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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 475. OKLAHOMA STATE BUREAU OF NARCOTICS AND DANGEROUS DRUGS CONTROL CHAPTER 1. ADMINISTRATIVE OPERATIONS

[OAR Docket #23-732]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking.

PROPOSED RULES:

Subchapter 1. General Provisions

475:1-1-2. Definitions [NEW]

Subchapter 5. Administrative Actions

475:1-5-1. Purpose [AMENDED]

475:1-5-2. Burden of proof [AMENDED]

475:1-5-9. Report and record [AMENDED]

475:1-5-10. Final order [AMENDED]

475:1-5-11. Surrender of Registration in Lieu of
Administrative Action [AMENDED]

475:1-5-12. Service in Administrative Proceedings [NEW]

475:1-5-13. Request for Hearing and Default [NEW]

475:1-5-14. Discovery in Administrative Proceedings
[NEW]

SUMMARY:

The most recent legislative session made changes to statute that conflict with current existing rules. It was found necessary to make changes to existing rules to match statute. Additionally, confusion about administrative procedures exists. There was confusion on how service is to be provided to entities because some rural businesses do not receive mail at the location of the business. Furthermore, we did not have a discovery procedure outlined so registrants and their legal counsel were unsure what could be considered discoverable in administrative hearings. These changes should address all those and without these changes, administrative rules would be in conflict with statute as well as the administrative procedures would be inefficient and confusing.

The additions to subchapter 1 provide clarity to the registrants by adding definitions and clarifying existing definitions. The changes in subchapter 5 make the administrative rules match the statutory changes that were made during the most recent legislative session. An addition to the rules details what happens when a registrant does not make an appearance for a show cause. The agency will consider the failure to appear as a default. Another modification

clarifies who has the ability to surrender a registration. A final addition to subchapter 5 is a procedure for discovery during administrative hearings.

AUTHORITY:

The Director of the Oklahoma State Bureau of Narcotics and Dangerous Drugs Control; 63 O.S. §§ 2-301, 2-309H.

COMMENT PERIOD:

Persons wishing to present their views in writing may do so before 5 pm on November 2, 2023, at the following address: Office of the General Counsel, Oklahoma State Bureau of Narcotics and Dangerous Drugs Control, 419 NE 38th Terrace, Oklahoma City, OK 73105, or by email to public.comment@obn.ok.gov.

PUBLIC HEARING:

Pursuant to 75 O.S. § 303(A), the public hearing for the proposed rulemaking in this chapter shall be on November 2, 2023 at the Oklahoma State Capitol, 2300 N. Lincoln Boulevard, Oklahoma City, OK 73105 in Room 450 at 9:00 a.m. Anyone who wishes to speak must sign in at the door by 9:05 a.m.

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 before 5 pm on November 2, 2023, at the Oklahoma Bureau of Narcotics and Dangerous Drugs Control, 419 NE 38th Terrace, Oklahoma City, OK 73105, or by email to public.comment@obn.ok.gov.

COPIES OF PROPOSED RULES:

Copies of the proposed rule amendments may be obtained from the Oklahoma Bureau of Narcotics and Dangerous Drugs Control, 419 NE 38th Terrace, Oklahoma City, OK 73105, or on the OBND website <https://www.obndd.ok.gov/news-and-publications/public-notice>.

RULE IMPACT STATEMENT:

Pursuant to 75 O.S. §303(D), a rule impact statement will be prepared and may be obtained from the Oklahoma Bureau of Narcotics and Dangerous Drugs Control at the above address or on the agency website at <https://www.obndd.ok.gov/news-and-publications/public-notice>.

Notices of Rulemaking Intent

CONTACT PERSON:

Jessica McGuire, Manager, (405) 521-2885, or jmcguire@obn.ok.gov.

[OAR Docket #23-732; filed 9-8-23]

**TITLE 475. OKLAHOMA STATE BUREAU
OF NARCOTICS AND DANGEROUS DRUGS
CONTROL
CHAPTER 10. REQUIREMENTS FOR
REGISTRATION**

[OAR Docket #23-733]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking.

PROPOSED RULES:

- 475:10-1-4. Separate registration [AMENDED]
- 475:10-1-5. Exemptions of agents and employees [AMENDED]
- 475:10-1-9. Application for registration pursuant to Title 63 Okl.St. Ann § 2-302 [AMENDED]
- 475:10-1-10. Application notices for registration and re-registration [AMENDED]
- 475:10-1-12. Filing of application [AMENDED]
- 475:10-1-13. Acceptance of filing [AMENDED]
- 475:10-1-14. Additional information [AMENDED]
- 475:10-1-15. Amendments to and withdrawal of applications [AMENDED]
- 475:10-1-17. Applications for scientific research in Schedule I substances [AMENDED]
- 475:10-1-18. Certificate of Registration [AMENDED]
- 475:10-1-19. Surrender of certificate of registration [REVOKED]
- 475:10-1-20. Modification of registration [AMENDED]
- 475:10-1-21. Change to registrant details [AMENDED]
- 475:10-1-22. Termination of registration [AMENDED]

SUMMARY:

The most recent legislative session made changes to statute that conflict with current existing rules. It was found necessary to make changes to existing rules to match statute. Additionally, confusion existed on who can surrender a registration and withdraw an application. The most confusion, that can result in non-compliance, deals with medical marijuana businesses being able to transfer their occupational license but not their OBN. These changes should address all those and without these changes administrative rules would be in conflict with statute as well as the rules would be inefficient and confusing. The confusion could result in noncompliance and administrative and possible criminal charges for the registrants. Additionally, licensing boards have made changes to their administrative codes and this updates those references.

The rules make changes to the registration requirements including removing staff physicians from the list of exempted agents and employees; updating how registrations can be applied for; and clarifying when and how to update a

registration. The changes also remove the requirement to surrender the certificate. The addition to and modification of some rules provides more clarity on warehousing requirements and ownership changes. Finally, there are changes that update rules to match statute due to statutory changes that occurred during the most recent legislative session. Some of those changes include limiting the number of medical marijuana grows that can exist at one location and what steps to take upon an ownership or business name change.

AUTHORITY:

The Director of the Oklahoma State Bureau of Narcotics and Dangerous Drugs Control; 63 O.S. §§ 2-301, 2-309H.

COMMENT PERIOD:

Persons wishing to present their views in writing may do so before 5 pm on November 2, 2023, at the following address: Office of the General Counsel, Oklahoma State Bureau of Narcotics and Dangerous Drugs Control, 419 NE 38th Terrace, Oklahoma City, OK 73105, or by email to public.comment@obn.ok.gov.

