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Brad Henry, Governor
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Secretary of State
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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 310. OKLAHOMA STATE DEPARTMENT OF HEALTH CHAPTER 675. NURSING AND SPECIALIZED FACILITIES

[OAR Docket #05-1229]

RULEMAKING ACTION:

Notice of proposed EMERGENCY rulemaking

PROPOSED RULES:

Subchapter 19. Feeding Assistants [NEW]

310:675-19-1. through 310:675-19-8. [NEW]

SUMMARY:

This Subchapter establishes standards for training and registration of feeding assistants in Oklahoma in accordance with 42 Code of Federal Regulations Parts 483 and 488. The rule will require a Feeding Assistant Registration Application form. The intent is to give nursing, specialized nursing, and skilled nursing facilities the option to use paid feeding assistants, allowing them to provide more residents with help in eating and drinking and reduce the incidence of unplanned weight loss and dehydration.

AUTHORITY:

Oklahoma State Board of Health; 63 O.S. 2001, Section 1-104; and 63 O.S. Supp. 2004, Section 1-1951, as amended by Section 13 of Enrolled House Bill No. 1688 of the 1st Session of the 50th Oklahoma Legislature.

COMMENT PERIOD:

October 3, 2005 through November 10, 2005. Interested persons may informally discuss the proposed rules with Protective Health Services staff; or before November 10, 2005, may submit written comments to Henry Hartsell, Chief, Health Resources Development Service, Oklahoma State Department of Health, 1000 N.E. 10th Street, Oklahoma City, OK 73117-1299; or before November 10, 2005, may send electronic mail to hank@health.ok.gov; or may ask to present written or oral views at the hearing.

PUBLIC HEARING:

Part of the regular meeting of the State Board of Health, November 10, 2005, which begins at 1:00 p.m. in Room 307 of the Oklahoma State Department of Health Building, 1000 N.E. 10th Street, Oklahoma City, OK 73117-1299.

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 November 10, 2005 to Henry F. Hartsell Jr. at the above address or to hank@health.ok.gov.

COPIES OF PROPOSED RULES:

Copies of the proposed rules may be obtained from the Oklahoma State Department of Health, Health Resources Development Service, 1000 N.E. 10th Street, Oklahoma City, OK 73117-1299, or by electronic mail request to hank@health.ok.gov.

RULE IMPACT STATEMENT:

Pursuant to 75 O.S., §303(D), a rule impact statement has been prepared and is available at the location listed above for obtaining copies of the rule.

CONTACT PERSON:

Henry F. Hartsell Jr., Chief, Protective Health Service, Health Resources Development Service, (405) 271-9444 ext. 57269; facsimile: 405-271-7360; email: hank@health.ok.gov.

[OAR Docket #05-1229; filed 9-8-05]

TITLE 435. STATE BOARD OF MEDICAL LICENSURE AND SUPERVISION CHAPTER 1. ADMINISTRATION AND ORGANIZATION

[OAR Docket #05-1230]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

435:1-1-7. Fees [AMENDED]

SUMMARY:

The penalty for renewing late for licensed dietitians and provisional licensed dietitians is being lowered to comply with the statutes. The renewal and processing fees are being combined. There is no increase in the amount to renew a license.

AUTHORITY:

Title 59 O.S., Section 489, State Board of Medical Licensure and Supervision

COMMENT PERIOD:

The comment period will run from October 3, 2005 to November 2, 2005. Written comments may be sent to the office of the Board, PO Box 18256, Oklahoma City, OK 73154-0256.

Notices of Rulemaking Intent

PUBLIC HEARING:

A public hearing will be held to provide an opportunity for persons to orally present their views on November 3, 2005, 9:00 a.m. at the office of the Board, 5104 North Francis Avenue, Suite C, Oklahoma City, Oklahoma. Written notice of intent to make oral comment must be received by this office no later than November 2, 2005.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

n/a

COPIES OF PROPOSED RULES:

Copies of the proposed rules may be obtained at the office of the Board, 5104 North Francis Avenue, Suite C, Oklahoma City, Oklahoma.

