

Volume 33  
Number 15  
April 15, 2016  
Pages 425 - 458

# The Oklahoma Register

---

Oklahoma  
Secretary of State  
Office of Administrative Rules



**Mary Fallin, Governor**  
**Chris Benge,**  
**Secretary of State**  
**Peggy Coe, Editor-in-Chief**

**THE OKLAHOMA REGISTER** is an official publication of the State of Oklahoma. It is published semi-monthly on the first working day of the month and on the first working day following the 14th day of the month under the authority of 75 O.S., Sections 250 et seq. and OAC 655:10-15-1. The rules of the State of Oklahoma are codified and published in the *Oklahoma Administrative Code*.

*The Oklahoma Register* and the documents accepted for publication are **AVAILABLE FOR PUBLIC INSPECTION** at the Office of Administrative Rules pursuant to the Oklahoma Open Records Act. Copies of the *Register* are also available for public inspection at many County Clerks' offices in Oklahoma, the Jan Eric Cartwright Memorial Law Library in the State Capitol, and the following depository libraries:

**Ada** - East Central University, Linscheid Library

**Alva** - Northwestern Oklahoma State University,  
J.W. Martin Library

**Bartlesville** - Bartlesville Public Library

**Claremore** - Rogers State University, Stratton Taylor Library

**Clinton** - Clinton Public Library

**Durant** - Southeastern Oklahoma State University, H.G.  
Bennett Memorial Library

**Edmond** - University of Central Oklahoma, Chambers Library

**Enid** - Public Library of Enid and Garfield County

**Goodwell** - Oklahoma Panhandle State University, Marvin E.  
McKee Library

**Lawton** - Lawton Public Library

**McAlester** - McAlester Public Library

**Norman** - University of Oklahoma, Bizzell Memorial  
Library

**Oklahoma City** - Metropolitan Library System

**Oklahoma City** - Oklahoma Department of Libraries

**Stillwater** - Oklahoma State University, Edmon Low  
Library

**Tahlequah** - Northeastern State University, John  
Vaughan Library

**Tulsa** - Tulsa City-County Library System

**Tulsa** - University of Tulsa, McFarlin Library

**Weatherford** - Southwestern Oklahoma State  
University, Al Harris Library

**CITE MATERIAL PUBLISHED IN THE OKLAHOMA REGISTER** by the volume and the beginning page number of the document in the *Register*. For example: 31 *Ok Reg* 256.

**SUBSCRIPTION RATES** for the *Register* are \$500.00 per year for the printed issues and \$300.00 per year for the CD-ROM issues, payable in advance. When available, individual printed issues may be purchased for \$20.00 plus the cost of postage, payable in advance. Make checks payable to "Secretary of State." Send subscription requests, change of address notices, and undelivered copies to: Secretary of State, Office of Administrative Rules, 421 NW 13th Street, Suite 220, Oklahoma City, OK 73103.

**INFORMATION ABOUT THIS PUBLICATION** may be obtained by contacting the OAR by mail at Oklahoma Secretary of State, Office of Administrative Rules, 2300 North Lincoln Boulevard, Suite 101, Oklahoma City, OK 73105, by phone at (405) 521-4911, or by fax at (405) 522-3555. Information may also be obtained by visiting the OAR's office, located in Suite 220, Colcord Center, 421 NW 13th Street, Oklahoma City, between 8:00 a.m. and 5:00 p.m., Monday through Friday.

This publication is issued and printed by the Secretary of State as authorized by 75 O.S., Section 255. 43 copies have been prepared and distributed at a cost of \$135.82. Copies have been deposited with the Oklahoma Department of Libraries, Publications Clearinghouse.

ISSN 0030-1728

# Table of Contents

<b>Agency/Action/Subject Index</b> .....	iii
<b>Rules Affected Index</b> .....	v
<b>Agency Index (Title numbers assigned)</b> .....	vi
<b>Submissions to Governor and Legislature</b>	
Agriculture, Food, and Forestry, Oklahoma Department of (Title 35) .....	425
Consumer Credit, Department of (Title 160) .....	426
Corporation Commission (Title 165) .....	426
Education, State Department of (Title 210) .....	426, 427, 428, 429, 430
Educational Quality and Accountability, Office of (Title 218) .....	430
Firefighters Pension and Retirement System, Oklahoma (Title 270) .....	430
Health Care Authority, Oklahoma (Title 317) .....	431, 432, 433, 434, 435, 436, 437
Horse Racing Commission, Oklahoma (Title 325) .....	437
Investigation, Oklahoma State Bureau of (Title 375) .....	437
Juvenile Affairs, Office of (Title 377) .....	437, 438
Law Enforcement Education and Training, Council on (Title 390) .....	438, 439
Lottery Commission, Oklahoma (Title 429) .....	439
Medical Licensure and Supervision, State Board of (Title 435) .....	439, 440
Medicolegal Investigations, Board of (Title 445) .....	441
Mental Health and Substance Abuse Services, Department of (Title 450) .....	441, 442, 443, 444
Narcotics and Dangerous Drugs Control, Oklahoma State Bureau of (Title 475) .....	444
Police Pension and Retirement System, Oklahoma (Title 550) .....	444
Real Estate Commission, Oklahoma (Title 605) .....	445
Rehabilitation Services, State Department of (Title 612) .....	445
Speech-Language Pathology and Audiology, Board of Examiners for (Title 690) .....	446, 447
Tax Commission, Oklahoma (Title 710) .....	447, 448, 449
Transportation, Department of (Title 730) .....	449
<b>Emergency Adoptions</b>	
Health, Oklahoma State Department of (Title 310) .....	451
Horse Racing Commission, Oklahoma (Title 325) .....	452
Juvenile Affairs, Office of (Title 377) .....	455
<b>Executive Orders (Title 1)</b> .....	457



