changing type of registration [REVOKED]
- 260:135-7-74. Liability insurance [REVOKED]
- 260:135-7-75. Credit for excise tax and registration on theft of vehicle; defective vehicle [REVOKED]
- 260:135-7-76. Display of vehicle license plates [REVOKED]
- 260:135-7-77. Lost, stolen, or mutilated tags and decals [REVOKED]
- 260:135-7-78. Charitable organization vehicle registration [REVOKED]
- 260:135-7-79. Tornado registration fee credit [REVOKED]

Notices of Rulemaking Intent

- 260:135-7-80. Tire recycling fee collection by licensed operators [REVOKED]
- 260:135-7-81. U.S. Armed Forces personnel registration [REVOKED]
- 260:135-7-82. Online registration renewal [REVOKED]
- 260:135-7-83. Registration renewal notification [REVOKED]
- 260:135-7-84. License plate remains with owners [REVOKED]
- Part 15. Motor Vehicles - Penalties [REVOKED]
- 260:135-7-88. New vehicles purchased by Oklahoma residents [REVOKED]
- 260:135-7-89. Used vehicles purchased out-of-state by an Oklahoma resident [REVOKED]
- 260:135-7-90. Used vehicle brought to Oklahoma from another titling jurisdiction [REVOKED]
- 260:135-7-91. Vehicles purchased from a used car or used travel trailer dealer [REVOKED]
- 260:135-7-92. Renewal registrations [REVOKED]
- 260:135-7-93. Manufactured homes on used dealers' lots [REVOKED]
- 260:135-7-94. Waiver of penalties [REVOKED]
- Part 17. Motor Vehicles - Dealers [REVOKED]
- 260:135-7-98. New dealer temporary registration [REVOKED]
- 260:135-7-99. Dealer's license and demo plates [REVOKED]
- 260:135-7-100. New motorized dealer [REVOKED]
- 260:135-7-101. New and used trailer dealer license [REVOKED]
- 260:135-7-102. Used vehicle dealer's registration policy [REVOKED]
- 260:135-7-103. Used motor vehicle dealer license plate [REVOKED]
- 260:135-7-104. New and used vehicle dealer temporary license plate [REVOKED]
- 260:135-7-104.1. Temporary license plates for vehicles purchased subject to a lien [REVOKED]
- 260:135-7-105. New powersports vehicle dealer [REVOKED]
- Part 19. Motor Vehicles - Noncommercial Vehicles [REVOKED]
- 260:135-7-109. Noncommercial vehicles [REVOKED]
- Part 21. Motor Vehicles - Commercial Vehicles [REVOKED]
- 260:135-7-113. Commercial trucks and truck tractors [REVOKED]
- 260:135-7-114. Additional display requirements [REVOKED]
- 260:135-7-115. Installment tag plan [REVOKED]
- 260:135-7-116. Nonrenewable commercial trailer tag [REVOKED]
- 260:135-7-117. Rental trailer tag [REVOKED]
- 260:135-7-118. Trailer toter [REVOKED]
- 260:135-7-119. Other commercial vehicles [REVOKED]
- 260:135-7-120. Surface transportation assistance act guidelines [REVOKED]
- 260:135-7-121. Loss from accident [REVOKED]
- 260:135-7-122. Non-expiring commercial truck registration [REVOKED]
- Part 23. Other Vehicles [REVOKED]
- 260:135-7-126. Miscellaneous vehicles; definitions [REVOKED]
- 260:135-7-127. Tax exempt license plates [REVOKED]
- 260:135-7-128. Former military vehicle registration [REVOKED]
- 260:135-7-129. Fractionation tanks (frac tanks) not eligible for registration [REVOKED]
- 260:135-7-130. Low-speed and medium-speed electrical vehicles [REVOKED]
- Part 25. Manufactured Homes [REVOKED]
- 260:135-7-134. Manufactured homes [REVOKED]
- 260:135-7-135. Manufactured homes generally subject to ad valorem assessment [REVOKED]
- 260:135-7-136. Specific examples and applications [REVOKED]
- 260:135-7-137. Cancellation of manufactured home title [REVOKED]
- 260:135-7-138. Reinstatement of cancelled manufactured home title [REVOKED]
- Part 27. ALL-TERRAIN VEHICLES, OFF-ROAD MOTORCYCLES AND UTILITY VEHICLES [REVOKED]
- 260:135-7-142. All-terrain vehicles, off-road motorcycles and utility vehicles [REVOKED]
- 260:135-7-143. Titling of all-terrain vehicles, off-road motorcycles, and utility vehicles [REVOKED]
- 260:135-7-144. Registration of all-terrain vehicles, off-road motorcycles and utility vehicles [REVOKED]
- Part 29. Special License Plates [REVOKED]
- 260:135-7-148. Special license plates [REVOKED]
- 260:135-7-149. Personalized license plates [REVOKED]
- 260:135-7-150. Motorcycle personalized license plates [REVOKED]

- 260:135-7-151. Antique or classic vehicles [REVOKED]
- 260:135-7-152. Disabled American Veteran (DAV) plates and rate [REVOKED]
- 260:135-7-153. Ex-prisoner of war (POW) plates [REVOKED]
- 260:135-7-154. Ex-prisoner of war (POW) surviving spouse [REVOKED]
- 260:135-7-155. Indian tribal license plates [REVOKED]
- 260:135-7-156. Physically disabled registration rate [REVOKED]
- 260:135-7-157. Physically disabled persons [REVOKED]
- 260:135-7-158. In-transit license plate [REVOKED]
- 260:135-7-159. Congressional Medal of Honor license plate [REVOKED]
- 260:135-7-160. Gold Star license plates [REVOKED]
- Part 31. Special Permits [REVOKED]
- 260:135-7-164. 72-hour permit [REVOKED]
- 260:135-7-165. Special mobilized machinery [REVOKED]
- 260:135-7-166. Driveaway-towing or temporary license receipt [REVOKED]
- 260:135-7-167. Harvest permits [REVOKED]
- 260:135-7-168. Vehicles used to support motion picture, television, and video production activities [REVOKED]
- Part 33. Motor Vehicle Titles - General Provisions [REVOKED]
- 260:135-7-172. Certificate of title required [REVOKED]
- 260:135-7-173. Types of certificates [REVOKED]
- 260:135-7-174. General registration prerequisite for issuance of title [REVOKED]
- 260:135-7-175. Multiple owners [REVOKED]
- 260:135-7-176. Branding of out-of-state titles [REVOKED]
- 260:135-7-177. Undeliverable Oklahoma title [REVOKED]
- 260:135-7-178. Vehicle title records research [REVOKED]
- 260:135-7-179. Oklahoma assigned identification number [REVOKED]
- Part 35. Certificates of Title [REVOKED]
- 260:135-7-183. Applications for certificates of title [REVOKED]
- 260:135-7-184. Incorporation by reference [REVOKED]
- 260:135-7-185. Original certificate of title [REVOKED]
- 260:135-7-186. Insurance loss [REVOKED]
- 260:135-7-187. Salvage titles [REVOKED]
- 260:135-7-188. Rebuilt titles [REVOKED]
- 260:135-7-189. Junked titles [REVOKED]
- 260:135-7-190. Classic titles [REVOKED]
- 260:135-7-191. Duplicate certificate of title [REVOKED]
- 260:135-7-192. Rental vehicle titles [REVOKED]
- 260:135-7-193. Remanufactured vehicle titles [REVOKED]
- 260:135-7-194. Vehicles purchased by foreign buyers pursuant to the Automotive Dismantlers and Part Recycler Act [REVOKED]
- 260:135-7-195. Unrecovered-theft title [REVOKED]
- 260:135-7-196. Lemon law buyback title brand [REVOKED]
- 260:135-7-197. Drug manufacture vehicle brand [REVOKED]
- 260:135-7-198. Rebodyed titles [REVOKED]
- 260:135-7-199. Insurance fraud forfeiture sale [REVOKED]
- 260:135-7-200. Stolen vehicle notification [REVOKED]
- Part 37. Transfer of Title [REVOKED]
- 260:135-7-204. General provisions; assignments; liens; registration; notice of transfer [REVOKED]
- 260:135-7-205. Motor Vehicle Tax Stamp [REVOKED]
- 260:135-7-206. Odometer disclosure [REVOKED]
- 260:135-7-207. Odometer brands [REVOKED]
- 260:135-7-208. General odometer disclosure information [REVOKED]
- 260:135-7-209. Transfer of title upon divorce [REVOKED]
- 260:135-7-210. Transfer of title upon death [REVOKED]
- 260:135-7-211. Procedures for handling assignment errors [REVOKED]
- 260:135-7-212. Transfer of ownership by third party [REVOKED]
- Part 39. Affidavits for Use in Titles [REVOKED]