RULE IMPACT STATEMENT:

A rule impact statement will be prepared and available after October 1, 2005 at the office of the Board, 5104 North Francis Avenue, Suite C, Oklahoma City, Oklahoma 73118.

CONTACT PERSON:

Jan Ewing, Deputy Director (405) 848-6841, ext. 104

[OAR Docket #05-1230; filed 9-9-05]

TITLE 435. STATE BOARD OF MEDICAL LICENSURE AND SUPERVISION CHAPTER 10. PHYSICIANS AND SURGEONS

[OAR Docket #05-1231]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 4. Application and Examination Procedures for Licensure as Physician and Surgeon

435:10-4-6. Medical licensure examination [AMENDED]

435:10-4-7. Licensure by endorsement [AMENDED]

Subchapter 11. Temporary and Special Licensure

435:10-11-3.1. Special license for ~~first-year~~ post-graduate training [AMENDED]

SUMMARY:

The rules are being amended to remove the requirement of 10 months post graduate training prior to taking Step 3 of the USMLE, to establish that the USMLE Step 2-CK and Step 2-CS are to be considered as separate steps and to require passing both Step 2-CK and Step 2-CS prior to receiving a special license for post-graduate training.

AUTHORITY:

Title 59 O.S., Section 489, State Board of Medical Licensure and Supervision

COMMENT PERIOD:

The comment period will run from October 3, 2005 to November 2, 2005. Written comments may be sent to the office of the Board, PO Box 18256, Oklahoma City, OK 73154-0256.

PUBLIC HEARING:

A public hearing will be held to provide an opportunity for persons to orally present their views on November 3, 2005, 9:00 a.m. at the office of the Board, 5104 North Francis Avenue, Suite C, Oklahoma City, Oklahoma. Written notice of intent to make oral comment must be received by this office no later than November 2, 2005.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

n/a

COPIES OF PROPOSED RULES:

Copies of the proposed rules may be obtained at the office of the Board, 5104 North Francis Avenue, Suite C, Oklahoma City, Oklahoma.

RULE IMPACT STATEMENT:

A rule impact statement will be prepared and available after October 1, 2005 at the office of the Board, 5104 North Francis Avenue, Suite C, Oklahoma City, Oklahoma 73118.

CONTACT PERSON:

Jan Ewing, Deputy Director (405) 848-6841, ext. 104

[OAR Docket #05-1231; filed 9-9-05]

TITLE 435. STATE BOARD OF MEDICAL LICENSURE AND SUPERVISION CHAPTER 45. RESPIRATORY CARE PRACTITIONER

[OAR Docket #05-1232]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 3. Application for Licensure

435:45-3-5. Re-entry guidelines [AMENDED]

SUMMARY:

This rule sets forth the guidelines for re-entry after a license has been inactive for more than twelve months. The proposed amendment adds continuing education as a requirement that may be imposed.

AUTHORITY:

Title 59 O.S., Section 2031, State Board of Medical Licensure and Supervision

COMMENT PERIOD:

The comment period will run from October 3, 2005 to November 2, 2005. Written comments may be sent to the office of the Board, PO Box 18256, Oklahoma City, OK 73154-0256.

PUBLIC HEARING:

A public hearing will be held to provide an opportunity for persons to orally present their views on November 3, 2005, 9:00 a.m. at the office of the Board, 5104 North Francis Avenue, Suite C, Oklahoma City, Oklahoma. Written notice of intent to make oral comment must be received by this office no later than November 2, 2005.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

n/a

COPIES OF PROPOSED RULES:

Copies of the proposed rules may be obtained at the office of the Board, 5104 North Francis Avenue, Suite C, Oklahoma City, Oklahoma.

RULE IMPACT STATEMENT:

A rule impact statement will be prepared and available after October 3, 2005 at the office of the Board, 5104 North Francis Avenue, Suite C, Oklahoma City, Oklahoma 73118.

CONTACT PERSON:

Jan Ewing, Deputy Director (405) 767-1404.

