

RULE IMPACT STATEMENT FOR PROPOSED PERMANENT RULES

TITLE 655. SECRETARY OF STATE CHAPTER 10. ADMINISTRATIVE RULES ON RULEMAKING [AMENDED]

Authority: 75 O.S., Sections 250 et seq.

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

Amendments to the Secretary of State's Administrative Rules on Rulemaking (ARR) [OAC 655:10] are proposed to reflect statutory revisions to the Administrative Procedures Act (APA) enacted in HB 2055 (2013) and new review requirements enacted in EO 2013-34, effective November 1, 2013.

Rules related to the approval process and final adoption of proposed permanent rules are being amended to conform to provisions in HB 2055 and EO 2013-34.

Rules establishing separate filing deadlines and review periods for finally adopted permanent rules are being added, as specifically authorized by Section 8 of HB 2055.

All requirements and references relating to state regulatory agencies filing Notices of Gubernatorial Approval of Rules and Notices of Gubernatorial Disapproval of Rules with the Office of Administrative Rules (OAR) are being stricken to reflect the revocation in HB 2055 of Section 303.2 of the APA [75:303.2].

All requirements and references to special provisions for legislative review of rules proposed by Title 59 agencies and rules proposing fees and fee increases are being stricken to reflect the removal of those special provisions in the APA.

References relating to the expiration of emergency rules are being amended to reflect the new September 15 expiration date established in HB 2055.

Outdated provisions requiring submission of documents to the OAR on CD are being revised to allow state agencies to submit documents on DVD and other media formats approved by OAR.

A new provision requiring agency liaisons to provide email addresses to the OAR is being added to allow for delivery of all proofs of publication electronically, thereby reducing paper costs and further modernizing the rulemaking process.

Cites and cross references, as well as quoted and paraphrased language, are being updated to reflect last year's revisions to the statutes.

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 amendments affect the state's regulatory agencies. There will be no cost impact as a direct result of the proposed rules.

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

The state's regulatory agencies, as well as the regulated public, will benefit from amendments that provide consistency between the ARR and recent amendments to the APA.

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:**

The proposed revisions to the ARR are estimated to be cost and revenue neutral.

Fees: The proposed rules do not add or change fees.

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 the regulatory agencies as a result of implementation or enforcement of these rules. Benefits to the regulatory agencies are described in #3. The proposed rules should not impact state revenues.

6. **Determination of whether implementation of proposed rules will have economic impact on small business:**
The proposed rules have no known economic impact on small business.
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]* [75:253(B)(2)(b)(7)].
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:**
February 24, 2015