# Agency/Action/Subject Index

**AGRICULTURE, Food, and Forestry, Oklahoma  
Department of (Title 35)**

*Submissions to Governor and Legislature*

Animal Industry (Chapter 15) ..... 425  
 Consumer Protection (Chapter 30) ..... 425  
 Market Development (Chapter 40) ..... 425

**CONSUMER Credit, Department of (Title 160)**

*Submissions to Governor and Legislature*

Procedure (Chapter 3) ..... 426

**CORPORATION Commission (Title 165)**

*Submissions to Governor and Legislature*

Electric Utility Rules (Chapter 35) ..... 426

**EDUCATION, State Department of (Title 210)**

*Submissions to Governor and Legislature*

State Board of Education (Chapter 1) ..... 426  
 School Administration and Instructional Services  
 (Chapter 10) ..... 426, 427  
 Curriculum and Instruction (Chapter 15) ..... 427  
 Staff (Chapter 20) ..... 427, 428  
 Finance (Chapter 25) ..... 428, 429  
 Standards for Accreditation of Elementary, Middle Level,  
 Secondary, and Career and Technology Schools  
 (Chapter 35) ..... 429  
 Grants and Programs-In-Aid (Chapter 40) ..... 430

**EDUCATIONAL Quality and Accountability, Office of  
(Title 218)**

*Submissions to Governor and Legislature*

Educational Quality (Chapter 10) ..... 430

**FIREFIGHTERS Pension and Retirement System,  
Oklahoma (Title 270)**

*Submissions to Governor and Legislature*

Administrative Operations (Chapter 1) ..... 430  
 Firefighters Pension and Retirement Plan (Chapter 10) ... 430

**GOVERNOR**

*Executive Orders*

Ordering flags at half-staff in memory of victims of Brussels  
 terrorist attacks (16-7) ..... 457  
 Declaring disaster emergency caused by wildfires and drought  
 in Woods County (16-8) ..... 457  
 Declaring disaster emergency caused by tornadoes, severe  
 storms, and straight-line winds in 7 counties (16-9) ... 458

**HEALTH, Oklahoma State Department of (Title 310)**

*Emergency Adoptions*

Clinical Trials on the Use of Cannabidiol (Chapter 15) ... 451

**HEALTH Care Authority, Oklahoma (Title 317)**

*Submissions to Governor and Legislature*

Grievance Procedures and Process (Chapter 2) ..... 431  
 Medical Providers-Fee for Service (Chapter 30) ..... 431,  
 432, 433, 434, 435  
 Medical Assistance for Adults and Children-Eligibility  
 (Chapter 35) ..... 435, 436  
 Developmental Disabilities Services (Chapter 40) ..... 436  
 Insure Oklahoma (Chapter 45) ..... 436  
 Home and Community Based Services Waivers  
 (Chapter 50) ..... 437

**HORSE Racing Commission, Oklahoma (Title 325)**

*Submissions to Governor and Legislature*

Entries and Declarations (Chapter 25) ..... 437  
 Claiming Races (Chapter 30) ..... 437

*Emergency Adoptions*

Entries and Declarations (Chapter 25) ..... 452

**INVESTIGATION, Oklahoma State Bureau of (Title 375)**

*Submissions to Governor and Legislature*

Oklahoma Reward System (Chapter 15) ..... 437  
 Investigative Service (Chapter 35) ..... 437

**JUVENILE Affairs, Office of (Title 377)**

*Submissions to Governor and Legislature*

Function and Structure of the Office of Juvenile Affairs  
 (Chapter 1) ..... 437  
 Administrative Services (Chapter 3) ..... 438  
 Juvenile Services Unit (Chapter 25) ..... 438

*Emergency Adoptions*

Administrative Services (Chapter 3) ..... 455

**LAW Enforcement Education and Training, Council on  
(Title 390)**

*Submissions to Governor and Legislature*

Peace Officer Certification (Chapter 10) ..... 438  
 Reserve Officer Certification and Training  
 (Chapter 20) ..... 438  
 Continuing Law Enforcement Education (Chapter 25) .... 439  
 Police Officer Annual Firearms Requalification  
 (Chapter 27) ..... 439  
 Facilities Management (Chapter 55) ..... 439  
 Regulating Bail Enforcers (Chapter 60) ..... 439

**LOTTERY Commission, Oklahoma (Title 429)**

*Submissions to Governor and Legislature*

Retailer Provisions (Chapter 10) ..... 439

**MEDICAL Licensure and Supervision, State Board of  
(Title 435)**

*Submissions to Governor and Legislature*

Physician Assistants (Chapter 15) ..... 439  
 Physical Therapists and Assistants (Chapter 20) ..... 440  
 Athletic Trainers and Apprentices (Chapter 25) ..... 440  
 Occupational Therapists and Assistants (Chapter 30) .... 440