Notices of Rulemaking Intent

260:135-7-216. Affidavit of assembly and ownership [REVOKED]
260:135-7-217. Obtaining title for front end section or glider kit [REVOKED]
260:135-7-218. Affidavit of body change [REVOKED]
260:135-7-219. Transfer affidavit for use when assigned title is lost [REVOKED]
260:135-7-220. Repossession affidavit [REVOKED]
260:135-7-221. Ownership affidavit [REVOKED]
260:135-7-222. In Lieu of Replacement Title Affidavit [REVOKED]
260:135-7-223. Unobtainable Ownership Documentation Affidavit [REVOKED]
Part 41. Liens [REVOKED]
260:135-7-227. Perfecting Lien [REVOKED]
260:135-7-228. Lienholder notification [REVOKED]
260:135-7-229. Providing lien information to lienholders [REVOKED]
260:135-7-230. Recording liens on certificates of title [REVOKED]
260:135-7-231. Possessory liens under Title 42 of the Oklahoma Statutes [REVOKED]
260:135-7-232. Releasing Lien [REVOKED]
Part 43. Foreign Vehicles [REVOKED]
260:135-7-236. Foreign vehicles [REVOKED]
Part 45. Vehicle Sales Tax and Motor Vehicle Excise Tax [REVOKED]
260:135-7-240. General provisions [REVOKED]
260:135-7-241. Sales tax levy and exemptions [REVOKED]
260:135-7-242. General provisions [REVOKED]
260:135-7-243. Determining correct excise rate [REVOKED]
260:135-7-244. Excise tax levy and exemptions [REVOKED]
260:135-7-245. Excise tax on heavy-weight trucks and commercial trailers [REVOKED]
260:135-7-246. Licensed dealer exemptions [REVOKED]
260:135-7-247. Credit on replacement vehicle [REVOKED]
260:135-7-248. Charitable organization exemption [REVOKED]
260:135-7-249. Tornado excise tax credit [REVOKED]
260:135-7-250. Retail implement dealer [REVOKED]
Part 47. ELECTRIC VEHICLES [REVOKED]
260:135-7-254. Qualified electric vehicles [REVOKED]
260:135-7-1. Use of driver license number; exception [REVOKED]
Appendix A. Points Assessed for Conviction [REVOKED]

SUMMARY:

The applicable powers, duties, and responsibilities exercised by Service Oklahoma was fully transferred to Service Oklahoma on November 1, 2023 per 2023 First Special Session SB37x under Title 670. These rules will allow Service Oklahoma to operate and provide for continuity of services to Oklahoma citizens.

AUTHORITY:

Service Oklahoma, a Division of the Office of Management and Enterprise Services; 47 O.S. Section 3-101; The Director of Service Oklahoma; 47 O.S. Section 3-103; The Director of the Office of Management and Enterprise Services; 62 O.S. §34.3.1; 62 O.S. Section 34.6(8).

COMMENT PERIOD:

Persons may submit written comments through November 22, 2024, to Tracy Osburn, General Counsel at Office of Management and Enterprise Services, 2401 N. Lincoln, Oklahoma City, Oklahoma 73105.

PUBLIC HEARING:

A public hearing has been scheduled for November 22, 2024, at 10:30 am – 11:00 am at the ODOT Training Center located 5307 NE 122nd St, Oklahoma City, OK 73013. Each person will be allowed a maximum of five (5) minutes to speak. In the event an attendee would like to speak, please notify Tracy Osburn by email at tracy.osburn@omes.ok.gov.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

n/a

COPIES OF PROPOSED RULES:

Tracy Osburn, General Counsel Office of Management and Enterprise Services 2401 N. Lincoln Oklahoma City, OK 73105

RULE IMPACT STATEMENT:

As required by 75 O.S. § 303(D), a rule impact statement will be available beginning October 30, 2024. The rule impact statement may be obtained for review by contacting Tracy Osburn of the Office of Management and Enterprise Services.

Notices of Rulemaking Intent

CONTACT PERSON:

Tracy Osburn, General Counsel, (405) 522-3428

[OAR Docket #24-1024; filed 9-24-24]

TITLE 317. OKLAHOMA HEALTH CARE AUTHORITY
CHAPTER 120. OKLAHOMA EMPLOYEES INSURANCE AND BENEFITS BOARD [NEW]

[OAR Docket #24-1040]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

- 317:120-1-1. Purpose [NEW]
- 317:120-1-2. Definitions [NEW]
- 317:120-1-3. Regular meetings [NEW]
- 317:120-1-4. Special meetings [NEW]
- 317:120-1-5. Open Meeting Act [NEW]
- 317:120-1-6. Committees [NEW]
- 317:120-1-7. Cancellation of meetings [NEW]
- 317:120-1-8. Board records; release of information [NEW]
- 317:120-1-9. Minutes of the Board [NEW]

SUMMARY:

Clarify language, eliminate obsolete language, correct omissions and streamline to promote and enhance operations, through removal of inaccurate or redundant verbiage, and to simplify language. This rulemaking action creates new rules for the Oklahoma Health Care Authority related to the administrative operations of the Employees Group Insurance Division; the proposed rules are taken directly from the rules currently in place with the Office of Management and Enterprise Services under Title 260. Senate bill 1310 of the 2024 legislative session moved the Employees Group Insurance Division from the Office of Management and Enterprise Services to the Oklahoma Health Care Authority. These proposed rule changes correct references to the Office of Management and Enterprise Services to accurately reflect the Oklahoma Health Care Authority. Similarly, certain references to a physical address have been updated to a PO Box to allow for continuity in the event that EGID moves its physical address.

AUTHORITY:

The Oklahoma Health Care Authority Act, Section 5007 (C)(2) of Title 63 of Oklahoma Statutes; 63 O.S. 5007 Oklahoma Health Care Authority Board; 74 O.S. Section 1304.1 Oklahoma Health Care Authority Employees Group Insurance Division.

COMMENT PERIOD:

Persons may submit written comments through November 19, 2024 to Byron Knox, Deputy General Counsel at Oklahoma Health Care Authority, Employees Group Insurance Division, 2401 N. Lincoln Suite 300, Oklahoma City, Oklahoma 73105.

PUBLIC HEARING:

A public hearing has been scheduled for November 19, 2024 at 10:30 am at the offices of the Employees Group Insurance Board, Will Rogers Building, 2401 N. Lincoln Blvd, 3rd Floor, EGID Central Conference Room, Oklahoma City, OK. Each person will be allowed a maximum of 5 minutes to speak. In the event an attendee would like to speak, please notify Byron Knox by email at byron.knox@omes.ok.gov.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

n/a

COPIES OF PROPOSED RULES:

Byron Knox, Deputy General Counsel Oklahoma Health Care Authority Employees Group Insurance Division 2401 N. Lincoln Suite 300 Oklahoma City, OK 73105 email: byron.knox@omes.ok.gov

RULE IMPACT STATEMENT:

As required by 75 O.S. § 303(D), a rule impact statement will be available beginning September 25, 2024. The rule impact statement may be obtained for review by contacting Byron Knox of the Oklahoma Health Care Authority, Employees Group Insurance Division.

CONTACT PERSON:

Notices of Rulemaking Intent

Byron Knox, Deputy General Counsel, email byron.knox@omes.ok.gov, (405) 717-8744

[OAR Docket #24-1040; filed 9-25-24]

TITLE 317. OKLAHOMA HEALTH CARE AUTHORITY
CHAPTER 145. EMPLOYEES GROUP INSURANCE DIVISION - ADMINISTRATIVE AND GENERAL
PROVISIONS [NEW]

[OAR Docket #24-1041]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 1. Purpose, Definitions, Rules and References [NEW]

317:145-1-1. Purpose [NEW]

317:145-1-2. Definitions [NEW]

317:145-1-3. Rules, cumulative [NEW]

317:145-1-4. Rules in this title and benefit administration procedures or guidelines as adopted by EGID are controlling in all situations [NEW]

317:145-1-5. Disclaimer of conflicting information [NEW]

317:145-1-6. Amending of rules [NEW]

317:145-1-7. Gender reference [NEW]

Subchapter 3. Records and Information [NEW]

317:145-3-1. EGID records; release of information [NEW]

317:145-3-2. Confidentiality of medical records [NEW]

317:145-3-3. Participating entities/business associate protection of confidential health Information [NEW]

317:145-3-4. HealthChoice authorization for release of medical records [NEW]

317:145-3-5. Right to receive and release necessary information [NEW]

317:145-3-6. Call monitoring for quality control [NEW]

317:145-3-7. Electronic records and facsimile, electronic or copies of signatures [NEW]

Subchapter 5. Grievance panel procedures [NEW]

317:145-5-1. Request for hearing [NEW]

317:145-5-2. Notice of hearing [NEW]

317:145-5-3. Prehearing conference [NEW]

317:145-5-4. Grievance hearings conducted by the three [3] member Grievance Panel [NEW]

317:145-5-5. Continuance; disposition; Attorney representation [NEW]

317:145-5-6. Certificate of mailing [NEW]

317:145-5-7. Final order; appeals [NEW]

317:145-5-8. Scheduling of hearings [NEW]

SUMMARY:

Clarify language, eliminate obsolete language, correct omissions and streamline to promote and enhance operations, through removal of inaccurate or redundant verbiage, and to simplify language. This rulemaking action creates new rules for the Oklahoma Health Care Authority related to the administrative operations of the Employees Group Insurance Division; the proposed rules are taken directly from the rules currently in place with the Office of Management and Enterprise Services under Title 260. Senate bill 1310 of the 2024 legislative session moved the Employees Group Insurance Division from the Office of Management and Enterprise Services to the Oklahoma Health Care Authority. These proposed rule changes correct references to the Office of Management and Enterprise Services to accurately reflect the Oklahoma Health Care Authority. Similarly, certain references to a physical address have been updated to a PO Box to allow for continuity in the event that EGID moves its physical address.