[OAR Docket #05-1232; filed 9-9-05]

**TITLE 435. STATE BOARD OF MEDICAL LICENSURE AND SUPERVISION
CHAPTER 55. LICENSED ORTHOTISTS AND PROSTHETISTS AND REGISTERED TECHNICIANS AND ASSISTANTS**

[OAR Docket #05-1233]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 3. Licensure/Registration/Reinstatement
435:55-3-6. Alternative requirements for licensure
[AMENDED]

SUMMARY:

Language is being added to set forth the requirements for licensure as an orthotist and/or prosthetist under the alternative qualifications as allowed by 59 O.S. section 3006.

AUTHORITY:

Title 59 O.S., Section 3004, State Board of Medical Licensure and Supervision

COMMENT PERIOD:

The comment period will run from October 3, 2005 to November 2, 2005. Written comments may be sent to the office of the Board, PO Box 18256, Oklahoma City, OK 73154-0256.

PUBLIC HEARING:

A public hearing will be held to provide an opportunity for persons to orally present their views on November 3, 2005, 9:00 a.m. at the office of the Board, 5104 North Francis Avenue, Suite C, Oklahoma City, Oklahoma. Written notice of intent to make oral comment must be received by this office no later than November 2, 2005.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

n/a

COPIES OF PROPOSED RULES:

Copies of the proposed rules may be obtained at the office of the Board, 5104 North Francis Avenue, Suite C, Oklahoma City, Oklahoma.

RULE IMPACT STATEMENT:

A rule impact statement will be prepared and available after October 1, 2005 at the office of the Board, 5104 North Francis Avenue, Suite C, Oklahoma City, Oklahoma 73118.

CONTACT PERSON:

Jan Ewing, Deputy Director (405) 848-6841, ext. 104

[OAR Docket #05-1233; filed 9-9-05]

Submissions for Review

Within 10 calendar days after adoption by an agency of a proposed PERMANENT rulemaking action, the agency must submit the proposed rules to the Governor and the Legislature for review. In addition, the agency must publish in the *Register* a "statement" that the rules have been submitted for gubernatorial/legislative review.

For additional information on submissions for gubernatorial/legislative review, see 75 O.S., Section 303.1, 303.2, and 308.

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

[OAR Docket #05-1222]

RULEMAKING ACTION:

Submission for gubernatorial and legislative review

RULES:

- Appendix E. Primary Ambient Air Quality Standards [REVOKED]
- Appendix E. Primary Ambient Air Quality Standards [NEW]
- Appendix F. Secondary Ambient Air Quality Standards [REVOKED]
- Appendix F. Secondary Ambient Air Quality Standards [NEW]

SUBMITTED TO GOVERNOR:

August 31, 2005

SUBMITTED TO HOUSE:

August 31, 2005

SUBMITTED TO SENATE:

August 31, 2005

[OAR Docket #05-1222; filed 9-1-05]

TITLE 252. DEPARTMENT OF ENVIRONMENTAL QUALITY CHAPTER 656. WATER POLLUTION CONTROL FACILITY CONSTRUCTION STANDARDS

[OAR Docket #05-1223]

RULEMAKING ACTION:

Submission for gubernatorial and legislative review

RULES:

- Subchapter 1. Introduction [AMENDED]
- Subchapter 3. Permit Procedures [AMENDED]
- Subchapter 5. Sanitary Sewer Standards [AMENDED]
- Subchapter 7. Pump Station Standards [AMENDED]
- Subchapter 9. General Standards [AMENDED]
- Subchapter 11. Lagoon Standards [AMENDED]
- Subchapter 13. ~~Preliminary~~ Primary Treatment Standards [AMENDED]
- Subchapter 15. Biological Treatment Standards [REVOKED]
- Subchapter 16. Biological Treatment Standards [NEW]
- Subchapter 17. Clarifier Standards [AMENDED]
- Subchapter 19. Sludge Facility Standards [AMENDED]
- Subchapter 21. Disinfection Standards [AMENDED]
- Subchapter 23. Supplemental Treatment Standards [AMENDED]
- Subchapter 25. Wastewater Land Application Systems [AMENDED]
- Appendix A. Design Tables [REVOKED]
- Appendix A. Design Tables [NEW]
- Appendix B. Settling Tank Minimum Criteria [REVOKED]
- Appendix B. Settling Tank Minimum Design Criteria [NEW]