**MEDICOLEGAL Investigations, Board of (Title 445)**

*Submissions to Governor and Legislature*

Medical Examiner Cases (Chapter 10) ..... 441

**MENTAL Health and Substance Abuse Services,  
Department of (Title 450)**

*Submissions to Governor and Legislature*

Administration (Chapter 1) ..... 441  
 Standards and Criteria for Community Residential Mental  
 Health Facilities (Chapter 16) ..... 441  
 Standards and Criteria for Community Mental Health Centers  
 (Chapter 17) ..... 441  
 Standards and Criteria for Substance Related and Addictive  
 Disorder Treatment Services (Chapter 18) ..... 442  
 Certification of Alcohol and Drug Substance Abuse  
 Courses (ADSAC), Organizations and Facilitators  
 (Chapter 21) ..... 442  
 Certification of Alcohol and Drug Assessment and Evaluations  
 Programs Related to Driver's License Revocation  
 (Chapter 22) ..... 442  
 Standards and Criteria for Comprehensive Community  
 Addiction Recovery Centers (Chapter 24) ..... 443  
 Standards and Criteria for Mental Illness Service Programs  
 (Chapter 27) ..... 443  
 Standards and Criteria for Certified Behavioral Health Case  
 Managers (Chapter 50) ..... 443  
 Standards and Criteria for Programs of Assertive Community  
 Treatment (Chapter 55) ..... 443  
 Standards and Criteria for Gambling Treatment Programs  
 (Chapter 65) ..... 444

**Agency/Action/Subject Index – continued**

---

**NARCOTICS and Dangerous Drugs Control, Oklahoma State Bureau of (Title 475)**

*Submissions to Governor and Legislature*  
Requirements for Registration (Chapter 10) ..... 444  
Transfer and Disposal of Controlled Dangerous Drugs  
(Chapter 35) ..... 444  
Oklahoma Control Reporting Requirements  
(Chapter 45) ..... 444

**POLICE Pension and Retirement System, Oklahoma (Title 550)**

*Submissions to Governor and Legislature*  
Purchase of Transferred Credited Service (Chapter 20) ... 444

**REAL Estate Commission, Oklahoma (Title 605)**

*Submissions to Governor and Legislature*  
Requirements, Standards and Procedures (Chapter 10) ... 445

**REHABILITATION Services, State Department of (Title 612)**

*Submissions to Governor and Legislature*  
Administrative Operations (Chapter 1) ..... 445  
Management Services Division (Chapter 3) ..... 445  
Vocational Rehabilitation and Vocational Rehabilitation for the  
Blind & Visually Impaired (Chapter 10) ..... 445

**SPEECH-LANGUAGE Pathology and Audiology, Board of Examiners for (Title 690)**

*Submissions to Governor and Legislature*  
Administrative Operations (Chapter 1) ..... 446  
Rules of Practice (Chapter 5) ..... 446  
Licensure and Fees (Chapter 10) ..... 446  
Rules of Practice (Chapter 15) ..... 447

**TAX Commission, Oklahoma (Title 710)**

*Submissions to Governor and Legislature*  
Administrative Operations (Chapter 1) ..... 447  
Ad Valorem (Chapter 10) ..... 447  
Boats and Motors (Chapter 22) ..... 447  
Charity Games Tax (Chapter 23) ..... 447  
Gross Production (Chapter 45) ..... 448  
Income (Chapter 50) ..... 448  
Motor Vehicles (Chapter 60) ..... 448  
Sales and Use Tax (Chapter 65) ..... 449  
Withholding (Chapter 90) ..... 449  
Miscellaneous Areas of Regulatory and Administrative  
Authority (Chapter 95) ..... 449

**TRANSPORTATION, Department of (Title 730)**

*Submissions to Governor and Legislature*  
Administrative Operations (Chapter 1) ..... 449

# Rules Affected Index

[(E) = *Emergency action*]