AUTHORITY:

The Oklahoma Health Care Authority Act, Section 5007 (C)(2) of Title 63 of Oklahoma Statutes; The Oklahoma Health Care Authority Board; 74 O.S. Section 1304.1 Oklahoma Health Care Authority Employees Group Insurance Division.

COMMENT PERIOD:

Notices of Rulemaking Intent

Persons may submit written comments through November 19, 2024 to Byron Knox, Deputy General Counsel at Oklahoma Health Care Authority, Employees Group Insurance Division, 2401 N. Lincoln Suite 300, Oklahoma City, Oklahoma 73105.

PUBLIC HEARING:

A public hearing has been scheduled for November 19, 2024 at 10:30 am at the offices of the Employees Group Insurance Board, Will Rogers Building, 2401 N. Lincoln Blvd, 3rd Floor, EGID Central Conference Room, Oklahoma City, OK. Each person will be allowed a maximum of 5 minutes to speak. In the event an attendee would like to speak, please notify Byron Knox by email at byron.knox@omes.ok.gov.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

n/a

COPIES OF PROPOSED RULES:

Byron Knox, Deputy General Counsel Oklahoma Health Care Authority Employees Group Insurance Division 2401 N. Lincoln Suite 300 Oklahoma City, OK 73105 email: byron.knox@omes.ok.gov

RULE IMPACT STATEMENT:

As required by 75 O.S. § 303(D), a rule impact statement will be available beginning September 25, 2024. The rule impact statement may be obtained for review by contacting Byron Knox of the Oklahoma Health Care Authority, Employees Group Insurance Division.

CONTACT PERSON:

Byron Knox, Deputy General Counsel, email: byron.knox@omes.ok.gov, (405) 717-8744

[OAR Docket #24-1041; filed 9-25-24]

TITLE 317. OKLAHOMA HEALTH CARE AUTHORITY **CHAPTER 150. EMPLOYEES GROUP INSURANCE DIVISION - HEALTH, DENTAL, VISION AND LIFE** **PLANS [NEW]**

[OAR Docket #24-1042]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

- Subchapter 1. Purpose and Definitions [NEW]
- 317:150-1-1. Purpose [NEW]
- 317:150-1-2. Definitions [NEW]
- Subchapter 3. Administration of Plans [NEW]
- 317:150-3-1. Open enrollment period [NEW]
- 317:150-3-2. Approval of exceptional claims and eligibility matters [NEW]
- 317:150-3-3. Insurance/Benefits Coordinator for Education, Local Government, and State Employees [NEW]
- 317:150-3-4. Right of recovery [NEW]
- 317:150-3-5. Responsibility for premium payment [NEW]
- 317:150-3-6. Cancellation of coverage [NEW]
- 317:150-3-7. Underpaid premiums [NEW]
- 317:150-3-8. Refunds [NEW]
- 317:150-3-13. Rights of eligible former employees to continue in the Group Health, Dental, and Vision Insurance Plan [NEW]
- 317:150-3-14. Coverage for eligible non-vested employee [NEW]
- 317:150-3-15. Effective dates of coverage for current employees [NEW]
- 317:150-3-16. Participating entities [NEW]
- 317:150-3-17. Dependents [NEW]
- 317:150-3-18. Eligibility criteria for disabled dependent over the age of twenty- six [26] [NEW]
- 317:150-3-19. Termination of dependent coverage [NEW]
- 317:150-3-20. Withdrawal from plan; termination or loss of coverage [NEW]
- 317:150-3-21. Continuation of coverage for survivors [NEW]
- 317:150-3-22. Mid-year benefit election changes [NEW]
- 317:150-3-23. Corrections to benefit elections [NEW]

Notices of Rulemaking Intent

317:150-3-24. Double coverage prohibited [NEW]
317:150-3-25. Basic disclosure plan for HealthChoice Medicare beneficiaries [NEW]
317:150-3-26. Termination of benefits [NEW]
317:150-3-27. Procedures and implementation [NEW]
317:150-3-28. COBRA administration [NEW]
Subchapter 5. Coverage and Limitations [NEW]
Part 1. POLICY PROVISIONS [NEW]
317:150-5-1. Selection of health plans [NEW]
Part 3. HEALTHCHOICE PLANS [NEW]
317:150-5-2. Schedule of benefits and benefit administration procedures or guidelines as adopted by EGID [NEW]
317:150-5-10. Plan limits [NEW]
317:150-5-11. Covered charges [NEW]
317:150-5-12. HealthChoice plan limitations and exclusions [NEW]
317:150-5-13. Payment of HealthChoice health, dental and life benefits [NEW]
317:150-5-14. Timely filing of HealthChoice health and dental claims [NEW]
317:150-5-15. HealthChoice examination [NEW]
317:150-5-16. Action to recover [NEW]
317:150-5-17. Program integrity [NEW]
Part 5. HEALTHCHOICE LIFE BENEFITS [NEW]
317:150-5-20. Term life coverage [NEW]
317:150-5-21. Optional dependent life coverage [NEW]
317:150-5-22. Optional supplemental life coverage for eligible employees [NEW]
317:150-5-23. Rights of retired and vested employees to continue life insurance coverage [NEW]
Part 7. LIMITATIONS AND EXCLUSIONS FOR HEALTHCHOICE LIFE PLANS [NEW]
317:150-5-24. Limitations and exclusions for life plans [NEW]
Part 9. HEALTHCHOICE DENTAL BENEFITS, LIMITATIONS, AND EXCLUSIONS [NEW]
317:150-5-30. Scope of coverage [NEW]
317:150-5-31. Plan limits [NEW]
317:150-5-32. HealthChoice Dental limitations and exclusions [NEW]
Part 11. HEALTHCHOICE MEDICARE SUPPLEMENT [NEW]
317:150-5-40. Medicare Supplement and Medicare Part D Prescription Drug Plan (PDP) [NEW]
317:150-5-41. Primary insurer of current employees [NEW]
317:150-5-42. Limitations of Medicare Supplement [NEW]
Part 15. HEALTHCHOICE SUBROGATION [NEW]
317:150-5-49. Right of subrogation [NEW]

SUMMARY:

Clarify language, eliminate obsolete language, correct omissions and streamline to promote and enhance operations, through removal of inaccurate or redundant verbiage, and to simplify language. This rulemaking action creates new rules for the Oklahoma Health Care Authority related to the administrative operations of the Employees Group Insurance Division; the proposed rules are taken directly from the rules currently in place with the Office of Management and Enterprise Services under Title 260. Senate bill 1310 of the 2024 legislative session moved the Employees Group Insurance Division from the Office of Management and Enterprise Services to the Oklahoma Health Care Authority. These proposed rule changes correct references to the Office of Management and Enterprise Services to accurately reflect the Oklahoma Health Care Authority. Similarly, certain references to a physical address have been updated to a PO Box to allow for continuity in the event that EGID moves its physical address. Finally, amended language is included in the proposed rules to provide more context related to a refund of life insurance premiums, capping a refund at the greater of the life insurance policy amount or premiums to be refunded.

AUTHORITY:

The Oklahoma Health Care Authority Act, Section 5007 (C)(2) of Title 63 of Oklahoma Statutes; The Oklahoma Health Care Authority Board; 74 O.S. Section 1304.1 Oklahoma Health Care Authority Employees Group Insurance Division.