SUBMITTED TO GOVERNOR:

August 31, 2005

SUBMITTED TO HOUSE:

August 31, 2005

SUBMITTED TO SENATE:

August 31, 2005

[OAR Docket #05-1223; filed 9-1-05]

Emergency Adoptions

An agency may adopt new rules, or amendments to or revocations of existing rules, on an emergency basis if the agency determines that "an imminent peril exists to the preservation of the public health, safety, or welfare, or that a compelling public interest requires an emergency rule[s] [A]n agency may promulgate, at any time, any such [emergency] rule[s], provided the Governor first approves such rule[s]" [75 O.S., Section 253(A)].

An emergency action is effective immediately upon approval by the Governor or on a later date specified by the agency in the preamble of the emergency rule document. An emergency rule expires on July 15 after the next regular legislative session following promulgation, or on an earlier date specified by the agency, if not already superseded by a permanent rule or terminated through legislative action as described in 75 O.S., Section 253(H)(2).

Emergency rules are not published in the *Oklahoma Administrative Code*; however, a source note entry, which references the *Register* publication of the emergency action, is added to the *Code* upon promulgation of a superseding permanent rule or expiration/termination of the emergency action.

For additional information on the emergency rulemaking process, see 75 O.S., Section 253.

TITLE 210. STATE DEPARTMENT OF EDUCATION CHAPTER 35. STANDARDS FOR ACCREDITATION OF ELEMENTARY, MIDDLE LEVEL, SECONDARY, AND CAREER AND TECHNOLOGY SCHOOLS

[OAR Docket #05-1221]

RULEMAKING ACTION:

EMERGENCY adoption

RULES:

Subchapter 3. Standards for Elementary, Middle Level, Secondary, and Career and Technology Schools
Part 19. Standard X: School Facilities
210:35-3-186. [AMENDED]

AUTHORITY:

70 O. S. § 3-104, State Board of Education

DATES:

Adoption:

June 16, 2005

Approved by Governor:

July 26, 2005

Effective:

Immediately upon Governor's approval

Expiration:

Effective through July 14, 2006, unless superseded by another rule or disapproved by the Legislature.

SUPERSEDED EMERGENCY ACTIONS:

N/A

INCORPORATIONS BY REFERENCE:

N/A

FINDING OF EMERGENCY:

This is considered to be an emergency to increase the safety and security of students and school employees at public schools in the event of a tornado.

ANALYSIS:

The proposed rule change will require public schools to conduct two tornado drills each school year and to assure all public schools are preparing students and employees for the possibility of hazardous weather conditions.

CONTACT PERSON:

Connie Holland, 405-521-3308

PURSUANT TO THE ACTIONS DESCRIBED HEREIN, THE FOLLOWING EMERGENCY RULES ARE CONSIDERED PROMULGATED AND EFFECTIVE UPON APPROVAL BY THE GOVERNOR AS SET FORTH IN 75 O.S., SECTION 253 (D):

SUBCHAPTER 3. STANDARDS FOR ELEMENTARY, MIDDLE LEVEL, SECONDARY, AND CAREER AND TECHNOLOGY SCHOOLS

PART 19. STANDARD X: SCHOOL FACILITIES

210:35-3-186. Site and buildings: size and space; accessibility; maintenance; health and safety