Rule	Register Page	Rule	Register Page
35:15-11-41. ....	[AMENDED] (E) ..... 197	317:30-5-763. ....	[AMENDED] (E) ..... 365
35:15-34-3. ....	[NEW] (E) ..... 51	317:35-5-41.8. ....	[AMENDED] (E) ..... 55
35:40-5-31. ....	[AMENDED] (E) ..... 198	317:35-17-5. ....	[AMENDED] (E) ..... 379
35:40-5-51. ....	[AMENDED] (E) ..... 199	325:25-1-10. ....	[AMENDED] (E) ..... 453
35:40-5-71. ....	[AMENDED] (E) ..... 199	340:110-3-146. ....	[AMENDED] (E) ..... 146
35:40-5-91. ....	[AMENDED] (E) ..... 199	340:110-3-152. ....	[AMENDED] (E) ..... 148
35:40-5-111. ....	[AMENDED] (E) ..... 200	340:110-3-153.1. ....	[AMENDED] (E) ..... 149
35:40-5-191. ....	[AMENDED] (E) ..... 201	340:110-3-154.1. ....	[AMENDED] (E) ..... 153
35:40-5-221. ....	[NEW] (E) ..... 201	340:110-5-3. ....	[AMENDED] (E) ..... 154
35:40-19-1. ....	[NEW] (E) ..... 202	340:110-5-6. ....	[AMENDED] (E) ..... 156
35:40-19-2. ....	[RESERVED] (E) ..... 202	340:110-5-57. ....	[AMENDED] (E) ..... 157
35:40-19-3. ....	[NEW] (E) ..... 202	340:110-5-58. ....	[AMENDED] (E) ..... 159
35:40-19-4. ....	[NEW] (E) ..... 202	340:110-5-61. ....	[AMENDED] (E) ..... 160
35:40-19-5. ....	[NEW] (E) ..... 202	377:3-13-129. ....	[AMENDED] (E) ..... 455
35:40-19-6. ....	[NEW] (E) ..... 202	485:10-6-2. ....	[AMENDED] (E) ..... 161
35:40-19-7. ....	[NEW] (E) ..... 202	485:10-12-1. ....	[NEW] (E) ..... 163
135:10-26-1. ....	[NEW] (E) ..... 351	485:10-12-2. ....	[NEW] (E) ..... 163
135:10-26-2. ....	[NEW] (E) ..... 351	485:10-12-3. ....	[NEW] (E) ..... 163
135:10-26-3. ....	[NEW] (E) ..... 352	485:10-12-4. ....	[NEW] (E) ..... 163
135:10-26-4. ....	[NEW] (E) ..... 352	575:10-1-3. ....	[AMENDED] (E) ..... 164
158:50-9-1. ....	[AMENDED] (E) ..... 127	590:40-1-3. ....	[AMENDED] (E) ..... 79
210:1-3-8.1. ....	[AMENDED] (E) ..... 61	590:40-5-1. ....	[AMENDED] (E) ..... 81
210:10-13-2. ....	[AMENDED] (E) ..... 29	590:40-5-5. ....	[AMENDED] (E) ..... 82
210:10-13-22. ....	[AMENDED] (E) ..... 31	590:40-5-6. ....	[AMENDED] (E) ..... 82
210:15-3-133. ....	[REVOKED] (E) ..... 129	590:40-5-7. ....	[AMENDED] (E) ..... 82
210:15-3-133.1. ....	[REVOKED] (E) ..... 131	590:40-5-15. ....	[AMENDED] (E) ..... 83
210:15-3-134. ....	[REVOKED] (E) ..... 132	590:40-5-16. ....	[AMENDED] (E) ..... 83
210:15-3-135. ....	[REVOKED] (E) ..... 132	590:40-7-1. ....	[AMENDED] (E) ..... 83
210:15-3-136. ....	[REVOKED] (E) ..... 136	590:40-7-21. ....	[AMENDED] (E) ..... 84
210:15-3-137. ....	[REVOKED] (E) ..... 140	590:40-7-22. ....	[AMENDED] (E) ..... 84
210:20-9-95. ....	[AMENDED] (E) ..... 64	590:40-7-25. ....	[AMENDED] (E) ..... 84
210:20-9-98. ....	[AMENDED] (E) ..... 64	590:40-7-30. ....	[AMENDED] (E) ..... 84
210:25-3-4. ....	[AMENDED] (E) ..... 145	590:40-7-53. ....	[AMENDED] (E) ..... 84
210:35-9-31. ....	[AMENDED] (E) ..... 67	590:40-9-1. ....	[AMENDED] (E) ..... 84
230:15-5-100. ....	[AMENDED] (E) ..... 72	590:40-9-20. ....	[AMENDED] (E) ..... 84
230:15-5-101. ....	[AMENDED] (E) ..... 72	590:40-9-23. ....	[AMENDED] (E) ..... 85
230:15-5-102. ....	[AMENDED] (E) ..... 72	590:40-9-25. ....	[AMENDED] (E) ..... 85
230:15-5-103. ....	[AMENDED] (E) ..... 73	590:40-9-32. ....	[AMENDED] (E) ..... 85
230:15-5-104. ....	[AMENDED] (E) ..... 74	590:40-9-38. ....	[AMENDED] (E) ..... 85
230:15-5-106. ....	[AMENDED] (E) ..... 74	595:1-9-3. ....	[AMENDED] (E) ..... 393
230:15-5-107. ....	[AMENDED] (E) ..... 74	595:10-1-3. ....	[AMENDED] (E) ..... 395
230:15-5-108. ....	[AMENDED] (E) ..... 74	595:10-1-5. ....	[AMENDED] (E) ..... 398
230:15-5-109. ....	[AMENDED] (E) ..... 75	595:10-1-10. ....	[AMENDED] (E) ..... 401
230:15-5-110. ....	[AMENDED] (E) ..... 75	595:10-1-18. ....	[AMENDED] (E) ..... 402
230:15-5-121. ....	[AMENDED] (E) ..... 75	595:10-1-26. ....	[AMENDED] (E) ..... 404
230:15-5-122. ....	[AMENDED] (E) ..... 75	595:10-1-27. ....	[AMENDED] (E) ..... 405
230:15-5-124. ....	[AMENDED] (E) ..... 76	595:10-1-92. ....	[AMENDED] (E) ..... 406
230:15-5-125. ....	[AMENDED] (E) ..... 76	595:10-7-2. ....	[AMENDED] (E) ..... 406
230:15-5-126. ....	[AMENDED] (E) ..... 77	765:4-1-1. ....	[NEW] (E) ..... 11
230:15-5-127. ....	[AMENDED] (E) ..... 77	765:4-1-2. ....	[NEW] (E) ..... 11
230:15-5-128. ....	[AMENDED] (E) ..... 77	765:4-1-3. ....	[NEW] (E) ..... 11
230:15-5-129. ....	[AMENDED] (E) ..... 77	765:10-1-7. ....	[AMENDED] (E) ..... 12
230:15-5-130. ....	[AMENDED] (E) ..... 77	765:15-1-6. ....	[AMENDED] (E) ..... 13
230:15-5-131. ....	[AMENDED] (E) ..... 77	765:25-1-6. ....	[AMENDED] (E) ..... 13
230:15-5-132. ....	[AMENDED] (E) ..... 78	765:35-3-6. ....	[AMENDED] (E) ..... 14
310:15-1-1. ....	[NEW] (E) ..... 451	765:36-3-6. ....	[AMENDED] (E) ..... 15
310:15-1-2. ....	[NEW] (E) ..... 451	765:37-3-6. ....	[AMENDED] (E) ..... 15
310:15-3-1. ....	[NEW] (E) ..... 452	765:38-1-5. ....	[AMENDED] (E) ..... 16
310:15-3-2. ....	[NEW] (E) ..... 452	800:25-7-86.1. ....	[AMENDED] (E) ..... 97
317:30-5-696. ....	[AMENDED] (E) ..... 52		