COMMENT PERIOD:

Persons may submit written comments through November 19, 2024 to Byron Knox, Deputy General Counsel at Oklahoma Health Care Authority, Employees Group Insurance Division, 2401 N. Lincoln Suite 300, Oklahoma City, Oklahoma 73105.

PUBLIC HEARING:

Notices of Rulemaking Intent

A public hearing has been scheduled for November 19, 2024 at 10:30 am at the offices of the Employees Group Insurance Board, Will Rogers Building, 2401 N. Lincoln Blvd, 3rd Floor, EGID Central Conference Room, Oklahoma City, OK. Each person will be allowed a maximum of 5 minutes to speak. In the event an attendee would like to speak, please notify Byron Knox by email at byron.knox@omes.ok.gov.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

n/a

COPIES OF PROPOSED RULES:

Byron Knox, Deputy General Counsel Oklahoma Health Care Authority Employees Group Insurance Division 2401 N Lincoln Suite 300 Oklahoma City, OK 73105 email: byron.knox@omes.ok.gov

RULE IMPACT STATEMENT:

As required by 75 O.S. § 303(D), a rule impact statement will be available beginning September 25, 2024. The rule impact statement may be obtained for review by contacting Byron Knox of the Oklahoma Health Care Authority, Employees Group Insurance Division.

CONTACT PERSON:

Byron Knox, Deputy General Counsel, email: byron.knox@omes.ok.gov, (405) 717-8744

[OAR Docket #24-1042; filed 9-25-24]

TITLE 317. OKLAHOMA HEALTH CARE AUTHORITY
CHAPTER 155. EMPLOYEES GROUP INSURANCE DIVISION - THE DISABILITY PLAN [NEW]

[OAR Docket #24-1043]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

317:155-1-1. Purpose [NEW]

SUMMARY:

Clarify language, eliminate obsolete language, correct omissions and streamline to promote and enhance operations, through removal of inaccurate or redundant verbiage, and to simplify language. This rulemaking action creates new rules for the Oklahoma Health Care Authority related to the administrative operations of the Employees Group Insurance Division; the proposed rules are taken directly from the rules currently in place with the Office of Management and Enterprise Services under Title 260. Senate bill 1310 of the 2024 legislative session moved the Employees Group Insurance Division from the Office of Management and Enterprise Services to the Oklahoma Health Care Authority. These proposed rule changes correct references to the Office of Management and Enterprise Services to accurately reflect the Oklahoma Health Care Authority.

AUTHORITY:

The Oklahoma Health Care Authority Act, Section 5007 (C)(2) of Title 63 of Oklahoma Statutes; The Oklahoma Health Care Authority Board; 74 O.S. Section 1304.1 Oklahoma Health Care Authority Employees Group Insurance Division.

COMMENT PERIOD:

Persons may submit written comments through November 19, 2024 to Byron Knox, Deputy General Counsel at Oklahoma Health Care Authority, Employees Group Insurance Division, 2401 N. Lincoln Suite 300, Oklahoma City, Oklahoma 73105.

PUBLIC HEARING:

A public hearing has been scheduled for November 19, 2024 at 10:30 am at the offices of the Employees Group Insurance Board, Will Rogers Building, 2401 N. Lincoln Blvd, 3rd Floor, EGID Central Conference Room, Oklahoma City, OK. Each person will be allowed a maximum of 5 minutes to speak. In the event an attendee would like to speak, please notify Byron Knox by email at byron.knox@omes.ok.gov.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

n/a

COPIES OF PROPOSED RULES:

Byron Knox, Deputy General Counsel Oklahoma Health Care Authority Employees Group Insurance Division 2401 N. Lincoln Suite 300 Oklahoma City, OK 73105 email: byron.knox@omes.ok.gov

RULE IMPACT STATEMENT:

Notices of Rulemaking Intent

As required by 75 O.S. § 303(D), a rule impact statement will be available beginning September 25, 2024. The rule impact statement may be obtained for review by contacting Byron Knox of the Oklahoma Health Care Authority, Employees Group Insurance Division.

CONTACT PERSON:

Byron Knox, Deputy General Counsel, email: byron.knox@omes.ok.gov, (405) 717-8744

[OAR Docket #24-1043; filed 9-25-24]

**TITLE 590. OKLAHOMA PUBLIC EMPLOYEES RETIREMENT SYSTEM
CHAPTER 1. ADMINISTRATIVE OPERATIONS**

[OAR Docket #24-989]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 1. General Provisions

590:1-1-9. Designee Board members [AMENDED]

Subchapter 3. Administrative Review and Hearings

590:1-3-2. Definitions [AMENDED]

SUMMARY:

Amendments are proposed necessitating permanent rulemaking action. The agency is considering proposals which are due to changes in state law. The amendment to 590:1-1-9 is necessary to specify when certain OPERS Board Members are permitted to designate an individual to appear in their place and the amendment to 590:1-3-2 is necessary to include the Oklahoma Defined Contribution System as an eligible plan to participate in Administrative Hearings before the Board.

AUTHORITY:

Oklahoma Public Employees Retirement System Board of Trustees; 74 O.S. §§ 909 and 935.3

COMMENT PERIOD:

Persons wishing to present their views orally or in writing may do so before 4:30 p.m. on November 20, 2024, by mail, fax or email, to the offices of Oklahoma Public Employees Retirement System, 5400 N. Grand Boulevard, Suite 400, Oklahoma City, Oklahoma 73112.

PUBLIC HEARING:

A Public Hearing will be held to provide an opportunity for persons to present their views orally at 1:30 p.m., Thursday, November 21, 2024, in the Board Room of the Oklahoma Public Employees Retirement System, 5400 N. Grand Boulevard, Suite 135, Oklahoma City, Oklahoma 73112.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

N/A

COPIES OF PROPOSED RULES:

Copies of the proposed rules may be obtained for review by the public between 8:00 a.m. and 4:30 p.m., Monday through Friday, (excluding legal holidays) by contacting Andrea Unruh, Deputy General Counsel, at the offices of the Oklahoma Public Employees Retirement System, at aunruh@opers.ok.gov, (405) 858-6788, or on the OPERS website at www.opers.ok.gov.

RULE IMPACT STATEMENT:

A rule impact statement will be prepared as required by 75 O.S. Section 303(D), and will be available on and after October 30, 2024, on the OPERS website at www.opers.ok.gov or by contacting Andrea Unruh at (405) 858-6788 or aunruh@opers.ok.gov

CONTACT PERSON:

Andrea Unruh, Deputy General Counsel (405) 858-6788

[OAR Docket #24-989; filed 9-18-24]

**TITLE 590. OKLAHOMA PUBLIC EMPLOYEES RETIREMENT SYSTEM
CHAPTER 10. PUBLIC EMPLOYEES RETIREMENT SYSTEM**

[OAR Docket #24-991]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 3. Credited Service

590:10-3-13. Credit for involuntary furlough [AMENDED]

Subchapter 7. Retirement Benefits

590:10-7-6. Failure to submit documents; ~~benefit estimates~~ [AMENDED]

590:10-7-10. Final benefit [AMENDED]

Subchapter 8. ~~Department of Corrections~~ Hazardous Duty Member Benefits [AMENDED]

590:10-8-1. ~~Department of Corrections~~ Hazardous Duty Members [AMENDED]

590:10-8-3. Continuation of Hazardous Duty benefits for Department of Corrections Employees [AMENDED]

590:10-8-4. Maximum Participation ~~as a Hazardous Duty Member~~ for Hazardous Duty and Post-Hazardous Duty Members [AMENDED]

590:10-8-6. Employer Responsibility for Continuation of Hazardous Duty Benefits [AMENDED]

Subchapter 9. Survivors and Beneficiaries

590:10-9-4. Probate waivers [AMENDED]

Subchapter 10. ~~Department of Corrections Death in Performance of Duty Benefits~~ Benefits for a Death in Performance of Duty [AMENDED]

590:10-10-1. Eligibility for Benefit [AMENDED]

590:10-10-2. Killed in Performance of Duty [AMENDED]

590:10-10-5. Surviving Spouse Benefit [AMENDED]

590:10-10-6. Surviving Spouse Benefit Election [AMENDED]

590:10-10-7. Surviving Child Benefit [AMENDED]

590:10-10-8. Filing for Surviving Spouse and Surviving Child Benefits [AMENDED]

Subchapter 11. Transported and State Portable Service Credit

590:10-11-7. Funds transfer [AMENDED]

SUMMARY:

Amendments are proposed necessitating permanent rulemaking action. The agency is considering proposals which are designed to make the administration of the Oklahoma Public Employees Retirement System more efficient and member service oriented. The amendment to 590:10-3-13 is due to changes in state law. The amendment 590:10-7-6 reduces the burden on OPERS members, and the amendment to 590:10-7-10 clarifies how the final benefit is paid. The amendments to 590:10-8-1, 590:10-8-3, and 590:10-8-4 are due to changes in state law and clarify eligibility for and continued participation for OPERS Hazardous Duty and Post-Hazardous Duty Members. The amendment to 590:10-9-4 clarifies payment of benefits under probate waivers. The amendments to 590:10-10-1, 590:10-10-2, 590:10-10-5, 590:10-10-6, 590:10-10-7, and 590:10-10-8 are due to changes in state law and clarify requirements for payments to the surviving spouse and child(ren) of OPERS members killed in their performance of duty. The amendment to 590:10-11-7 clarifies when funds are transferred to the Oklahoma Teacher's Retirement System for transported service.