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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 before 5 pm on November 2, 2023, at the Oklahoma Bureau of Narcotics and Dangerous Drugs Control, 419 NE 38th Terrace, Oklahoma City, OK 73105, or by email to public.comment@obn.ok.gov.

COPIES OF PROPOSED RULES:

Copies of the proposed rule amendments may be obtained from the Oklahoma Bureau of Narcotics and Dangerous Drugs Control, 419 NE 38th Terrace, Oklahoma City, OK 73105, or on the OBND D website <https://www.obndd.ok.gov/news-and-publications/public-notice>.

RULE IMPACT STATEMENT:

Pursuant to 75 O.S. §303(D), a rule impact statement will be prepared and may be obtained from the Oklahoma Bureau of Narcotics and Dangerous Drugs Control at the above address or on the agency website at <https://www.obndd.ok.gov/news-and-publications/public-notice>.

CONTACT PERSON:

Jessica McGuire, Manager, (405) 521-2885, or jmcguire@obn.ok.gov.

[OAR Docket #23-733; filed 9-8-23]

**TITLE 475. OKLAHOMA STATE BUREAU OF NARCOTICS AND DANGEROUS DRUGS CONTROL
CHAPTER 15. IMMINENT DANGER SUSPENSION**

[OAR Docket #23-734]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking.

PROPOSED RULES:

475:15-1-2. Immediate suspension of registration [AMENDED]

475:15-1-3. ~~Hearing Process~~ following immediate suspension [AMENDED]

SUMMARY:

Statute was changed and now conflict exists in administrative rules. It was found that changes need to be adopted to eliminate the conflict quickly and reduce the amount of confusions that exists because of the conflict.

The rule changes modify when the hearing must be held after an immediate suspension of a registration. The change now puts rule in alignment with statute.

AUTHORITY:

The Director of the Oklahoma State Bureau of Narcotics and Dangerous Drugs Control; 63 O.S. §§ 2-301, 2-309H.

COMMENT PERIOD:

Persons wishing to present their views in writing may do so before 5 pm on November 2, 2023, at the following address: Office of the General Counsel, Oklahoma State Bureau of Narcotics and Dangerous Drugs Control, 419 NE 38th Terrace, Oklahoma City, OK 73105, or by email to public.comment@obn.ok.gov.

PUBLIC HEARING:

Pursuant to 75 O.S. § 303(A), the public hearing for the proposed rulemaking in this chapter shall be on November 2, 2023 at the Oklahoma State Capitol, 2300 N. Lincoln Boulevard, Oklahoma City, OK 73105 in Room 450 at 9:00 a.m. Anyone who wishes to speak must sign in at the door by 9:05 a.m.

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 before 5 pm on November 2, 2023, at the Oklahoma Bureau of Narcotics and Dangerous Drugs Control, 419 NE 38th Terrace, Oklahoma City, OK 73105, or by email to public.comment@obn.ok.gov.

COPIES OF PROPOSED RULES:

Copies of the proposed rule amendments may be obtained from the Oklahoma Bureau of Narcotics and Dangerous Drugs Control, 419 NE 38th Terrace,

Oklahoma City, OK 73105, or on the OBND website <https://www.obndd.ok.gov/news-and-publications/public-notice>.

RULE IMPACT STATEMENT:

Pursuant to 75 O.S. §303(D), a rule impact statement will be prepared and may be obtained from the Oklahoma Bureau of Narcotics and Dangerous Drugs Control at the above address or on the agency website at <https://www.obndd.ok.gov/news-and-publications/public-notice>.

CONTACT PERSON:

Jessica McGuire, Manager, (405) 521-2885, or jmcguire@obn.ok.gov.

[OAR Docket #23-734; filed 9-8-23]

**TITLE 475. OKLAHOMA STATE BUREAU OF NARCOTICS AND DANGEROUS DRUGS CONTROL
CHAPTER 20. SECURITY REQUIREMENTS FOR PHARMACEUTICAL REGISTRANTS**

[OAR Docket #23-735]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking.

PROPOSED RULES:

475:20-1-3. Physical security controls for nonpractitioners; storage areas [AMENDED]

475:20-1-4. Physical security controls for nonpractitioners; manufacturing areas [AMENDED]

475:20-1-5. Other security controls for nonpractitioner registrants [AMENDED]

475:20-1-8. Other security controls for registrants [AMENDED]

SUMMARY:

We have received reports of loss of medical marijuana from dispensaries and upon inspection by agents, we found that medical marijuana is oftentimes stored in unsecure containers. In order to prevent diversion of controlled substances and protect public safety, we have made changes to the security requirements for storing medical marijuana.

The rule amendments provide more information on security requirements to help guard against theft and diversion. It also adds more information on how registrants can ensure they are adhering to the criminal history requirements of themselves and their employees.

AUTHORITY:

The Director of the Oklahoma State Bureau of Narcotics and Dangerous Drugs Control; 63 O.S. §§ 2-301, 2-309H.

COMMENT PERIOD:

Persons wishing to present their views in writing may do so before 5 pm on November 2, 2023, at the following address: Office of the General Counsel, Oklahoma State Bureau of Narcotics and Dangerous Drugs Control, 419 NE 38th Terrace, Oklahoma City, OK 73105, or by email to public.comment@obn.ok.gov.

Notices of Rulemaking Intent

PUBLIC HEARING:

Pursuant to 75 O.S. § 303(A), the public hearing for the proposed rulemaking in this chapter shall be on November 2, 2023 at the Oklahoma State Capitol, 2300 N. Lincoln Boulevard, Oklahoma City, OK 73105 in Room 450 at 9:00 a.m. Anyone who wishes to speak must sign in at the door by 9:05 a.m.

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 before 5 pm on November 2, 2023, at the Oklahoma Bureau of Narcotics and Dangerous Drugs Control, 419 NE 38th Terrace, Oklahoma City, OK 73105, or by email to public.comment@obn.ok.gov.

COPIES OF PROPOSED RULES:

Copies of the proposed rule amendments may be obtained from the Oklahoma Bureau of Narcotics and Dangerous Drugs Control, 419 NE 38th Terrace, Oklahoma City, OK 73105, or on the OBND website <https://www.obndd.ok.gov/news-and-publications/public-notice>.

RULE IMPACT STATEMENT:

Pursuant to 75 O.S. §303(D), a rule impact statement will be prepared and may be obtained from the Oklahoma Bureau of Narcotics and Dangerous Drugs Control at the above address or on the agency website at <https://www.obndd.ok.gov/news-and-publications/public-notice>.