- (a) The site and building(s) shall be properly sized and equipped for the number of occupants and grades served. [Reference: 11:22-117 School Speed Limit Signs in Municipalities; 25:91.2 Display of Oklahoma Flag on School Premises Compulsory; 25:153 School to Display Flag; 47:11-801 Speed Limit for School Buses--School Zones Outside Municipalities--Signs; 70:5-131 Educational Courses--Buildings and Equipment; 70:5-131.1 Sewage Disposal System; 74:324.8 State/Municipality Adoption of Building Codes--BOCA, SBCCI or ICBO; 74:324.11 Permits for Construction or Alterations of Building]
- (b) The site and building(s) shall be readily accessible, allowing access for handicapped persons to required programs. [Reference: 70:13-103 Authorized Provisions for Education of Exceptional Children]
- (c) Adequate space shall be provided for classrooms, specialized instructional areas, support facilities and other areas as needed, these areas being grouped and arranged in such manner to provide optimum instructional function and class control. [Reference: 70:5-131 Educational Courses--Buildings and Equipment; 70:18-152 Legislative Intent--School Facilities; Other citations--State Department of Education SPACE GUIDELINES FOR PLANNING EDUCATIONAL FACILITIES; Vocational Rehabilitation Act of 1973, Section 504; American National Standards Institute (ANSI) A117.1.]
- (d) School facilities shall be able to accommodate changes in curriculum and/or equipment within a program. [Reference: 70:18-152 Legislative Intent--School Facilities; 70:18-153 Capital Improvement Plan]
- (e) Programs for preventive and corrective maintenance shall be developed and implemented to ensure that the site and building(s) will be clean, in good repair, and maintained with consideration for function and aesthetic values. [Reference: 70:18-152 Legislative Intent--School Facilities]

Emergency Adoptions

(f) Equipment, furnishings, and supplies in proper quantity and quality shall be maintained; and a system shall be developed and implemented for inventory, issue, usage, storage, repair, and replacement.

(g) A long-range plan for replacing and/or updating the site, building(s), and equipment shall be developed. [Reference: 70:18-153 Capital Improvement Plan]

(h) The site and building(s) shall ensure that the health and safety of those served are properly safeguarded. Where required, the facility shall have utility systems, plumbing systems, electrical systems, mechanical systems, emergency systems, building interiors and building envelope designed, built, and maintained to recognized standards, codes and/or other legal requirements. [Reference: 59:1002 Authorizes State Department of Health to Adopt Codes--BOCA Plumbing Code; 59:1681 Authorizes State Board of Health to Adopt Codes--Selections from NFPA; 59:1850.3 Authorizes State Board of Health to Adopt Codes--BOCA Plumbing Code; 61:152 through 157 Oklahoma Lighting Energy Conservation Act; 70:3-104 State Board of Education--Powers and Duties; 70:5-131.1 Sewage Disposal System; 74:324.7 Fire Marshal; 74:324.8 State/Municipality Adoption of Building Codes--BOCA, SBCCI or ICBO; 74:324.11 Permits for Construction of Alteration of Buildings] Other citations--State Department of Education SPACE GUIDELINES FOR PLANNING EDUCATIONAL FACILITIES]

(i) The site shall be as free as possible from hazards, provide a safe area for (un)loading of vehicles, with adequate lighting, signage and drainage. [Reference: 11:22-117 School Speed Limit Signs in Municipalities; 47:11-801 Speed Limit for School Buses--School Zones Outside Municipalities--Signs; 74:324.8 State/Municipality Adoption of Building Codes--BOCA, SBCCI or ICBO]

(j) Appropriate programs pertaining to hazardous materials, hazardous waste, asbestos, underground storage tanks, lead

contamination, and other applicable life, health, and/or safety matters shall be developed and implemented. [Reference: 40:403 and 404 Oklahoma Occupational Health and Safety Standards Act; Other citations--29 CFR 1910 Occupational Safety and Health Standards, Oklahoma Corporation Commission's General Rules and Regulations Governing Underground Storage Tanks; 40 CFR 260-272 Asbestos Hazard Emergency Response Act 9 (AHERA), Lead Contamination and Control Act of 1988(LCCA), Resources Conservation and Recovery Act of 1976 (Hazardous and Solid Waste Amendments of 1984)]

(k) Proper precautions shall be taken to prevent injuries. All equipment and facility safety features shall be in place and properly maintained. [Reference: 70:24-117 Safety Goggles--School Board to Provide for Certain Personnel; 70:24-118 Respirators--School Board to Provide for Certain Teachers and Students; 70:324.7 Fire Marshal; 74:324.11 Smoke Detectors]

(l) The school's administration shall ensure that qualified personnel conduct a safety/emergency/disaster procedure review at least annually and safety inspections of site, building(s), and equipment regularly. [Reference: 63:176 Fire Drills; 74:324.7 Fire Marshal]

(m) All public school districts shall conduct a minimum of two tornado drills per school year, in which all students and school employees participate. Such drills shall conform to the written plans and procedures adopted by the district for protecting against natural and man-made disasters and emergencies as required by Title 63 O.S. § 681. Each school district shall document in writing and by school site, compliance with this requirement and such records shall be available to the Regional Accreditation Officer during the accreditation process.