AUTHORITY:

Oklahoma Public Employees Retirement System Board of Trustees; 74 O.S. §909

COMMENT PERIOD:

Persons wishing to present their views orally or in writing may do so before 4:30 p.m. on November 20, 2024, by mail, fax or email, to the offices of Oklahoma Public Employees Retirement System, 5400 N. Grand Boulevard, Suite 400, Oklahoma City, Oklahoma 73112.

PUBLIC HEARING:

A Public Hearing will be held to provide an opportunity for persons to present their views orally at 1:30 p.m., Thursday, November 21, 2024, in the Board Room of the Oklahoma Public Employees Retirement System, 5400 N. Grand Boulevard, Suite 135, Oklahoma City, Oklahoma 73112.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

N/A

COPIES OF PROPOSED RULES:

Copies of the proposed rules may be obtained for review by the public between 8:00 a.m. and 4:30 p.m., Monday through Friday, (excluding legal holidays) by contacting Andrea Unruh, Deputy General Counsel, at the offices of the Oklahoma Public Employees Retirement System, at aunruh@opers.ok.gov, (405) 858-6788, or on the OPERS website at www.opers.ok.gov.

RULE IMPACT STATEMENT:

Notices of Rulemaking Intent

A rule impact statement will be prepared as required by 75 O.S. Section 303(D), and will be available on and after October 30, 2024, on the OPERS website at www.opers.ok.gov or by contacting Andrea Unruh at (405) 858- 6788 or aunruh@opers.ok.gov

CONTACT PERSON:

Andrea Unruh, Deputy General Counsel (405) 858- 6788.

[OAR Docket #24-991; filed 9-18-24]

**TITLE 590. OKLAHOMA PUBLIC EMPLOYEES RETIREMENT SYSTEM
CHAPTER 25. DEFERRED COMPENSATION**

[OAR Docket #24-992]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 3. Election to Defer Compensation

590:25-3-5. Over Age 50 Catch-up Limits [AMENDED]

Subchapter 9. Benefits

590:25-9-9. Designated beneficiary [AMENDED]

590:25-9-16. ~~Rollover contributions to the plan~~ Rollovers and In-Plan Roth Conversions [AMENDED]

590:25-9-23. Death after December 31, 2021 [AMENDED]

SUMMARY:

Amendments are proposed necessitating permanent rulemaking action. The agency is considering proposals which are designed to make the administration of the Deferred Compensation Plan more efficient and member service oriented. The amendment to 590:25-3-5 updates the allowable catchup contributions to comply with the federal SECURE 2.0 legislation. The amendment to 590:25-9-9 clarifies how benefits are paid in the event of the death of the member. The amendment to 590:25-9-16 allows the member to complete in-plan Roth conversions. The amendment to 590:25-9-23 is to comply with the federal SECURE 2.0 legislation.

AUTHORITY:

Oklahoma Public Employees Retirement System Board of Trustees; 74 O.S. §1701

COMMENT PERIOD:

Persons wishing to present their views orally or in writing may do so before 4:30 p.m. on November 20, 2024, by mail, fax or email, to the offices of Oklahoma Public Employees Retirement System, 5400 N. Grand Boulevard, Suite 400, Oklahoma City, Oklahoma 73112.

PUBLIC HEARING:

A Public Hearing will be held to provide an opportunity for persons to present their views orally at 1:30 p.m., Thursday, November 21, 2024, in the Board Room of the Oklahoma Public Employees Retirement System, 5400 N. Grand Boulevard, Suite 135, Oklahoma City, Oklahoma 73112.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

N/A

COPIES OF PROPOSED RULES:

Copies of the proposed rules may be obtained for review by the public between 8:00 a.m. and 4:30 p.m., Monday through Friday, (excluding legal holidays) by contacting Andrea Unruh, Deputy General Counsel, at the offices of the Oklahoma Public Employees Retirement System, at aunruh@opers.ok.gov, (405) 858-6788, or on the OPERS website at www.opers.ok.gov.

RULE IMPACT STATEMENT:

A rule impact statement will be prepared as required by 75 O.S. Section 303(D), and will be available on and after October 30, 2024, on the OPERS website at www.opers.ok.gov or by contacting Andrea Unruh at (405) 858-6788 or aunruh@opers.ok.gov.

CONTACT PERSON:

Andrea Unruh, Deputy General Counsel (405) 858-6788.

[OAR Docket #24-992; filed 9-18-24]

Notices of Rulemaking Intent

TITLE 590. OKLAHOMA PUBLIC EMPLOYEES RETIREMENT SYSTEM CHAPTER 35. DEFERRED SAVINGS INCENTIVE PLAN

[OAR Docket #24-994]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 1. General Provisions

590:35-1-3. Definitions [AMENDED]

Subchapter 13. Benefits and Distributions

590:35-13-6. Designated beneficiary [AMENDED]

Subchapter 15. Limitations on Annual Additions

590:35-15-2. Definitions [AMENDED]

SUMMARY:

Amendments are proposed necessitating permanent rulemaking action. The agency is considering proposals which are designed to make the administration of the Deferred Savings Incentive Plan more efficient and member service oriented. The amendment to 590: 35-1-3 is due to changes in state law and clarifies definitions. The amendment to 590:35-13-6 clarifies how benefits are paid in the event of the death of the member. The amendment to 590:35-15-2 corrects a citation error within the rule.

AUTHORITY:

Oklahoma Public Employees Retirement System Board of Trustees; 74 O.S. § 1707

COMMENT PERIOD:

Persons wishing to present their views orally or in writing may do so before 4:30 p.m. on November 20, 2024, by mail, fax or email, to the offices of Oklahoma Public Employees Retirement System, 5400 N. Grand Boulevard, Suite 400, Oklahoma City, Oklahoma 73112.

PUBLIC HEARING:

A Public Hearing will be held to provide an opportunity for persons to present their views orally at 1:30 p.m., Thursday, November 21, 2024, in the Board Room of the Oklahoma Public Employees Retirement System, 5400 N. Grand Boulevard, Suite 135, Oklahoma City, Oklahoma 73112.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

N/A

COPIES OF PROPOSED RULES:

Copies of the proposed rules may be obtained for review by the public between 8:00 a.m. and 4:30 p.m., Monday through Friday, (excluding legal holidays) by contacting Andrea Unruh, Deputy General Counsel, at the offices of the Oklahoma Public Employees Retirement System, at aunruh@opers.ok.gov, (405) 858-6788, or on the OPERS website at www.opers.ok.gov.

RULE IMPACT STATEMENT:

A rule impact statement will be prepared as required by 75 O.S. Section 303(D), and will be available on and after October 30, 2024, on the OPERS website at www.opers.ok.gov or by contacting Andrea Unruh at (405) 858-6788 or aunruh@opers.ok.gov.

CONTACT PERSON:

Andrea Unruh, Deputy General Counsel (405) 858-6788.

[OAR Docket #24-994; filed 9-18-24]

TITLE 590. OKLAHOMA PUBLIC EMPLOYEES RETIREMENT SYSTEM CHAPTER 40. DEFINED CONTRIBUTION SYSTEM

[OAR Docket #24-996]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 5. Eligibility and Participation - Applicable to The 401(A) Plan and the 457(B) Plan

Part 7. BENEFICIARIES - APPLICABLE TO THE 401(a) PLAN AND THE 457(b) PLAN

Notices of Rulemaking Intent

590:40-5-21. Death without beneficiary [AMENDED]

Subchapter 7. Defined Contribution 401(A) Plan

Part 9. BENEFITS AND DISTRIBUTIONS

590:40-7-30. Commencement [AMENDED]

590:40-7-32. Late retirement [AMENDED]

590:40-7-34. Death prior to January 1, 2022 [AMENDED]

590:40-7-37. Minimum distribution requirements [AMENDED]

590:40-7-39. Death after December 31, 2021 [AMENDED]

Subchapter 9. Defined Contribution 457(B) Plan

Part 1. ELECTION TO DEFER

590:40-9-3. Over Age 50 Catch-up Limits [AMENDED]

Part 7. BENEFITS

590:40-9-38. ~~Rollover contributions to the plan~~ Rollovers and In-Plan Roth Conversions [AMENDED]

590:40-9-44. Death after December 31, 2021 [AMENDED]

Subchapter 11. Qualified Domestic Relations Orders - Applicable to The 401(A) Plan and the 457(B) Plan

590:40-11-7. Death of Participant or alternate payee [AMENDED]

SUMMARY:

Amendments are proposed necessitating permanent rulemaking action. The agency is considering proposals which are designed to make the administration of the Defined Contribution System (Pathfinder) more efficient and member service oriented. The amendment to 590:45-5-21 clarifies how benefits are paid in the event of the death of the member. The amendments to 590:40-7-30, 590:40-7-32, 590:40-7-34, 590:40-7-37, 590:40-7-39, and 590:40-9-44 amend the required minimum distribution age to comply with the federal SECURE 2.0 legislation. The amendment to 590:40-9-3 is to comply with the federal SECURE 2.0 legislation. The amendment to 590:40-9-38 allows the member to complete in-plan Roth conversions. The amendment to 590:40-11-7 clarifies how benefits are paid in the event of the death of an alternate payee.