# Agency/Title Index

[Assigned as of 4-15-16]

Agency	Title	Agency	Title
Oklahoma <b>ABSTRACTORS</b> Board	5	Office of <b>DISABILITY</b> Concerns ( <i>Formerly:</i> Office of <b>HANDICAPPED</b> Concerns) - <i>See</i> Title 305	
Oklahoma <b>ACCOUNTANCY</b> Board	10	Board of Regents of <b>EASTERN</b> Oklahoma State College ( <i>exempted</i> 11-1-98)	205
State <b>ACCREDITING</b> Agency	15	<b>EDGE</b> Fund Policy Board	208
<b>AD</b> Valorem Task Force ( <i>abolished</i> 7-1-93)	20	State Department of <b>EDUCATION</b>	210
Oklahoma <b>AERONAUTICS</b> Commission	25	<b>EDUCATION</b> Oversight Board ( <i>merged under</i> Office of Educational Quality and Accountability 7-1-14 - <i>See</i> Title 218)	215
Board of Regents for the Oklahoma <b>AGRICULTURAL</b> and Mechanical Colleges ( <i>exempted</i> 11-1-98)	30	Office of <b>EDUCATIONAL</b> Quality and Accountability	218
Oklahoma Department of <b>AGRICULTURE</b> , Food, and Forestry	35	Oklahoma <b>EDUCATIONAL</b> Television Authority	220
Oklahoma Board of Licensed <b>ALCOHOL</b> and Drug Counselors	38	[RESERVED]	225
Board of Tests for <b>ALCOHOL</b> and Drug Influence	40	State <b>ELECTION</b> Board	230
<b>ALCOHOLIC</b> Beverage Laws Enforcement Commission	45	Oklahoma <b>FUNERAL</b> Board ( <i>Formerly:</i> Oklahoma State Board of <b>EMBALMERS</b> and Funeral Directors)	235
<b>ANATOMICAL</b> Board of the State of Oklahoma	50	Oklahoma Department of <b>EMERGENCY</b> Management ( <i>Formerly:</i> Department of <b>CIVIL</b> Emergency Management) - <i>See</i> Title 145	
Board of Governors of the Licensed <b>ARCHITECTS</b> , Landscape Architects and Registered Interior Designers of Oklahoma ( <i>Formerly:</i> Board of Governors of the Licensed <b>ARCHITECTS</b> and Landscape Architects of Oklahoma; and Board of Governors of the Licensed <b>ARCHITECTS</b> , Landscape Architects and Interior Designers of Oklahoma)	55	Oklahoma <b>EMPLOYMENT</b> Security Commission	240
<b>ARCHIVES</b> and Records Commission	60	Oklahoma <b>ENERGY</b> Resources Board	243
Board of Trustees for the <b>ARDMORE</b> Higher Education Program ( <i>exempted</i> 11-1-98)	65	State Board of License for Professional <b>ENGINEERS</b> and Land Surveyors ( <i>Formerly:</i> State Board of Registration for Professional <b>ENGINEERS</b> and Land Surveyors)	245
Oklahoma <b>ARTS</b> Council	70	Board of Trustees for the <b>ENID</b> Higher Education Program ( <i>exempted</i> 11-1-98)	250
Oklahoma State <b>ATHLETIC</b> Commission ( <i>Formerly:</i> Oklahoma Professional <b>BOXING</b> Commission) - <i>See</i> Title 92		Department of <b>ENVIRONMENTAL</b> Quality	252
<b>ATTORNEY</b> General	75	State Board of <b>EQUALIZATION</b>	255
State <b>AUDITOR</b> and Inspector	80	<b>ETHICS</b> Commission ( <i>Title revoked</i> )	257
State <b>BANKING</b> Department	85	<b>ETHICS</b> Commission	258
Oklahoma State Employees <b>BENEFITS</b> Council ( <i>consolidated under</i> Office of Management and Enterprise Services 8-26-11 - <i>See</i> Title 260)	86	Office of <b>MANAGEMENT</b> and Enterprise Services ( <i>Formerly:</i> Office of State <b>FINANCE</b> )	260
Oklahoma State Employees <b>BENEFITS</b> Council	87	State <b>FIRE</b> Marshal Commission	265
Council of <b>BOND</b> Oversight	90	Oklahoma Council on <b>FIREFIGHTER</b> Training	268
Oklahoma State <b>ATHLETIC</b> Commission ( <i>Formerly:</i> Oklahoma Professional <b>BOXING</b> Commission)	92	Oklahoma <b>FIREFIGHTERS</b> Pension and Retirement System	270
State <b>BURIAL</b> Board ( <i>abolished</i> 7-1-92)	95	[RESERVED]	275
[RESERVED]	100	<b>FORENSIC</b> Review Board	277
Oklahoma <b>CAPITAL</b> Investment Board	105	State Board of Registration for <b>FORESTERS</b>	280
Oklahoma <b>CAPITOL</b> Improvement Authority	110	<b>FOSTER</b> Care Review Advisory Board	285
State <b>CAPITOL</b> Preservation Commission	115	Oklahoma <b>FUNERAL</b> Board ( <i>Formerly:</i> Oklahoma State Board of Embalmers and Funeral Directors) - <i>See</i> Title 235	
<b>CAPITOL-MEDICAL</b> Center Improvement and Zoning Commission	120	Oklahoma <b>FUTURES</b>	290
Oklahoma Department of <b>CAREER</b> and Technology Education ( <i>Formerly:</i> Oklahoma Department of <b>VOCATIONAL</b> and Technical Education) - <i>See</i> Title 780		<b>GOVERNOR</b> ( <i>See also</i> Title 1, Executive Orders)	295
Board of Regents of <b>CARL</b> Albert State College ( <i>exempted</i> 11-1-98)	125	<b>GRAND</b> River Dam Authority	300
Department of <b>CENTRAL</b> Services ( <i>Formerly:</i> Office of <b>PUBLIC</b> Affairs) - <i>See</i> Title 580		Group Self-Insurance Association <b>GUARANTY</b> Fund Board	302
<b>CEREBRAL</b> Palsy Commission	130	Individual Self-Insured <b>GUARANTY</b> Fund Board	303
Commission on <b>CHILDREN</b> and Youth	135	<b>STATE</b> Use Committee ( <i>Formerly:</i> Committee on Purchases of Products and Services of the Severely <b>HANDICAPPED</b> ; <i>consolidated under</i> Office of Management and Enterprise Services 8-26-11 - <i>See</i> Title 260)	304
Board of <b>CHIROPRACTIC</b> Examiners	140	Office of <b>DISABILITY</b> Concerns ( <i>Formerly:</i> Office of <b>HANDICAPPED</b> Concerns)	305
Oklahoma Department of <b>EMERGENCY</b> Management ( <i>Formerly:</i> Department of <b>CIVIL</b> Emergency Management)	145	Oklahoma State Department of <b>HEALTH</b>	310
Oklahoma Department of <b>COMMERCE</b>	150	Oklahoma Basic <b>HEALTH</b> Benefits Board ( <i>abolished</i> 11-1-97)	315
<b>COMMUNITY</b> Hospitals Authority	152	Oklahoma <b>HEALTH</b> Care Authority	317
<b>COMPSOURCE</b> Oklahoma ( <i>Formerly:</i> State <b>INSURANCE</b> Fund) - <i>See</i> Title 370		<b>HIGHWAY</b> Construction Materials Technician Certification Board	318
Oklahoma <b>CONSERVATION</b> Commission	155	Oklahoma <b>HISTORICAL</b> Society	320
<b>CONSTRUCTION</b> Industries Board	158	Oklahoma <b>HORSE</b> Racing Commission	325
Department of <b>CONSUMER</b> Credit	160	Oklahoma <b>HOUSING</b> Finance Agency	330
<b>CORPORATION</b> Commission	165	Oklahoma <b>HUMAN</b> Rights Commission	335
Department of <b>CORRECTIONS</b>	170	Department of <b>HUMAN</b> Services	340
State Board of <b>COSMETOLOGY</b> and Barbering	175	Committee for <b>INCENTIVE</b> Awards for State Employees	345
Oklahoma State <b>CREDIT</b> Union Board	180	Oklahoma <b>INDIAN</b> Affairs Commission	350
<b>CRIME</b> Victims Compensation Board	185	Oklahoma <b>INDIGENT</b> Defense System	352
Joint <b>CRIMINAL</b> Justice System Task Force Committee	190	Oklahoma <b>INDUSTRIAL</b> Finance Authority	355
Board of <b>DENTISTRY</b>	195	<b>INJURY</b> Review Board	357
Oklahoma <b>DEVELOPMENT</b> Finance Authority	200	Oklahoma State and Education Employees Group <b>INSURANCE</b> Board ( <i>consolidated under</i> Office of Management and Enterprise Services 8-26-11 - <i>See</i> Title 260)	360
		<b>INSURANCE</b> Department	365