CONTACT PERSON:

Jessica McGuire, Manager, (405) 521-2885, or jmcguire@obn.ok.gov.

[OAR Docket #23-735; filed 9-8-23]

TITLE 475. OKLAHOMA STATE BUREAU OF NARCOTICS AND DANGEROUS DRUGS CONTROL

CHAPTER 25. RECORDS AND REPORTS OF PHARMACEUTICAL REGISTRANTS

[OAR Docket #23-736]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking.

PROPOSED RULES:

- 475:25-1-2. General information [AMENDED]
- 475:25-1-3. Persons required to keep records and file reports [AMENDED]
- 475:25-1-5. General requirements for inventories [AMENDED]
- 475:25-1-9. Inventories of manufacturers [AMENDED]

475:25-1-10. Inventories of distributors [AMENDED]

475:25-1-20. Reports for manufacturers and distributors [AMENDED]

SUMMARY:

The current administrative code references are no longer correct and registrants are being confused by what they need to do to comply with all the rules and regulations.

The rule amendments change references to administrative code for medical marijuana registrants. The OMMA administrative code changes title numbers and places that refer to their rules were no longer correct. The changes also specify which employment records need to be kept onsite.

AUTHORITY:

The Director of the Oklahoma State Bureau of Narcotics and Dangerous Drugs Control; 63 O.S. §§ 2-301, 2-309H.

COMMENT PERIOD:

Persons wishing to present their views in writing may do so before 5 pm on November 2, 2023, at the following address: Office of the General Counsel, Oklahoma State Bureau of Narcotics and Dangerous Drugs Control, 419 NE 38th Terrace, Oklahoma City, OK 73105, or by email to public.comment@obn.ok.gov.

PUBLIC HEARING:

Pursuant to 75 O.S. § 303(A), the public hearing for the proposed rulemaking in this chapter shall be on November 2, 2023 at the Oklahoma State Capitol, 2300 N. Lincoln Boulevard, Oklahoma City, OK 73105 in Room 450 at 9:00 a.m. Anyone who wishes to speak must sign in at the door by 9:05 a.m.

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 before 5 pm on November 2, 2023, at the Oklahoma Bureau of Narcotics and Dangerous Drugs Control, 419 NE 38th Terrace, Oklahoma City, OK 73105, or by email to public.comment@obn.ok.gov.

COPIES OF PROPOSED RULES:

Copies of the proposed rule amendments may be obtained from the Oklahoma Bureau of Narcotics and Dangerous Drugs Control, 419 NE 38th Terrace, Oklahoma City, OK 73105, or on the OBND website <https://www.obndd.ok.gov/news-and-publications/public-notice>.

RULE IMPACT STATEMENT:

Pursuant to 75 O.S. §303(D), a rule impact statement will be prepared and may be obtained from the Oklahoma Bureau of Narcotics and Dangerous Drugs Control at the above address or on the agency website at <https://www.obndd.ok.gov/news-and-publications/public-notice>.

CONTACT PERSON:

Jessica McGuire, Manager, (405) 521-2885, or jmcguire@obn.ok.gov.

[OAR Docket #23-736; filed 9-8-23]

**TITLE 475. OKLAHOMA STATE BUREAU OF NARCOTICS AND DANGEROUS DRUGS CONTROL
CHAPTER 30. LABELING REQUIREMENTS**

[OAR Docket #23-737]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking.

PROPOSED RULES:

- 475:30-1-1. Purpose [AMENDED]
- 475:30-1-2. Persons entitled to issue prescriptions [AMENDED]
- 475:30-1-4. Manner of issuance of prescriptions [AMENDED]
- 475:30-1-10. Requirements of prescriptions for controlled dangerous substances listed in Schedules III and IV [AMENDED]
- 475:30-1-13. Requirements of prescriptions for controlled dangerous substances listed in Schedule V [AMENDED]

SUMMARY:

We have received several questions from practitioners about how to issue prescriptions if they are under the OBN and DEA registration of the hospital. The current rules were amended so practitioners could issue prescriptions properly and patients could continue to receive their medications. The amendments clarify how practitioners exempted from registration are required to issue prescriptions.

AUTHORITY:

The Director of the Oklahoma State Bureau of Narcotics and Dangerous Drugs Control; 63 O.S. §§ 2-301, 2-309H.

COMMENT PERIOD:

Persons wishing to present their views in writing may do so before 5 pm on November 2, 2023, at the following address: Office of the General Counsel, Oklahoma State Bureau of Narcotics and Dangerous Drugs Control, 419 NE 38th Terrace, Oklahoma City, OK 73105, or by email to public.comment@obn.ok.gov.

PUBLIC HEARING:

Pursuant to 75 O.S. § 303(A), the public hearing for the proposed rulemaking in this chapter shall be on November 2, 2023, at the Oklahoma State Capitol, 2300 N. Lincoln Boulevard, Oklahoma City, OK 73105 in Room 450 at 9:00 a.m. Anyone who wishes to speak must sign in at the door by 9:05 a.m.

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 before 5 pm on November 2, 2023, at the Oklahoma Bureau of Narcotics and Dangerous Drugs Control, 419 NE 38th Terrace, Oklahoma City, OK 73105, or by email to public.comment@obn.ok.gov.

COPIES OF PROPOSED RULES:

Copies of the proposed rule amendments may be obtained from the Oklahoma Bureau of Narcotics and Dangerous Drugs Control, 419 NE 38th Terrace, Oklahoma City, OK 73105, or on the OBNDD website <https://www.obnndd.ok.gov/news-and-publications/public-notice>.

RULE IMPACT STATEMENT:

Pursuant to 75 O.S. §303(D), a rule impact statement will be prepared and may be obtained from the Oklahoma Bureau of Narcotics and Dangerous Drugs Control at the above address or on the agency website at <https://www.obnndd.ok.gov/news-and-publications/public-notice>.

CONTACT PERSON:

Jessica McGuire, Manager, (405) 521-2885, or jmcguire@obn.ok.gov.

[OAR Docket #23-737; filed 9-8-23]

**TITLE 475. OKLAHOMA STATE BUREAU OF NARCOTICS AND DANGEROUS DRUGS CONTROL
CHAPTER 35. TRANSFER AND DISPOSAL OF CONTROLLED DANGEROUS DRUGS FOR PHARMACEUTICAL REGISTRANTS**

[OAR Docket #23-738]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking.