AUTHORITY:

Oklahoma Public Employees Retirement System Board of Trustees; 74 O.S. §§ 909 and 935.3

COMMENT PERIOD:

Persons wishing to present their views orally or in writing may do so before 4:30 p.m. on November 20, 2024, by mail, fax or email, to the offices of Oklahoma Public Employees Retirement System, 5400 N. Grand Boulevard, Suite 400, Oklahoma City, Oklahoma 73112.

PUBLIC HEARING:

A Public Hearing will be held to provide an opportunity for persons to present their views orally at 1:30 p.m., Thursday, November 21, 2024, in the Board Room of the Oklahoma Public Employees Retirement System, 5400 N. Grand Boulevard, Suite 135, Oklahoma City, Oklahoma 73112.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

N/A

COPIES OF PROPOSED RULES:

Copies of the proposed rules may be obtained for review by the public between 8:00 a.m. and 4:30 p.m., Monday through Friday, (excluding legal holidays) by contacting Andrea Unruh, Deputy General Counsel, at the offices of the Oklahoma Public Employees Retirement System, at aunruh@opers.ok.gov, (405) 858-6788, or on the OPERS website at www.opers.ok.gov.

RULE IMPACT STATEMENT:

A rule impact statement will be prepared as required by 75 O.S. Section 303(D), and will be available on and after October 30, 2024, on the OPERS website at www.opers.ok.gov or by contacting Andrea Unruh at (405) 858-6788 or aunruh@opers.ok.gov.

CONTACT PERSON:

Andrea Unruh, Deputy General Counsel (405) 858-6788.

[OAR Docket #24-996; filed 9-18-24]

TITLE 605. OKLAHOMA REAL ESTATE COMMISSION CHAPTER 10. REQUIREMENTS, STANDARDS, AND PROCEDURES

[OAR Docket #24-1003]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 3. Education and Examination Requirements

605:10-3-6. Continuing education requirement [AMENDED]

605:10-3-7. Provisional sales associate post-license education requirement [AMENDED]

Subchapter 9. Broker's Operational Procedures

605:10-9-8. Branch office closing instructions [AMENDED]

Subchapter 13. Trust Account Procedures

605:10-13-1. Duty to account; broker [AMENDED]

Subchapter 15. Disclosures, Brokerage Services and Statute of Frauds

605:10-15-2. Broker Relationships ~~Act to become effective November 1, 2013~~ [AMENDED]

605:10-15-3. Requirements for furnishing psychological factors [REVOKED]

Subchapter 17. Causes for Investigation; Hearing Process; Prohibited Acts; Discipline

605:10-17-2. Complaint procedures [AMENDED]

605:10-17-4. Prohibited dealings [AMENDED]

SUMMARY:

The proposed amendments to Subchapter 3 clarify continuing education requirements and remove unnecessary language regarding submission processes for continuing education completion. The proposed amendment to Subchapter 9 clarifies the process for closing a branch office. The proposed amendment to Subchapter 13 clarifies the trust account compliance standards and document availability requirement for inspections. The proposed amendments to Subchapter 15 remove unnecessary language related to brokerage service agreements and redundant language regarding disclosure for psychological factors. The proposed amendments to Subchapter 17 clarify the complaint notification process and define familial relationship for necessary disclosures.

AUTHORITY:

Oklahoma Real Estate Commission; 59 O.S., § 858-208.

COMMENT PERIOD:

Persons wishing to make written comments may do so in person, by mail, or by email through December 10th, 2024, at: Oklahoma Real Estate Commission, 1915 North Stiles Ave., Suite #200, Oklahoma City, OK 73105, or bailey@orec.ok.gov.

PUBLIC HEARING:

A public hearing will be held to provide a means by which persons may offer oral input on the content of the proposed rules: 9:30 a.m. on Wednesday, December 11th, 2024, at the Oklahoma Real Estate Commission, 1915 North Stiles Ave., Suite #200, Oklahoma City, OK 73105.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

Business entities affected by these proposed rules are requested to provide the agency with information, in dollar amounts, if possible, about the increase in the level of direct costs, indirect costs, or other costs expected to be incurred by the business entity due to compliance with the proposed rules. Business entities may submit this information in writing by 5:00 p.m., December 10th, 2024, at the Oklahoma Real Estate Commission, 1915 North Stiles Ave., Suite #200, Oklahoma City, OK 73105, or bailey@orec.ok.gov.

COPIES OF PROPOSED RULES:

Interested persons may request copies of the proposed rules at the Oklahoma Real Estate Commission, 1915 North Stiles Ave., Suite #200, Oklahoma City, OK 73105.

RULE IMPACT STATEMENT:

Pursuant to 75 O.S. Section 303(D), a rule impact statement will be prepared and will be available in the Oklahoma Real Estate Commission office at the address listed above and on the Board's website at orec.ok.gov after October 15th, 2024.

CONTACT PERSON:

Bailey Crotty, Deputy Director, (405) 521-3387, bailey@orec.ok.gov

[OAR Docket #24-1003; filed 9-20-24]

**TITLE 730. DEPARTMENT OF TRANSPORTATION
CHAPTER 10. DEPARTMENT PROGRAMS**

[OAR Docket #24-1025]

Notices of Rulemaking Intent

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 25. Oklahoma Port Infrastructure Revolving Fund [NEW]

730:10-25-1. Purpose and Authority [NEW]

730:10-25-2. Financing [NEW]

730:10-25-3. Administration [NEW]

730:10-25-4. Qualified Projects [NEW]

SUMMARY:

Pursuant to statute, the Oklahoma Port Infrastructure Revolving Fund (OPIRF) added a Grant, Loan, and Emergency program to be administered by the Oklahoma Department of Transportation (ODOT). The law also mandated that ODOT would promulgate administrative rules to administer the programs.

AUTHORITY:

Oklahoma Department of Transportation; 82 O.S. § 1141; 69 O.S. §§ 301, 303, 304; 75 O.S. §§ 302, 309, et seq.

COMMENT PERIOD:

Persons wishing to present their comments or view in writing may do so before 5:00 p.m. on November 15, 2024, to Sydney Collins, ODOT Assistant General Counsel and Administrative Procedures Rulemaking Liaison, 200 N.E. 21st, Oklahoma City, OK 73105 or at sbcollins@odot.org.

PUBLIC HEARING:

A public hearing has not been scheduled; however, pursuant to 75 O.S., Section 303(B)(9), "persons may demand a hearing" by contacting Sydney Collins, ODOT Assistant General Counsel and Administrative Procedures Rulemaking Liaison, at (405) 521-2685 or sbcollins@odot.org no later than 5:00 p.m. on November 15, 2023.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

N/A

COPIES OF PROPOSED RULES:

Persons wishing to present their comments or views in writing may do so before 5:00 p.m. on November 15, 2024, to Sydney Collins, ODOT Assistant General Counsel and Administrative Procedures Rulemaking Liaison, 200 N.E. 21st, Oklahoma City, OK 73105, or at sbcollins@odot.org.

RULE IMPACT STATEMENT:

Pursuant to 75 O.S., §303(D), a rule impact statement is being prepared and will be available after October 30, 2024, at the above address.

CONTACT PERSON:

Vicki Weiss, (405) 521-2685

[OAR Docket #24-1025; filed 9-25-24]

TITLE 730. DEPARTMENT OF TRANSPORTATION CHAPTER 25. HIGHWAY CONTRACTORS

[OAR Docket #24-1009]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 7. Settlement of Disputes

730:25-7-2. Settlement of disputes arising during performance of construction or maintenance contracts; mediation and binding arbitration [AMENDED]

SUMMARY:

The proposed amendments to this section would allow more levels of involvement in the claims process. More levels of involvement offer more opportunities to settle disputes and minimize the need for arbitration and legal action.