Agency	Title	Agency	Title
<b>COMPSOURCE</b> Oklahoma (Formerly: State <b>INSURANCE</b> Fund) . . . . .	370	<b>PUBLIC</b> Employees Relations Board . . . . .	585
Oklahoma State Bureau of <b>INVESTIGATION</b>	375	Oklahoma <b>PUBLIC</b> Employees Retirement System . . . . .	590
Council on <b>JUDICIAL</b> Complaints . . . . .	376	Department of <b>PUBLIC</b> Safety . . . . .	595
Office of <b>JUVENILE</b> Affairs . . . . .	377	<b>REAL</b> Estate Appraiser Board . . . . .	600
Department of <b>LABOR</b> . . . . .	380	Oklahoma <b>REAL</b> Estate Commission . . . . .	605
Department of the Commissioners of the <b>LAND</b> Office	385	Board of Regents of <b>REDLANDS</b> Community College ( <i>exempted</i>	
Council on <b>LAW</b> Enforcement Education and Training . . . . .	390	11-1-98) . . . . .	607
Oklahoma <b>LAW</b> Enforcement Retirement System . . . . .	395	State <b>REGENTS</b> for Higher Education . . . . .	610
Board on <b>LEGISLATIVE</b> Compensation . . . . .	400	State Department of <b>REHABILITATION</b> Services . . . . .	612
Oklahoma Department of <b>LIBRARIES</b> . . . . .	405	Board of Regents of <b>ROGERS</b> State College ( <i>exempted 11-1-98</i> ) . . . . .	615
<b>LIEUTENANT</b> Governor . . . . .	410	Board of Regents of <b>ROSE</b> State College ( <i>exempted 11-1-98</i> ) . . . . .	620
Oklahoma <b>LINKED</b> Deposit Review Board . . . . .	415	Oklahoma <b>SAVINGS</b> and Loan Board ( <i>abolished 7-1-93</i> ) . . . . .	625
Oklahoma <b>LIQUEFIED</b> Petroleum Gas Board . . . . .	420	<b>SCENIC</b> Rivers Commission . . . . .	630
Oklahoma <b>LIQUEFIED</b> Petroleum Gas Research, Marketing and Safety		Oklahoma Commission on <b>SCHOOL</b> and County Funds	
Commission . . . . .	422	Management . . . . .	635
<b>LITERACY</b> Initiatives Commission . . . . .	425	Advisory Task Force on the Sale of <b>SCHOOL</b> Lands ( <i>functions</i>	
<b>LONG-RANGE</b> Capital Planning Commission . . . . .	428	<i>concluded 2-92</i> ) . . . . .	640
Oklahoma State Board of Examiners for <b>LONG-TERM</b> Care		The Oklahoma School of <b>SCIENCE</b> and Mathematics . . . . .	645
Administrators (Formerly: Oklahoma State Board of Examiners		Oklahoma Center for the Advancement of <b>SCIENCE</b> and	
for <b>NURSING</b> Home Administrators) - See Title 490		Technology . . . . .	650
<b>LOTTERY</b> Commission, Oklahoma . . . . .	429	<b>SECRETARY</b> of State . . . . .	655
Board of Trustees for the <b>MCCURTAIN</b> County Higher Education		Department of <b>SECURITIES</b> . . . . .	660
Program ( <i>exempted 11-1-98</i> ) . . . . .	430	Board of Regents of <b>SEMINOLE</b> State College ( <i>exempted</i>	
Office of <b>MANAGEMENT</b> and Enterprise Services (Formerly: Office		11-1-98) . . . . .	665
of State <b>FINANCE</b> ) - See Title 260		<b>SHEEP</b> and Wool Commission . . . . .	670
Commission on <b>MARGINALLY</b> Producing Oil and Gas Wells . . . . .	432	State Board of Licensed <b>SOCIAL</b> Workers . . . . .	675
State Board of <b>MEDICAL</b> Licensure and Supervision . . . . .	435	<b>SOUTHERN</b> Growth Policies Board . . . . .	680
<b>MEDICAL</b> Technology and Research Authority of Oklahoma . . . . .	440	Oklahoma <b>SOYBEAN</b> Commission ( <i>abolished 7-1-97</i> ) . . . . .	685
Board of <b>MEDICOLEGAL</b> Investigations . . . . .	445	Board of Examiners for <b>SPEECH-LANGUAGE</b> Pathology and	
Department of <b>MENTAL</b> Health and Substance Abuse Services . . . . .	450	Audiology (Formerly: Board of Examiners for <b>SPEECH</b>	
<b>MERIT</b> Protection Commission . . . . .	455	Pathology and Audiology) . . . . .	690
<b>MILITARY</b> Planning Commission, Oklahoma Strategic . . . . .	457	<b>STATE</b> Employee Charitable Contributions, Oversight	
Department of <b>MINES</b> . . . . .	460	Committee for (Formerly: <b>STATE</b> Agency	
Oklahoma <b>MOTOR</b> Vehicle Commission . . . . .	465	Review Committee) . . . . .	695
Board of Regents of <b>MURRAY</b> State College ( <i>exempted 11-1-98</i> ) . . . . .	470	<b>STATE</b> Use Committee (Formerly: Committee on Purchases of Products	