[OAR Docket #05-1221; filed 8-30-05]

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

1:2005-19.

EXECUTIVE ORDER 2005-19

I, Brad Henry, Governor of the State of Oklahoma, pursuant to the authority vested in me by Sections 1 and 2 of Article VI of the Oklahoma Constitution and 63 O.S. §§683.1 et seq., hereby declare the following:

1. Hurricane Katrina has caused an emergency of national magnitude which directly affects the states of Louisiana, Mississippi, Alabama and Florida. In addition, the continued evacuation of individuals and families from the affected areas has produced a state of emergency in the neighboring states of Texas and Arkansas.

2. It is necessary to provide for the rendering of mutual aid among the State of Oklahoma, its political subdivisions and to cooperate with the Federal government with respect to carrying out disaster emergency functions pursuant to the provisions of the Oklahoma Civil Defense and Emergency Resources Management Act, 63 O.S. §§683.1, et seq.

3. There is hereby declared a disaster emergency in the State of Oklahoma so that government can adequately respond to the mutual aid requests and needs of other states, including Louisiana, Mississippi, Alabama and Florida.

4. The resources of all State departments and agencies available to meet the emergency are hereby committed to the reasonable extent necessary to protect lives and to prevent, minimize and repair injury and damage, the same to be coordinated by the Director of the Department of Emergency Management with comparable functions of the federal government and political subdivisions of the State of Oklahoma. State agencies involved in carrying out disaster emergency functions may make emergency acquisitions to fulfill the purposes of this order without regard to statutory limitations or bidding requirements on such acquisitions.

5. This declaration of emergency shall terminate as provided in 63 O.S. 1991, §683.3(3).

This Executive Order shall be forwarded to the Director of the Oklahoma Department of Emergency Management and all Cabinet Secretaries, 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, this 1st day of September, 2005.

BY THE GOVERNOR OF THE
STATE OF OKLAHOMA

Brad Henry

ATTEST:
Tod Wall
Acting Assistant Secretary of State

[OAR Docket #05-1225; filed 9-6-05]

1:2005-20.

EXECUTIVE ORDER 2005-20

I, Brad Henry, Governor of the State of Oklahoma, by the authority vested in me pursuant to Sections 1 and 2 of Article VI of the Oklahoma Constitution, hereby establish the Governor's Health Care Workforce Resources Task Force.

The purpose shall be to provide a comprehensive assessment of government and private sector efforts to meet supply and demand needs for Oklahoma's health care workforce. The Task Force shall focus its assessment on health care professionals in short supply including, but not limited to, nurses, respiratory therapists, pharmacists, imaging technologists, medical laboratory technologists and technicians, surgical and scrub technicians, and physical therapists. In addition, the Task Force shall evaluate current health care worker supply and demand, future supply and demand, and gap analysis; resources and support available for the education and training of health care workers in both the short and long term; recruitment needed to increase the level of awareness among Oklahoma's youth and adults of opportunities in health care; and the job satisfaction and vacancy and turnover rates for Oklahoma health care employees.

The Governor's Health Care Workforce Resources Task Force shall consist of seventeen (17) members to be appointed by, and to serve at the pleasure of, the Governor as follows:

Executive Orders

1. A representative of the Senate
2. A representative of the House of Representatives;
3. A member of a statewide association representing urban and rural hospitals;
4. A member of a statewide association representing nurses;
5. The Chancellor of the Oklahoma State Regents for Higher Education or his designee;
6. The Director of the Oklahoma Department of Career and Technology Education or his designee;
7. The State Superintendent of Public Instruction or her designee;
8. A representative of the Governor's Council for Workforce and Economic Development;
9. A representative of the University of Oklahoma Health Sciences Center;
10. A representative of the Office of State Finance;
11. A representative of the Oklahoma State University Center for Health Sciences;
12. The Secretary of Health or his designee;
13. The Commissioner of Health or his designee;
14. A representative of a statewide association representing allopathic physicians;
15. A representative of a statewide association representing osteopathic physicians;
16. A representative from the long term care industry; and
17. A member of the general public.