AUTHORITY:

Oklahoma Department of Transportation; 69 O.S. §§ 301, 303, 304; 75 O.S. §§ 302, 309 et seq.

COMMENT PERIOD:

Notices of Rulemaking Intent

Persons wishing to present their comments or views in writing may do so before 5:00 p.m. on November 15, 2024, to Sydney Collins, ODOT Assistant General Counsel and Administrative Procedures Rulemaking Liaison, 200 N.E. 21st, Oklahoma City, OK 73105, or at sbcollins@odot.org.

PUBLIC HEARING:

A public hearing has not been scheduled; however, pursuant to 75 O.S., Section 303(B)(9), "persons may demand a hearing" by contacting Sydney Collins, ODOT Assistant General Counsel and Administrative Procedures Rulemaking Liaison, at (405) 521-2685 or sbcollins@odot.org no later than 5:00 p.m. on November 15, 2024.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

N/A

COPIES OF PROPOSED RULES:

Copies of the proposed rules may be obtained from the Oklahoma Department of Transportation, Sydney Collins, Assistant General Counsel, 200 N.E. 21st Street, Oklahoma City, OK 73105 or a request for a copy of the rules can be sent electronically to sbcollins@odot.org.

RULE IMPACT STATEMENT:

Pursuant to 75 O.S., §303(D), a rule impact statement is being prepared and will be available after October 30, 2024, at the above address.

CONTACT PERSON:

Vicki Weiss, (405) 521-2685

[OAR Docket #24-1009; filed 9-25-24]

TITLE 730. DEPARTMENT OF TRANSPORTATION CHAPTER 30. HIGHWAY DESIGN

[OAR Docket #24-1012]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Appendix C. Schedule of Annual License Fees [NEW]

SUMMARY:

The proposed Appendix was amended and renumbered from Appendix C to Appendix A to comply with references in Title 730 Chapter 30.

AUTHORITY:

Oklahoma Department of Transportation; 69 O.S. §§ 301, 303, 304; 75 O.S., §§ 302, 309, et seq.

COMMENT PERIOD:

Persons wishing to present their comments or view in writing may do so before 5:00 p.m. on November 15, 2023, to Sydney Collins, ODOT Assistant General Counsel and Administrative Procedures Rulemaking Liaison, 200 N.E. 21st, Oklahoma City, OK 73105 or at sbcollins@odot.org.

PUBLIC HEARING:

A public hearing has not been scheduled; however, pursuant to 75 O.S., Section 303(B)(9), "persons may demand a hearing" by contacting Sydney Collins, ODOT Assistant General Counsel and Administrative Procedures Rulemaking Liaison, at (405) 521-2685 or sbcollins@odot.org no later than 5:00 p.m. on November 15, 2023.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

N/A

COPIES OF PROPOSED RULES:

Copies of the proposed rules may be obtained from the Oklahoma Department of Transportation, Sydney Collins, Assistant General Counsel, 200 N.E. 21st Street, Oklahoma City, OK 73105, or a request for a copy of the rules can be sent electronically to sbcollins@odot.org.

RULE IMPACT STATEMENT:

Pursuant to 75 O.S., §303(D), a rule impact statement is being prepared and will be available after October 30, 2024 at the above address.

CONTACT PERSON:

Vicki Weiss, (405) 521-2685

[OAR Docket #24-1012; filed 9-25-24]

Notices of Rulemaking Intent

TITLE 730. DEPARTMENT OF TRANSPORTATION CHAPTER 35. MAINTENANCE AND CONTROL OF STATE HIGHWAY SYSTEM

[OAR Docket #24-1011]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 1. Maintenance

730:35-1-11. Department maintenance within municipalities [AMENDED]

SUMMARY:

In 2023, ODOT amended the language in Title 730 to handle traffic signals and lighting maintenance when necessary. This section modifies language to conform with this change and make it consistent.

AUTHORITY:

Oklahoma Department of Transportation; 69 O.S. §§ 301, 301, 304; 75 O.S. §§ 302, 309 et seq.

COMMENT PERIOD:

Persons wishing to present their comments or views in writing may do so before 5:00 p.m. on November 15, 2024, to Sydney Collins, ODOT Assistant General Counsel and Administrative Procedures Rulemaking Liaison, 200 N.E. 21st, Oklahoma City, OK 73105, or at sbcollins@odot.org.

PUBLIC HEARING:

A public hearing has not been scheduled; however, pursuant to 75 O.S., Section 303(B)(9), "persons may demand a hearing" by contacting Sydney Collins, ODOT Assistant General Counsel and Administrative Procedures Rulemaking Liaison, at (405) 521-2685 or sbarrett@odot.org no later than 5:00 p.m. on November 15, 2024.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

N/A

COPIES OF PROPOSED RULES:

Copies of the proposed rules may be obtained from the Oklahoma Department of Transportation, Sydney Collins, Assistant General Counsel, 200 N.E. 21st Street, Oklahoma City, OK 73105, or a request for a copy of the rules can be sent electronically to sbcollins@odot.org.

RULE IMPACT STATEMENT:

Pursuant to 75 O.S., §303(D), a rule impact statement is being prepared and will be available after October 30, 2024, at the above address.

CONTACT PERSON:

Vicki Weiss, (405) 521-2685

[OAR Docket #24-1011; filed 9-25-24]

TITLE 730. DEPARTMENT OF TRANSPORTATION CHAPTER 50. SIZE AND WEIGHT PERMITS

[OAR Docket #24-1013]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 5. Size and Weight Permit Load

730:50-5-17. Certification of operators of escort vehicles for hire [AMENDED]

SUMMARY:

The University of Oklahoma College of Engineering, Architecture, and Technology (CEAT) is collaborating with the Oklahoma Department of Transportation (ODOT) to incorporate the materials testing and certification, LTAP, TTAP, and the Pilot Escort Certifications of ODOT within the Professional Development of the CEAT. The proposed rules allow for this partnership.

AUTHORITY:

Oklahoma Department of Transportation; 69 O.S. §§ 301, 303, 304; 75 O.S. §§ 302, 309, et seq.

Notices of Rulemaking Intent

COMMENT PERIOD:

Persons wishing to present their comments or views in writing may do so before 5:00 p.m. on November 15, 2023, to Sydney Collins, ODOT Assistant General Counsel and Administrative Procedures Rulemaking Liaison, 200 N.E. 21st, Oklahoma City, OK 73105, or at sbcollins@odot.org.

PUBLIC HEARING:

A public hearing has not been scheduled; however, pursuant to 75 O.S., Section 303(B)(9), "persons may demand a hearing" by contacting Sydney Collins, ODOT Assistant General Counsel and Administrative Procedures Rulemaking Liaison, at (405) 521-2685 or sbcollins@odot.org no later than 5:00 p.m. on November 15, 2023.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

N/A

COPIES OF PROPOSED RULES:

Copies of the proposed rules may be obtained from the Oklahoma Department of Transportation, Sydney Collins, Assistant General Counsel, 200 N.E. 21st Street, Oklahoma City, OK 73105, or a request for a copy of the rules can be sent electronically to sbcollins@odot.org.

RULE IMPACT STATEMENT:

Pursuant to 75 O.S., §303(D), a rule impact statement is being prepared and will be available after October 30, 2024, at the above address.

CONTACT PERSON:

Vicki Weiss, (405) 521-2685

[OAR Docket #24-1013; filed 9-25-24]

Submissions to Governor and Legislature

Within 10 calendar days after adoption by an agency of proposed PERMANENT rules, the agency must submit the rules to the Governor and the Legislature. A "statement" of such submission must subsequently be published by the agency in the *Register*

For additional information on submissions to the Governor/Legislature, see 75 O.S., Section 303.1 and 308.