PROPOSED RULES:

- 475:35-1-3. Distribution upon discontinuance or transfer of business [AMENDED]

SUMMARY:

The Oklahoma Medical Marijuana Authority made changes to its administrative codes, and this updates those references. There has also been a lot of confusion about what happens to controlled substances when someone discontinues business. We have seen medical marijuana left at a location after the business was closed and we have seen people transfer the marijuana to unregistered individuals. This is not authorized and opens the door to diversion. The rule amendment provides further clarity as to how transfers of controlled substances can occur.

AUTHORITY:

The Director of the Oklahoma State Bureau of Narcotics and Dangerous Drugs Control; 63 O.S. §§ 2-301, 2-309H.

COMMENT PERIOD:

Persons wishing to present their views in writing may do so before 5 pm on November 2, 2023, at the following

Notices of Rulemaking Intent

address: Office of the General Counsel, Oklahoma State Bureau of Narcotics and Dangerous Drugs Control, 419 NE 38th Terrace, Oklahoma City, OK 73105, or by email to public.comment@obn.ok.gov.

PUBLIC HEARING:

Pursuant to 75 O.S. § 303(A), the public hearing for the proposed rulemaking in this chapter shall be on November 2, 2023 at the Oklahoma State Capitol, 2300 N. Lincoln Boulevard, Oklahoma City, OK 73105 in Room 450 at 9:00 a.m. Anyone who wishes to speak must sign in at the door by 9:05 a.m.

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 before 5 pm on November 2, 2023, at the Oklahoma Bureau of Narcotics and Dangerous Drugs Control, 419 NE 38th Terrace, Oklahoma City, OK 73105, or by email to public.comment@obn.ok.gov.

COPIES OF PROPOSED RULES:

Copies of the proposed rule amendments may be obtained from the Oklahoma Bureau of Narcotics and Dangerous Drugs Control, 419 NE 38th Terrace, Oklahoma City, OK 73105, or on the OBND website <https://www.obndd.ok.gov/news-and-publications/public-notices>.

RULE IMPACT STATEMENT:

Pursuant to 75 O.S. §303(D), a rule impact statement will be prepared and may be obtained from the Oklahoma Bureau of Narcotics and Dangerous Drugs Control at the above address or on the agency website at <https://www.obndd.ok.gov/news-and-publications/public-notices>.

CONTACT PERSON:

Jessica McGuire, Manager, (405) 521-2885, or jmcguire@obn.ok.gov.

[OAR Docket #23-738; filed 9-8-23]

TITLE 475. OKLAHOMA STATE BUREAU OF NARCOTICS AND DANGEROUS DRUGS CONTROL

CHAPTER 40. ENFORCEMENT AND ADMINISTRATIVE INSPECTIONS

[OAR Docket #23-739]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking.

PROPOSED RULES:

475:40-1-2. Authority to make inspections [AMENDED]

SUMMARY:

The Oklahoma Medical Marijuana Authority made changes to its administrative codes, and this updates those references.

The rule amendment updates the administrative reference for medical marijuana registrants due to the Oklahoma Medical Marijuana Authority changing its administrative code title. It also provides further clarity on what additional documents can be inspected.

AUTHORITY:

The Director of the Oklahoma State Bureau of Narcotics and Dangerous Drugs Control; 63 O.S. §§ 2-301, 2-309H.

COMMENT PERIOD:

Persons wishing to present their views in writing may do so before 5 pm on November 2, 2023, at the following address: Office of the General Counsel, Oklahoma State Bureau of Narcotics and Dangerous Drugs Control, 419 NE 38th Terrace, Oklahoma City, OK 73105, or by email to public.comment@obn.ok.gov.

PUBLIC HEARING:

Pursuant to 75 O.S. § 303(A), the public hearing for the proposed rulemaking in this chapter shall be on November 2, 2023 at the Oklahoma State Capitol, 2300 N. Lincoln Boulevard, Oklahoma City, OK 73105 in Room 450 at 9:00 a.m. Anyone who wishes to speak must sign in at the door by 9:05 a.m.

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 before 5 pm on November 2, 2023, at the Oklahoma Bureau of Narcotics and Dangerous Drugs Control, 419 NE 38th Terrace, Oklahoma City, OK 73105, or by email to public.comment@obn.ok.gov.

COPIES OF PROPOSED RULES:

Copies of the proposed rule amendments may be obtained from the Oklahoma Bureau of Narcotics and Dangerous Drugs Control, 419 NE 38th Terrace, Oklahoma City, OK 73105, or on the OBND website <https://www.obndd.ok.gov/news-and-publications/public-notices>.

RULE IMPACT STATEMENT:

Pursuant to 75 O.S. §303(D), a rule impact statement will be prepared and may be obtained from the Oklahoma Bureau of Narcotics and Dangerous Drugs Control at the above address or on the agency website at <https://www.obndd.ok.gov/news-and-publications/public-notices>.

CONTACT PERSON:

Jessica McGuire, Manager, (405) 521-2885, or jmcguire@obn.ok.gov.

[OAR Docket #23-739; filed 9-8-23]

**TITLE 475. OKLAHOMA STATE BUREAU OF NARCOTICS AND DANGEROUS DRUGS CONTROL
CHAPTER 45. OKLAHOMA CONTROL REPORTING REQUIREMENTS**

[OAR Docket #23-740]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking.

PROPOSED RULES:

475:45-1-6. Failure to report [AMENDED]

SUMMARY:

The statute was changed and now conflict exists in administrative rules. It was found that emergency changes need to be adopted to eliminate the conflict quickly and reduce the amount of confusion that exists because of the conflict. The rule amendment aligns rule with statute. It updates the administrative fine from \$2,000 to \$5,000 per violation as specified in statute.

AUTHORITY:

The Director of the Oklahoma State Bureau of Narcotics and Dangerous Drugs Control; 63 O.S. §§ 2-301, 2-309H.

COMMENT PERIOD:

Persons wishing to present their views in writing may do so before 5 pm on November 2, 2023, at the following address: Office of the General Counsel, Oklahoma State Bureau of Narcotics and Dangerous Drugs Control, 419 NE 38th Terrace, Oklahoma City, OK 73105, or by email to public.comment@obn.ok.gov.

PUBLIC HEARING:

Pursuant to 75 O.S. § 303(A), the public hearing for the proposed rulemaking in this chapter shall be on November 2, 2023 at the Oklahoma State Capitol, 2300 N. Lincoln

Boulevard, Oklahoma City, OK 73105 in Room 450 at 9:00 a.m. Anyone who wishes to speak must sign in at the door by 9:05 a.m.

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 before 5 pm on November 2, 2023, at the Oklahoma Bureau of Narcotics and Dangerous Drugs Control, 419 NE 38th Terrace, Oklahoma City, OK 73105, or by email to public.comment@obn.ok.gov.

COPIES OF PROPOSED RULES:

Copies of the proposed rule amendments may be obtained from the Oklahoma Bureau of Narcotics and Dangerous Drugs Control, 419 NE 38th Terrace, Oklahoma City, OK 73105, or on the OBND D website <https://www.obndd.ok.gov/news-and-publications/public-notices>.

RULE IMPACT STATEMENT:

Pursuant to 75 O.S. §303(D), a rule impact statement will be prepared and may be obtained from the Oklahoma Bureau of Narcotics and Dangerous Drugs Control at the above address or on the agency website at <https://www.obndd.ok.gov/news-and-publications/public-notices>.

CONTACT PERSON:

Jessica McGuire, Manager, (405) 521-2885, or jmcguire@obn.ok.gov.

[OAR Docket #23-740; filed 9-8-23]

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) calendar days following the inauguration of the next Governor unless otherwise terminated or continued during that time by Executive Order."

TITLE 1. EXECUTIVE ORDERS

1:2023-8.

AMENDED EXECUTIVE ORDER 2023-8

I, J. Kevin Stitt, Governor of the State of Oklahoma, pursuant to the authority vested in me by the Executive Branch Reform Act of 1986, hereby create the Cabinet System. Pursuant to Section 10.3 of Title 74 of the Oklahoma Statutes, it is hereby ordered:

The Cabinet shall be comprised of the following Secretaries:

1. Secretary of Agriculture;
2. Secretary of Budget;
3. Secretary of Commerce;
4. Secretary of Education;
5. Secretary of Energy and Environment;
6. Secretary of Health and Mental Health;
7. Secretary of Human Services;
8. Secretary of Licensing and Regulation;
9. Secretary of Operations and Government Efficiency;
10. Secretary of Public Safety;
11. Secretary of State;
12. Secretary of Tourism, Wildlife, and Heritage;
13. Secretary of Transportation;
14. Secretary of Veterans Affairs and Military; and
15. Secretary of Workforce and Economic Development

The Secretary of Agriculture shall be responsible for the following executive entities or their successors:

Boll Weevil Eradication Organization

Department of Agriculture, Food, and Forestry

Interstate Compact Committee on Licensure of Participants in Live Horse Racing with Pari-mutual Wagering

Oklahoma Agriculture Mediation Program, Inc

Oklahoma Conservation Commission

Oklahoma Horse Racing Commission

South Central Interstate Wildland Fire Protection Compact Advisory Committee

State Board of Agriculture

State Board of Veterinary Medical Examiners

State Geographic Information Council

The **Secretary of Budget** shall be responsible for the following executive entities or their successors:

Board of Trustees College Savings Plan

Building Bonds Commission

Cash Management and Investment Oversight Commission

Council of Bond Oversight

Long Range Capital Planning Commission

Office of the State Treasurer

Oklahoma Firefighters Pension & Retirement System Board of Trustees

Oklahoma Firefighters Pension & Retirement System

Oklahoma Law Enforcement Retirement System

Oklahoma Law Enforcement Retirement System Board

Oklahoma Police Pension and Retirement

Executive Orders

Oklahoma Police Pension and Retirement System Board of Trustees

Oklahoma Public Employees Retirement System

Oklahoma Public Employees Retirement System Board of Trustees

Oklahoma State Pension Commission

Oklahoma Tax Commission

State Auditor and Inspector

State Commission on Revenue Apportionment Evaluation

Streamlined Sales and Use Tax Agreement

Teachers' Retirement System of Oklahoma

Teachers' Retirement System of Oklahoma Trustees

The **Secretary of Commerce** shall be responsible for the following executive entities or their successors:

Advisory Council on Workers' Compensation

Capital Investment Board

Center for Rural Development

Chief International Protocol Office

Citizen's Advisory Committee

Commission on the Status of Women

Governor's Council on Science and Innovation

Historical Preservation and Landmark Board of Review

Kiamichi Economic Development District of Oklahoma (KEDD)

Mid-South Industrial Authority

Midwestern Oklahoma Development Authority

Multiple Injury Trust Fund

Oklahoma Census 2020 Complete Count Committee

Oklahoma Center for the Advancement of Science and Technology

Oklahoma Department of Commerce

Oklahoma Development Finance Authority

Oklahoma Housing Finance Agency

Oklahoma Housing Finance Agency Board of Trustees

Oklahoma Industrial Finance Authority

Oklahoma Ordnance Works Authority

Oklahoma Real Estate Contract Form Committee

Oklahoma Space Industry Development Authority

Oklahoma Space Industry Development Authority Board

Oklahoma Workers' Compensation Commission

Physician Advisory Committee

Professional Responsibility Tribunal

Rural Action Partnership Program

Rural Action Partnership Program Advisory Team

Rural Area Development Task Force

South Western Oklahoma Development Authority (SWODA)

Southern Oklahoma Development Association (SODA)

The **Secretary of Education** shall be responsible for the following executive entities or their successors:

Advisory Committee to the Municipal Clerks and Treasurers Division of the Oklahoma

Archeological Survey Advisory Board

Commission on County Government Personnel Education and Training

Dyslexia Teacher Training Pilot Program Advisory Committee

Educational Quality and Accountability Commission

Experimental Program to Stimulate Competitive Research Advisory Committee (EPSCOR)

Governor's Science, Technology, Engineering, and Math (STEM) Council

Industry Advisory Committee (Agriculture)

Office of Educational Quality and Accountability	State Board of Career Technology and Education
Oklahoma Advisory Council on Indian Education	State Board of Education
Oklahoma Agricultural Experiment Station	State Department of Education
Oklahoma Archeological Survey	State Library Board
Oklahoma Archives and Records Commission	State Textbook Committee
Oklahoma Biological Survey	Statewide Virtual Charter School Board
Oklahoma Board of Private Vocational Schools	The Education Commission of the States
Oklahoma Board on Geographic Names	The Secretary of Energy and Environment shall be responsible for the following executive entities or their successors:
Oklahoma Department of Career and Technology Education (CareerTech)	Air Quality Advisory Council
Oklahoma Department of Libraries	Arkansas-Louisiana-Oklahoma-Texas Red River Compact Commission
Oklahoma Educational Television Authority	Arkansas-Oklahoma Arkansas River Compact Commission
Oklahoma Historical Records Advisory Board	Canadian River Commission
Oklahoma School for the Visual and Performing Arts	Central Interstate Low-Level Radioactive Waste Compact Commission
Oklahoma School for the Visual and Performing Arts Board of Trustees	Commissioners of the Land Office
Oklahoma School of Science and Mathematics	Committee for Sustaining Oklahoma's Energy Resources
Oklahoma School of Science and Mathematics Board of Trustees	Department of Environmental Quality
Oklahoma Science and Technology Research and Development Board (OSTRAD)	Department of Environmental Quality Board
Oklahoma State Council for Educational Opportunity for Military Children	Department of Mines
Oklahoma State Regents for Higher Education	Grand River Dam Authority
Oklahoma Student Loan Authority	Grand River Dam Authority Board of Directors
OSU Oklahoma Cooperative Extension Service	Hazardous Waste Management Advisory Council
Out-of-Schooltime Task Force	Interstate Mining Compact Commission
School and County Funds Management Commission	Interstate Oil Compact Commission
School Finance Review Commission	Investment Committee for the Land Office
School Health Coordinators Pilot Program Steering Committee	Kansas-Oklahoma Arkansas River Commission
Southern Regional Education Board	Northeast Oklahoma Public Facilities Authority
	Oklahoma Corporation Commission

Executive Orders

Oklahoma Energy Initiative	Department of Mental Health and Substance Abuse Services Board
Oklahoma Energy Initiative Board	Forensic Review Board
Oklahoma Energy Resources Board	Health Care Information Advisory Committee
Oklahoma Geological Survey	Health Information Infrastructure Advisory Board
Oklahoma Hazardous Materials Emergency Response Commission	Helping Every Life and Parent Task Force
Oklahoma Liquefied Petroleum Gas Board	Home Care, Hospice, and Palliative Care Advisory Council
Oklahoma Mining Commission	Infant and Children's Health Advisory Council
Oklahoma Municipal Power Authority	Interstate Advisory Health Care Commission
Oklahoma Water Resources Board	Long-Term Care Facility Advisory Board
Radiation Management Advisory Council	Medicaid Drug Utilization Review Board
Solid Waste Advisory Council	Medical Advisory Committee (MAC)
Southern States Energy Compact Board	Oklahoma Catastrophic Health Emergency Planning Task Force
Storage Tank Advisory Council	Oklahoma Food Service Advisory Council
The Energy Council	Oklahoma Health Care Authority
Water for 2060 Advisory Council	Oklahoma Health Care Authority Board
Water Quality Management Advisory Council	Oklahoma Health Information Exchange Trust (OHIET)
Well Drillers and Pump Installers Advisory Council	Oklahoma Health Research Committee
The Secretary of Health and Mental Health shall be responsible for the following executive entities or their successors:	Oklahoma Hospital Advisory Committee
Advancement of Wellness Advisory Council	Oklahoma Hospital Advisory Council
Alzheimer's Research Advisory Council	Oklahoma Long-Term Care Services and Supports Advisory Committee
Anatomical Board of the State of Oklahoma	Oklahoma Nursing Facility Funding Advisory Committee
Board of Directors of the Tobacco Settlement Endowment Trust Fund	Oklahoma Opioid Abatement Board
Board of the Investors of the Tobacco Settlement Endowment Trust Fund	Oklahoma State Board of Health
Community Hospitals Authority	Oklahoma State University Medical Authority and Trust
Consumer Protection Licensing Advisory Council	Oklahoma Suicide Prevention Council
Department of Mental Health and Substance Abuse Services	Sanitarian & Environmental Specialist Registration Advisory Council
	Self-Directed Services Program Committee

State Department of Health

Tobacco Settlement Endowment Trust Fund

Trauma and Emergency Response Advisory Council

University Hospitals Authority and Trust

The **Secretary of Human Services** shall be responsible for the following executive entities or their successors:

Board of Child Abuse Examination

Board of Juvenile Affairs

Child Abuse Prevention Training and Coordination Council

Child Death Review Board

Children of Incarcerated Parents

Committee of Blind Vendors

Department of Human Services

Developmental Disabilities Council of Oklahoma

Governor's Advisory Committee on Employment of People with Disabilities

Governor's Advisory Committee to the Office of Disability Concerns

Group Homes for Persons with Developmental or Physical Disabilities Advisory Board

Interagency Coordinating Council for Coordination of Efforts for Prevention of Adolescent Pregnancy and Sexually Transmitted Diseases

Interagency Coordination Council for Early Childhood Intervention

Interstate Commission for Juveniles

Interstate Commission for the Placement of Children

J.D. McCarty Center for Children with Developmental Disabilities

Multidisciplinary Teams Coordination

Office of Disability Concerns

Office of Juvenile Affairs

Oklahoma Cerebral Palsy Commission

Oklahoma Commission on Children and Youth

Oklahoma Community Service Commission

Oklahoma Department of Rehabilitation Services

Oklahoma Department of Rehabilitation Services Commission

Oklahoma Partnership for School Readiness Board

Oklahoma Rehabilitation Council

Oklahoma School for the Blind

Oklahoma School for the Deaf

Oklahoma State Council on Aging

Oklahoma Statewide Independent Living Council

Post Adjudication Review Advisory Board

Residents and Family State Council

Santa Claus Commission

State Advisory Group on Juvenile Justice and Delinquency Prevention

State Council for Interstate Juvenile Supervision

Vulnerable Adult Intervention Task Force

The **Secretary of Licensing and Regulation** shall be responsible for the following executive entities or their successors:

Advisory Board on Massage Therapy

Advisory Committee on Dietetic Registration

Advisory Committee on Orthotics and Prosthetics

Advisory Committee on Pedorthics

Advisory Committee on Registered Electrologists

Alarm, Locksmith and Fire Sprinkler Industry Committee

Alternative Fuels Advisory Committee (*i.e.*, Alternative Fuels Technician Examiners and Board)

Athletic Trainer Advisory Committee

Board of Behavioral Health Licensure

Executive Orders

Board of Chiropractic Examiners

Board of Directors of the Oklahoma Individual Health Insurance Market Stabilization Program

Board of Examiners for Speech-Language Pathology and Audiology

Board of Examiners in Optometry

Board of Governors of the Licensed Architects, Landscape Architects, and Registered Interior Designers of Oklahoma

Board of Pharmacy

Certified Registered Nurse Anesthetist (CRNA) Formulary Advisory Council

Commission on Consumer Credit

Committee of Electrical Examiners

Committee of Home Inspector Examiners

Committee of Mechanical Examiners

Committee of Plumbing Examiners

Committee of Roofing Examiners

Compressed Natural Gas

Construction Industries Board

Consumer Credit Advisory Committee

Department of Consumer Credit

Department of Labor

Department of Securities

Electrical Hearing Board

Electrical Installation Code Variance and Appeals Board

Elevator Inspection Bureau

Formulary Advisory Council

Health Care for the Uninsured Board

Individual Self-Insurance Guaranty Fund Board

Inspector Examiners Committee

Insurance Advisory Board

Interstate Compact Commission for Medical Licensure

Manufactured Home Advisory Committee

Mechanical Hearing Board

Mechanical Installation Code Variance & Appeals Board

Music Therapy Committee

Occupational Licensing Advisory Commission

Occupational Therapy Advisory Committee

Oklahoma Abstractors Board

Oklahoma Accountancy Board

Oklahoma Board of Dentistry

Oklahoma Board of Licensed Alcohol and Drug Counselors

Oklahoma Board of Nursing

Oklahoma Funeral Board

Oklahoma Insurance Department

Oklahoma Motor Vehicle Commission

Oklahoma Real Estate Commission

Oklahoma Securities Commission

Oklahoma Small Employer Health Reinsurance Program Board

Oklahoma State Athletic Commission

Oklahoma State Banking Department

Oklahoma State Board of Examiners for Long-Term Care Administrators

Oklahoma State Board of Licensed Social Workers

Oklahoma State Board of Podiatric Medical Examiners

Oklahoma State Credit Union Board

Oklahoma State Roofing Installation Code Variance and Appeals Board

Oklahoma Uniform Building Code Commission

Oklahoma Used Motor Vehicle and Parts Commission

Patient's Right to Pharmacy Choice Advisory Committee	Grievance Panel of the Oklahoma Employees Insurance and Benefit Board
Physical Therapy Committee	Incentive Approval Committee
Physical Therapy Compact Commission	Incentive Evaluation Commission
Physician Assistant Committee	Lottery Commission
Plumbing Hearing Board	Office of Management and Enterprise Services (OMES)
Plumbing Installation Code Variance and Appeals Board	Oklahoma Broadband Office
Radiologist Assistant Advisory Committee	Oklahoma Broadband Expansion Council
Real Estate Appraisers Board	Oklahoma Capitol Improvement Authority
Respiratory Care Advisory Committee	Oklahoma Employees Insurance and Benefits Board
Roofing Hearing Board	Oversight Committee for State Employee Charitable Contributions
State Banking Board	Partnership Committee
State Board of Cosmetology and Barbering	Service Oklahoma Operator Board
State Board of Examiners of Perfusionists	State Board of Equalization
State Board of Examiners of Psychologists	State Capitol Preservation Commission
State Board of Licensure for Professional Engineers and Land Surveyors	State Capitol Repair Expenditure Oversight Committee
State Board of Medical Licensure and Supervision	State Governmental Technology Applications Review Board
State Board of Osteopathic Examiners	State Use Advisory Council
Therapeutic Recreation Committee	State Use Program Committee
Voluntary Market Assistance Program Association	
Voluntary Market Assistance Program Association Board of Directors	The Secretary of Public Safety shall be responsible for the following executive entities or their successors:
	Advisory Committee for Motorcycle Safety and Education
The Secretary of Operations and Government Efficiency shall be responsible for the following executive entities or their successors:	Alcoholic Beverage Laws Enforcement Commission
Board of Judicial Compensation	Board of Directors for Canteen Services
Board of Legislative Compensation	Board of Medicolegal Investigations
Contingency Review Board	Board of Tests for Alcohol and Drug Influence
Capitol-Medical Center Improvement and Zoning Commission	Bomb Dog Advisory Council
Electronic and Information Technology Accessibility Advisory Council	Child Abuse Response Team
	CLEET Advisory Council

Executive Orders

CLEET Council	Oklahoma Department of Emergency Management
Commission on the Prevention of Abuse of Elderly and Vulnerable Adults	Oklahoma Incident Management Team Advisory Committee
Council on Law Enforcement Education and Training (CLEET)	Oklahoma Indigent Defense System
Crime Victims Compensation Board	Oklahoma Indigent Defense System Board
Criminal Justice Resource Center Reclassification Coordination Council	Oklahoma Information Fusion Center
Curriculum Review Board	Oklahoma Information Fusion Center Governance Board
Department of Public Safety	Oklahoma Medical Marijuana Authority
District Attorneys Council	Oklahoma Medical Marijuana Authority Food Safety Standards Board
Domestic Violence and Sexual Assault Advisory Council	Oklahoma School Security Institute
Domestic Violence Fatality Review Board	Oklahoma State Bureau of Investigation
Driver's License Medical Advisory Committee	Oklahoma State Bureau of Investigation Commission
Drug Dog Advisory Council	Oklahoma State Bureau of Narcotics and Dangerous Drugs Control Commission
Governor's Impaired Driving Prevention Advisory Council	Oklahoma State Council for Interstate Adult Offender Supervision
Injury Review Board	Opioid Overdose Fatality Review Board
Inmate Reentry Policy Council	Pardon and Parole Board
Lethality Assessment Protocol Task Force	Polygraph Examiners Board
National Crime Prevention and Privacy Compact Council	Private Security Advisory Committee
Nonresident Violator Compact Board	Regional Planning and Coordination Advisory Councils for Homeland Security
Office of Homeland Security	Sex Offender Level Assignment Committee
Office of the Chief Medical Examiner	Sexual Assault Forensic Evidence Task Force
Office of the State Fire Marshal	State Department of Corrections
Oklahoma 9-1-1 Management Authority	State Department of Corrections Board
Oklahoma Access to Justice Commission	State Fire Marshal Commission
Oklahoma Attorney General	State Hazard Mitigation Team
Oklahoma Bureau of Narcotics and Dangerous Drugs Control	Unified State Law Enforcement Commission
Oklahoma Commission on Opioid Abuse	
Oklahoma Correctional Industries	The Secretary of State shall be responsible for the following executive entities or their successors:

Administrator of the Court of Existing Claims	Oklahoma Route 66 Centennial Commission
American Indian Cultural Center and Museum Trust Authority	Oklahoma Route 66 Commission
Bipartisan Commission on Legislative Apportionment	Oklahoma Tourism and Recreation Commission
Commissioners to National Conference of Commissioners on Uniform State Laws	Oklahoma Tourism Promotion Advisory Committee
Compliance Advisory Panel	Quartz Mountain Arts and Conference Center and Nature Park
Council on Judicial Complaints	Quartz Mountain Arts and Conference Center and Nature Park Board of Trustees
Ethics Commission	State Poet Laureate
Judge of the Workers' Compensation Court of Existing Claims	Wildlife Conservation Commission
Judicial Nominating Commission	The Secretary of Transportation shall be responsible for the following executive entities or their successors:
Native American Cultural and Educational Authority	Committee on the Pilot Shortage
Office of the Secretary of State	Department of Transportation
Oklahoma Native American Liaison	Department of Transportation County Advisory Board
Red River Boundary Commission	Department of Transportation Tribal Advisory Board
State Election Board	Highway Construction Materials Technician Certification Board
The Secretary of Tourism, Wildlife, and Heritage shall be responsible for the following executive entities or their successors:	Interstate Midwest Regional Passenger Rail Compact Commission
African American Centennial Plaza Design Committee	Oklahoma Aeronautics Commission
Department of Tourism and Recreation	Oklahoma Tourism Signage Advisory Task Force
Department of Wildlife Conservation	Oklahoma Turnpike Authority
Greenwood Area Redevelopment Authority	Oklahoma Turnpike Authority Board
Greenwood Area Redevelopment Authority Board of Trustees	Transportation Commission
J.M. Davis Memorial Commission	Tri-State Commission on the McClellan-Kerr Arkansas River Navigation System (MKARNS)
Oklahoma Arts Council	Waterways Advisory Board
Oklahoma Historic Preservation Review Committee	The Secretary of Veterans Affairs and Military shall be responsible for the following executive entities or their successors:
Oklahoma Historical Society	Agent Orange Outreach Committee
Oklahoma Historical Society Board	Architect Selection Board
Oklahoma Humanities Council	

Executive Orders

Department of Veterans Affairs
Governor's Aerospace and Autonomous Systems
Gulf War Syndrome Outreach Committee
Military Base Closure Prevention Task Force
Military Court of Appeals
Oklahoma National Guard Relief Program Review Board
Oklahoma Strategic Military Planning Commission
Veterans Commission

The **Secretary of Workforce and Economic Development** shall be responsible for the following executive entities or their successors:

Employment Security Commission
Employment Security Commission Board of Review and State Advisory Council
Governor's Council for Workforce and Economic Development (Workforce Investment Board)
Health Care Workforce Resources Board
Career and Technology Education
Health Care Workforce Training Commission

It shall be the duty of each board, commission, agency, or other entity of the executive branch of State government to facilitate the purposes of this Order and the Executive Branch Reform Act of 1986 and to cooperate fully with designated cabinet Secretaries.

Pursuant to 44 O.S. § 26(A), the Adjutant General shall be in control of the Military Department, subordinate only to the Governor.

The State Chief Information Officer shall remain an appointee of the Governor and an employee of the Office of Management and Enterprise Services pursuant to 62 O.S. § 34.11.1. The CIO shall continue to administer the OMES Information Services Division and the statewide plan to reform, streamline, and consolidate the State of Oklahoma's information technology and telecommunications structure, operations, and purchasing procedures in order to reduce the size of government and ensure that essential public services are delivered to Oklahoma taxpayers in the most efficient, cost-effective manner possible. The information technology consolidation has brought positive attention to Oklahoma as a progressive state in the information technology arena and the

legislative intent of the consolidation effort remains a priority of this administration.

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 13th day of September, 2023.

BY THE GOVERNOR OF THE
STATE OF OKLAHOMA

J. Kevin Stitt

ATTEST:
Brian Bingman
Secretary of State

[OAR Docket #23-752; filed 9-13-23]

1:2023-22.

EXECUTIVE ORDER 2023-22

I, J. Kevin Stitt, Governor of the State of Oklahoma, hereby direct the appropriate steps be taken to fly all American and Oklahoma flags on State property at half-staff on Monday, September 11, 2023, to honor the victims of the September 11, 2001, terrorist attacks on America.

On this solemn 22nd anniversary of September 11th, we continue to remember those who perished, and we honor the heroic sacrifices and deeds of service from our nation's firefighters, law enforcement, military service members, rescue teams, and other Americans, who showed great courage and love of country that fateful September morning. With continued gratitude, the nation remembers our armed forces who have made the ultimate sacrifice in defense of our freedom and security, and honor those who continue to serve.

This executive order shall be forwarded to the Division of Capital Assets Management, who shall cause the provisions of this order to be implemented by all appropriate agencies of state government.

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 7th day of September, 2023.

BY THE GOVERNOR OF THE
STATE OF OKLAHOMA

J. Kevin Stitt

ATTEST:
Brian Bingman
Secretary of State

[OAR Docket #23-731; filed 9-7-23]

1:2023-23.

EXECUTIVE ORDER 2023-23

To the Honorable Members of the Oklahoma House of Representatives and the Honorable Members of the Oklahoma State Senate:

I, J. Kevin Stitt, Governor of the State of Oklahoma, pursuant to the authority vested in me by Art. VI, § 7 of the Oklahoma Constitution, hereby convoke an Extraordinary Session of the Fifty-Ninth Legislature to convene at the State Capitol on October 3, 2023. The Legislature shall only act:

1. To create a statutory trigger which automatically eliminates any tax assessed by the state or its political subdivisions if that same tax is found by a state or federal court to be inapplicable to any individual by virtue of their race, heritage, or political classification.

2. To deliver Oklahomans a personal state income tax cut-one that puts the state on a pathway to zero personal state income taxes.

3. To increase transparency in the legislative budget making process. This shall include, without limitation, the following:

a. a requirement that no General Appropriations Bill or spending limits bill shall be acted upon by the legislature, or any committee thereof, without first being made publicly available for consideration in its final form for at least three legislative days;

b. provide statutory definitions for recurring revenue, non-recurring revenue, recurring expense, and non-recurring expense;

c. require the designation of expenditure type and revenue source as recurring or non-recurring in any proposed legislation that involves the expenditure of any revenue, regardless of source;

d. require any legislatively directed spending be explicitly included in any General Appropriations Bill or spending limits bill; and

e. prohibit any member or employee of the Legislature from directly or indirectly attempting to influence agency expenditures outside of the legislative process.

Copies of this Executive Order shall be distributed to every member of the Oklahoma House of Representatives, every member of the Oklahoma State Senate, the Clerk of the House of Representatives, the Secretary of the Senate, and the Director of the Office of Management and Enterprise Services.

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, 2023.

BY THE GOVERNOR OF THE
STATE OF OKLAHOMA

J. Kevin Stitt

ATTEST:
Brian Bingman
Secretary of State

[OAR Docket #23-743; filed 9-11-23]