Oklahoma State Bureau of <b>NARCOTICS</b> and Dangerous Drugs		and Services of the Severely <b>HANDICAPPED</b> ) - See Title 304	
Control . . . . .	475	Oklahoma <b>STUDENT</b> Loan Authority . . . . .	700
Board of Regents of <b>NORTHERN</b> Oklahoma College ( <i>exempted</i>		<b>TASK</b> Force 2000 . . . . .	705
11-1-98) . . . . .	480	Oklahoma <b>TAX</b> Commission . . . . .	710
Oklahoma Board of <b>NURSING</b> . . . . .	485	Oklahoma Commission for <b>TEACHER</b> Preparation ( <i>merged under</i>	
Oklahoma State Board of Examiners for <b>LONG-TERM</b> Care		<i>Office of Educational Quality and Accountability 7-1-14 - See Title</i>	
Administrators (Formerly: Oklahoma State Board of Examiners		218) . . . . .	712
for <b>NURSING</b> Home Administrators) . . . . .	490	<b>TEACHERS'</b> Retirement System . . . . .	715
Board of Regents of <b>OKLAHOMA</b> City Community College ( <i>exempted</i>		State <b>TEXTBOOK</b> Committee . . . . .	720
11-1-98) . . . . .	495	<b>TOBACCO</b> Settlement Endowment Trust Fund . . . . .	723
Board of Regents of <b>OKLAHOMA</b> Colleges ( <i>exempted 11-1-98</i> ) . . . . .	500	Oklahoma <b>TOURISM</b> and Recreation Department . . . . .	725
Board of Examiners in <b>OPTOMETRY</b> . . . . .	505	Department of <b>TRANSPORTATION</b> . . . . .	730
State Board of <b>OSTEOPATHIC</b> Examiners . . . . .	510	Oklahoma <b>TRANSPORTATION</b> Authority ( <i>Name changed to</i>	
<b>PARDON</b> and Parole Board . . . . .	515	Oklahoma <b>TURNPIKE</b> Authority 11-1-05) - See Title 731	
Oklahoma <b>PEANUT</b> Commission . . . . .	520	Oklahoma <b>TURNPIKE</b> Authority (Formerly: Oklahoma	
Oklahoma State <b>PENSION</b> Commission . . . . .	525	<b>TRANSPORTATION</b> Authority AND Oklahoma <b>TURNPIKE</b>	
State Board of Examiners of <b>PERFUSIONISTS</b> . . . . .	527	Authority) - See also Title 745 . . . . .	731
Office of <b>PERSONNEL</b> Management ( <i>consolidated under Office</i>		State <b>TREASURER</b> . . . . .	735
of Management and Enterprise Services 8-26-11 - See Title		Board of Regents of <b>TULSA</b> Community College ( <i>exempted</i>	
260) . . . . .	530	11-1-98) . . . . .	740
Board of Commercial <b>PET</b> Breeders ( <i>abolished 7-1-12 - See Title</i>		Oklahoma <b>TURNPIKE</b> Authority ( <i>Name changed to Oklahoma</i>	
35) . . . . .	532	<b>TRANSPORATION</b> Authority 11-1-99 - no rules enacted in this	
Oklahoma State Board of <b>PHARMACY</b> . . . . .	535	<i>Title - See Title 731</i> ) . . . . .	745
<b>PHYSICIAN</b> Manpower Training Commission . . . . .	540	Oklahoma <b>UNIFORM</b> Building Code Commission . . . . .	748
Board of <b>PODIATRIC</b> Medical Examiners . . . . .	545	Board of Trustees for the <b>UNIVERSITY</b> Center at Tulsa ( <i>exempted</i>	
Oklahoma <b>POLICE</b> Pension and Retirement System . . . . .	550	11-1-98) . . . . .	750
State Department of <b>POLLUTION</b> Control ( <i>abolished 1-1-93</i> ) . . . . .	555	<b>UNIVERSITY</b> Hospitals Authority . . . . .	752
<b>POLYGRAPH</b> Examiners Board . . . . .	560	<b>UNIVERSITY</b> Hospitals Trust . . . . .	753
Oklahoma Board of <b>PRIVATE</b> Vocational Schools . . . . .	565	Board of Regents of the <b>UNIVERSITY</b> of Oklahoma ( <i>exempted</i>	
State Board for <b>PROPERTY</b> and Casualty Rates		11-1-98) . . . . .	755
( <i>abolished 7-1-06; see also Title 365</i> ) . . . . .	570	Board of Regents of the <b>UNIVERSITY</b> of Science and Arts	
State Board of Examiners of <b>PSYCHOLOGISTS</b> . . . . .	575	of Oklahoma ( <i>exempted 11-1-98</i> ) . . . . .	760
Department of <b>CENTRAL</b> Services (Formerly: Office of <b>PUBLIC</b>		Oklahoma <b>USED</b> Motor Vehicle and Parts Commission . . . . .	765
Affairs; <i>consolidated under Office of Management and Enterprise</i>		Oklahoma Department of <b>VETERANS</b> Affairs . . . . .	770
<i>Services 8-26-11 - See Title 260</i> ) . . . . .	580	Board of <b>VETERINARY</b> Medical Examiners . . . . .	775
		Statewide <b>VIRTUAL</b> Charter School Board . . . . .	777