TITLE 252. DEPARTMENT OF ENVIRONMENTAL QUALITY CHAPTER 100. AIR POLLUTION CONTROL

[OAR Docket #24-974]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

Appendix E. Primary Ambient Air Quality Standards [AMENDED]

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

September 12, 2024

[OAR Docket #24-974; filed 9-12-24]

TITLE 252. DEPARTMENT OF ENVIRONMENTAL QUALITY CHAPTER 100. AIR POLLUTION CONTROL

[OAR Docket #24-975]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

Subchapter 1. General Provisions

252:100-1-3. Definitions [AMENDED]

Subchapter 7. Permits for Minor Facilities

Part 9. PERMITS BY RULE

252:100-7-60. Permit by rule [AMENDED]

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

September 12, 2024

[OAR Docket #24-975; filed 9-12-24]

TITLE 435. STATE BOARD OF MEDICAL LICENSURE AND SUPERVISION CHAPTER 15. PHYSICIAN ASSISTANTS

[OAR Docket #24-1005]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

Subchapter 1. General Provisions

435:15-1-1.1. Definitions [AMENDED]

Subchapter 3. Licensure of Physician Assistants

435:15-3-1. Qualification; application [AMENDED]

435:15-3-13. ~~Supervising physician; alternatives~~ Delegating physician [AMENDED]

435:15-3-17. Continuing education ~~for renewal~~ requirements and audit [AMENDED]

435:15-3-19. Locum tenens [REVOKED]

Subchapter 5. Regulation of Practice

435:15-5-10. Prescriptions [AMENDED]

435:15-5-11. Discipline [AMENDED]

Submissions to Governor and Legislature

Subchapter 11. Prescriptive and Dispensing Authority

435:15-11-1. Prescriptive and dispensing authority [AMENDED]

435:15-11-2. Drug formulary [AMENDED]

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

September 20, 2024

[OAR Docket #24-1005; filed 9-20-24]

Executive Orders

As required by 75 O.S., Sections 255 and 256, Executive Orders issued by the Governor of Oklahoma are published in both the *Oklahoma Register* and the *Oklahoma Administrative Code*. Executive Orders are codified in Title 1 of the *Oklahoma Administrative Code*.

Pursuant to 75 O.S., Section 256(B)(3), "Executive Orders of previous gubernatorial administrations shall terminate ninety (90) alendar days following the inauguration of the next Governor unless otherwise terminated or continued during that time by Executive Order."

TITLE 1. EXECUTIVE ORDERS

1:2024-25.

EXECUTIVE ORDER 2024-25

I, J. Kevin Stitt, Governor of the State of Oklahoma, pursuant to the provisions of Section 3 of Article V of the Oklahoma Constitution, Sections 12 and 25 of Title 34 of the Oklahoma Statutes, and the referral by the Secretary of State, do hereby declare that State Question Number 832, Initiative Petition 446, be submitted to qualified electors of the State of Oklahoma for their approval or rejection at a special election to be held statewide on the primary election date of June 16, 2026.

The substance of the measure is as follows:

This measure amends the Oklahoma Minimum Wage Act ("OMWA") under the Oklahoma Statutes to increase the state minimum wage. Employers must pay employees at least \$9 per hour beginning in 2025, increasing \$1.50 annually for a final rate of \$15 per hour in 2029. Beginning in 2030 and continuing indefinitely, the minimum wage would automatically increase annually based on the increase in the cost of living, if any, as measured by the U.S. Department of Labor's Consumer Price Index for Urban Wage Earners and Clerical Workers; the minimum wage increase would continue with any successor agency or index. Such increase would also not require approval from Congress or the Oklahoma Legislature. This measure eliminates several exemptions in the current OMWA, including the exemptions for employers subject to the federal Fair Labor Standards Act; part-time employees; certain students and individuals under age 18; farm and agricultural workers; domestic service workers; newspaper vendors or carriers; and feedstore employees. Effectively, eliminating these exemptions results in current employees not covered by the OMWA now being entitled to the minimum wage. The measure also repeals title 40, section 197.5.

Federal and state employees will not be covered under the OMWA. Volunteers; employers with ten or fewer employees and grossing \$100,000 or less; some employees of carriers engaged in interstate commerce; employees working in a bona fide executive, administrative, or professional capacity; outside salesmen; and reserve deputy sheriffs will remain excluded from the OMWA's coverage. Because counties, municipalities, and school districts are not excluded, a fiscal impact on the State will result, possibly necessitating a revenue increase by new taxes or elimination of existing services. The measure would be effective the January 1, if approved, and would not apply retroactively.

Copies of this Executive Proclamation shall be delivered to the Secretary of State, the Speaker of the House of Representatives, the President Pro Tempore of the Senate, and the Secretary of the State Election Board, who shall cause this proclamation to be implemented as appropriate.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Oklahoma to be affixed at Oklahoma City, Oklahoma this 10th day of September, 2024.

BY THE GOVERNOR OF THE STATE OF OKLAHOMA

J. Kevin Stitt

ATTEST:

Josh Cockroft
Secretary of State

[OAR Docket #24-965; filed 9-10-24]

TITLE 1. EXECUTIVE ORDERS

1:2024-26.

EXECUTIVE ORDER 2024-26

WHEREAS, it is the paramount duty of the State of Oklahoma's families, educators, and policy makers to foster and uphold an environment conducive to the educational success of every Oklahoma child; and

WHEREAS, the proliferation of cell phones in schools--especially in classrooms hinders student learning potential and makes teaching more difficult; and

WHEREAS, the widespread use of cell phones and increased use of social media in schools seems to be linked to the evolving mental health crisis afflicting our young people; and

WHEREAS, educators, parents, students and researchers have expressed grave concerns over the proliferation of cell phones in schools; and

WHEREAS, my administration is duty-bound to act to safeguard our children's futures and chances to achieve the American Dream;

NOW THEREFORE, I, J. Kevin Stitt, Governor of the State of Oklahoma, pursuant to the power and authority vested in me by Sections 1 and 2 of Article VI of the Oklahoma Constitution, and to the fullest extent permitted by law, hereby challenge all school district superintendents to participate in the Oklahoma Phone-Free Schools Challenge ("Challenge"). The Challenge aims:

1. To inspire Oklahoma schools to adopt commonsense, cost neutral, phone-free classroom policies (including individualized exemptions for medical conditions and/or learning differences) as soon as practicable;
2. To encourage school district superintendents to work with families, students, and faculty to implement school-specific policies;
3. To foster district-specific conversations regarding the negative consequences associated with the proliferation of cell phones in schools; and
4. To create opportunities for families, educators, and policy makers to experiment with commonsense solutions to a real and worsening problem before the next legislative session.

Districts electing to participate in the Challenge should implement policies no later than Friday, November 29, 2024. Districts may share those policies with my administration via email at public.affairs@gov.ok.gov.

Policies shared with my administration by November 29, 2024, deadline shall inform a best practices report, which shall be provided to the Governor, the Speaker of the House of Representatives, and the President Pro Tempore of the Senate no later than January 3, 2025. The Secretary of Education, in conjunction with the Chief Health and Mental Health Advisor, and the Commissioner for the Oklahoma Department of Mental Health and Substance Abuse Services ("ODMHSAS"), shall prepare the report.

This Executive Order shall be distributed to the Speaker of the House of Representatives, the President Pro Tempore of the Senate, the Chairman of the House Common Education Committee, the Chairman of the House Public Health Committee, the Chairman of the Senate Education Committee, the Chairman of the Senate Health and Human Services Committee, the Secretary of Education, the Chief Health and Mental Health Advisor, the Commissioner of the ODMHSAS, and to the Superintendent of Public Instruction.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Oklahoma to be affixed at Oklahoma City, Oklahoma, this 11th day of September 2024.

BY THE GOVERNOR OF THE STATE OF OKLAHOMA

J. Kevin Stitt

ATTEST:

Josh Cockroft

Executive Orders

Secretary of State

[OAR Docket #24-967; filed 9-11-24]

Effective 11-1-24, "...all administrative rules promulgated by the Director of Human Services for the Office of the State Long-Term Care Ombudsman shall be transferred to and become a part of the administrative rules of the Office of the Attorney General. The Office of Administrative Rules in the Office of the Secretary of State shall provide adequate notice in "The Oklahoma Register" of the transfer of such rules and shall place the transferred rules under the Oklahoma Administrative Code title of the Office of the Attorney General. "[SB 1709 (2024)]. As directed, the Office of Administrative Rules will transfer and renumber Chapter 105, Subchapter 11, in the Department of Human Service's Title 340 [OAC 340:105-11-230 through 340:105-11-255] to a new Chapter 55 in the Attorney General's Title 75.

[OAR Docket #24-1015; filed 9-24-24]

Effective 11-1-24, "...all administrative rules promulgated by the Director of Human Services for the Office of Client Advocacy shall be transferred to and become a part of the administrative rules of the State Department of Health. The Office of Administrative Rules in the Office of the Secretary of State shall provide adequate notice in "The Oklahoma Register" of the transfer of such rules and shall place the transferred rules under the Oklahoma Administrative Code title of the State Department of Health. "[SB 1709 (2024)]. As directed, the Office of Administrative Rules will transfer and renumber Chapter 2, Subchapter 3, in the Department of Human Service's Title 340 [OAC 340:2-3-1 through 340:2-3-75] to a new Chapter 678 in the Oklahoma State Department of Health's Title 310.

[OAR Docket #24-1017; filed 9-24-24]