The Task Force shall meet at such times and places as it deems appropriate. Members shall serve without compensation. Task Force members employed by a state agency shall be reimbursed travel expenses related to their service on the Task Force as authorized by state law by their respective state agency. Legislative members of the Task Force shall be reimbursed as authorized by state law by their respective houses for necessary travel expenses incurred in the performance of their duties. Remaining Task Force members shall also be reimbursed travel expenses related to their service on the Task Force as authorized by state law by the Oklahoma State Regents for Higher Education. Administrative support for the Task Force, including, but not limited to, personnel necessary to ensure the proper performance of the duties and responsibilities of the

Task Force, shall be provided by the Oklahoma State Regents for Higher Education and the Oklahoma Department of Health. All participating state agencies and entities shall provide for any administrative support requested by the Task Force.

The Task Force shall elect a chair and vice chair from its membership. The Task Force shall report to the Governor regarding its progress and status on January 1, 2006 and every six (6) months thereafter until a final report has been prepared and submitted to the Governor, Speaker of the House of Representatives and President Pro Tempore of the Senate. The final report shall be completed within two years of the date of this Order. The Task Force shall also submit a copy of the report to the Governor's Council for Workforce and Economic Development.

This Executive Order shall be distributed to the Regents for Higher Education which shall cause the provisions of this Order to be implemented.

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 1st day of September, 2005.

BY THE GOVERNOR OF THE
STATE OF OKLAHOMA

Brad Henry

ATTEST:
Tod Wall
Acting Assistant Secretary of State

[OAR Docket #05-1226; filed 9-6-05]

1:2005-21.

EXECUTIVE ORDER 2005-21

I, Brad Henry, Governor of the State of Oklahoma, in honor and tribute to the memory of William H. Rehnquist, Chief Justice of the United States, hereby direct the appropriate steps be taken to fly all American and Oklahoma flags on State property at half-staff for a period of ten days from the day of Chief Justice William Rehnquist's death, until sunset on Tuesday, September 13, 2005.

Chief Justice William Rehnquist's departure represents a great loss for the Court and for our country. The First Lady and I join all Oklahomans in mourning the passing of Chief Justice William Rehnquist.

This executive order shall be forwarded to the Director of Central Services 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 6th day of September, 2005.

BY THE GOVERNOR OF THE
STATE OF OKLAHOMA

Brad Henry

ATTEST:
M. Susan Savage
Secretary of State

[OAR Docket #05-1227; filed 9-6-05]

1:2005-22.

EXECUTIVE ORDER 2005-22

I, Brad Henry, Governor of the State of Oklahoma, in honor and respect for the victims of Hurricane Katrina, I hereby direct the appropriate steps be taken to fly all American and Oklahoma flags on State property at half-staff until sunset, Tuesday, September 20, 2005.

From the onset of this tragedy, Oklahomans have worked tirelessly and selflessly to do their part in relief efforts. The First Lady and I join with Oklahomans in honoring the many victims of Hurricane Katrina. The flying of the flags at half-staff reflects that Oklahomans remember those who passed away and demonstrates our sympathy for all the victims and their families.

This executive order shall be forwarded to the Director of Central Services 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 6th day of September, 2005.

BY THE GOVERNOR OF THE
STATE OF OKLAHOMA

Brad Henry

ATTEST:
M. Susan Savage
Secretary of State

[OAR Docket #05-1228; filed 9-6-05]

1:2005-23.

EXECUTIVE ORDER 2005-23

I, Brad Henry, Governor of the State of Oklahoma, pursuant to the authority vested in me by Sections 1 and 2 of Article VI of the Oklahoma Constitution and 63 O.S. §§683.1 et seq., hereby declare that because there exists a state of emergency in the States of Florida, Louisiana, Mississippi and Alabama due to Hurricane Katrina, it is necessary to expedite restoration of services and relief in those States. In order to accommodate this need and to provide assistance to the citizens of Florida, Louisiana, Mississippi and Alabama in this extraordinary situation, and in accordance with Executive Orders 2005-18 and 1005-19, I hereby order that:

1. The requirements for special permits for use of overweight/oversized vehicles are temporarily suspended as they apply to vehicles used in these restoration efforts. This exemption also applies to mobile/manufactured homes transported in support of the Federal Emergency Management Agency's national relief effort to these areas.

2. The requirements for licensing/operating authority/registration as required by the Oklahoma Corporation Commission are temporarily suspended as they apply to vehicles used for restoration efforts.

3. Manufactured homes being transported to the affected areas as declared in the state of emergency, under Federal contract and which are in support of the national relief effort, may be transported during all hours, without escorting vehicles, and, irrespective of size, width, and weight, with the following restrictions and conditions:

a. during night time hours, escorts will be required on all roadways less than four (4) lanes, during day time hours, escorts will be required as prescribed by Department of Public Safety rules and regulations, and

b. manufactured homes will be restricted to routes established by the Department of Public Safety (Permit Division), and

c. the owner(s) and operator(s) of such vehicle(s) assume full responsibility for any and all damages to roads, bridges, structures, persons and private or public property resulting from travel, and

d. standard "Oversized Load" signs are required, front and rear.

4. This temporary order shall terminate as provided in 63 O.S. §683.3(3).

Executive Orders

This Executive Order shall be forwarded to the Oklahoma Corporation Commission and the Commissioner of Public Safety, 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, this 12th day of September, 2005.

BY THE GOVERNOR OF THE
STATE OF OKLAHOMA

Brad Henry

ATTEST:

M. Susan Savage
Secretary of State

[OAR Docket #05-1239; filed 9-13-05]

1:2005-23A.

CORRECTED COPY EXECUTIVE ORDER 2005-23

I, Brad Henry, Governor of the State of Oklahoma, pursuant to the authority vested in me by Sections 1 and 2 of Article VI of the Oklahoma Constitution and 63 O.S. §§683.1 et seq., hereby declare that because there exists a state of emergency in the States of Florida, Louisiana, Mississippi and Alabama due to Hurricane Katrina, it is necessary to expedite restoration of services and relief in those States. In order to accommodate this need and to provide assistance to the citizens of Florida, Louisiana, Mississippi and Alabama in this extraordinary situation, and in accordance with Executive Orders 2005-18 and 2005-19, I hereby order that:

1. The requirements for special permits for use of overweight/oversized vehicles are temporarily suspended as they apply to vehicles used in these restoration efforts. This exemption also applies to mobile/manufactured homes transported in support of the Federal Emergency Management Agency's national relief effort to these areas.

2. The requirements for licensing/operating authority/registration as required by the Oklahoma Corporation Commission are temporarily suspended as they apply to vehicles used for restoration efforts.

3. Manufactured homes being transported to the affected areas as declared in the state of emergency, under Federal contract and which are in support of the national relief effort, may be transported during all hours, without escorting vehicles, and, irrespective of size, width, and weight, with the following restrictions and conditions:

a. during night time hours, escorts will be required on all roadways less than four (4) lanes, during day time hours, escorts will be required as prescribed by Department of Public Safety rules and regulations, and

b. manufactured homes will be restricted to routes established by the Department of Public Safety (Permit Division), and

c. the owner(s) and operator(s) of such vehicle(s) assume full responsibility for any and all damages to roads, bridges, structures, persons and private or public property resulting from travel, and

d. standard "Oversized Load" signs are required, front and rear.

4. This temporary order shall terminate as provided in 63 O.S. §683.3(3).

This Executive Order shall be forwarded to the Oklahoma Corporation Commission and the Commissioner of Public Safety, 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, this 12th day of September, 2005.

BY THE GOVERNOR OF THE
STATE OF OKLAHOMA

Brad Henry

ATTEST:

M. Susan Savage
Secretary of State

[OAR Docket #05-1240; filed 9-13-05]