**Agency/Title Index – continued**

---

<b>Agency</b>	<b>Title</b>	<b>Agency</b>	<b>Title</b>
Oklahoma Department of <b>CAREER</b> and Technology Education (Formerly: Oklahoma Department of <b>VOCATIONAL</b> and Technical Education) .....	780	Oklahoma <b>WHEAT</b> Commission .....	795
Oklahoma <b>WATER</b> Resources Board .....	785	Department of <b>WILDLIFE</b> Conservation .....	800
Board of Regents of <b>WESTERN</b> Oklahoma State College ( <i>exempted</i> <i>11-1-98</i> ) .....	790	<b>WILL</b> Rogers and J.M. Davis Memorials Commission .....	805
		Oklahoma <b>WORKERS'</b> Compensation Commission .....	810

# Submissions to Governor and Legislature

Within 10 calendar days after adoption by an agency of proposed PERMANENT rules, the agency must submit the rules to the Governor and the Legislature. A "statement" of such submission must subsequently be published by the agency in the *Register*.  
For additional information on submissions to the Governor/Legislature, see 75 O.S., Section 303.1 and 308.

## **TITLE 35. OKLAHOMA DEPARTMENT OF AGRICULTURE, FOOD, AND FORESTRY CHAPTER 15. ANIMAL INDUSTRY**

*[OAR Docket #16-216]*

### **RULEMAKING ACTION:**

Submission to Governor and Legislature

### **RULES:**

- Subchapter 34. Feral Swine
- 35:15-34-1. Purpose [AMENDED]
- 35:15-34-2. Definitions [AMENDED]
- 35:15-34-3. Importation and transportation of feral swine [NEW]
- 35:15-34-5. Transporter license [AMENDED]
- 35:15-34-5.1. 24 hour permit [NEW]
- 35:15-34-6. Sporting facilities [AMENDED]
- 35:15-34-7. Handling facilities [AMENDED]
- 35:15-34-10. Carcass disposal [AMENDED]
- 35:15-34-13. License fees [AMENDED]
- 35:15-34-19. Feral swine free zone [NEW]

### **SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:**

March 8, 2016

*[OAR Docket #16-216; filed 3-11-16]*

## **TITLE 35. OKLAHOMA DEPARTMENT OF AGRICULTURE, FOOD, AND FORESTRY CHAPTER 30. CONSUMER PROTECTION**

*[OAR Docket #16-217]*

### **RULEMAKING ACTION:**

Submission to Governor and Legislature

### **RULES:**

- Subchapter 17. Combined Pesticide
- Part 1. Commercial and Non-Commercial Categories of Pesticide Application
- 35:30-17-1. License Categories [AMENDED]
- 35:30-17-2. Consultant license [AMENDED]
- