

**RULE IMPACT STATEMENT  
FOR PROPOSED PERMANENT RULES**

**TITLE 655. SECRETARY OF STATE  
CHAPTER 35. CERTIFICATION AUTHORITIES**

*Authority: 12A O.S., § 15-121; 49 O.S., § 203*

**1. Brief description of the proposed rules:**

These proposed permanent rules establish certification authority reciprocity with states, U.S. territories, and foreign jurisdictions, as authorized by 12A O.S., § 15-121, and are needed for the January 1, 2020, implementation of the Remote Online Notary Act [SB 915 (2019)]. Certification authorities issue digital certificates, which are required during the remote online notarization process.

These proposed permanent rules will supersede the emergency rules that were approved by the Governor on December 18, 2019. The proposed permanent rules are identical to the emergency rules they will supersede.

**2. Classes of persons who will be affected by the proposed rules, including classes that will bear the costs, and information on cost impacts received from private or public entities:**

These proposed rules affect certification authorities who wish to issue digital certificates in the state of Oklahoma. A certification authority must provide proof of registration in at least one state, U.S. territory, or other foreign jurisdiction.

**3. Classes of persons who will benefit from the proposed rules:**

The state's business community will benefit from the proposed rules. It will also allow certification authorities to issue digital certificates that will aid in the implementation of remote online notarization in the state of Oklahoma.

**4. Probable economic impact of the proposed rules upon affected classes of persons or political subdivisions, including a listing of and justification for all fee changes:**

These rules will not have an economic impact upon affected classes of persons or political subdivisions. No fees are created by these rules.

**5. Probable costs and benefits to agency and to any other agency of the implementation and enforcement of rules; anticipated effect on state revenues, including a projected net loss or gain in such revenues (if it can be projected by agency):**

There should be no additional costs to the Secretary of State or to any other agency as a result of implementation or enforcement of these rules. The proposed rules will not result in a net loss or gain of revenue.

**6. Determination of whether implementation of proposed rules will have economic impact on small business:**

The proposed rules should have a positive economic impact on small business. See #3.

**7. Explanation of measures taken to minimize compliance costs; determination of whether there are less costly or nonregulatory methods or less intrusive methods for achieving the purpose of the proposed rules:**

There are no known compliance costs, and no known *less costly or nonregulatory methods or less intrusive methods for achieving the purpose of the proposed rule[s]* [75:303(D)(2)(h)].

**8. Determination of effect of proposed rules on public health, safety, and environment and, if designed to reduce risk to public health, safety, and environment, an explanation of the risk and to what extent the proposed rules will reduce the risk:**

The proposed rules do not impact public health, safety, or environment.

9. **Determination of any detrimental effect on public health, safety, and environment if proposed rules are not implemented:**

The proposed rules do not impact public health, safety, or environment.

10. **Date rule impact statement was prepared:**

January 21, 2020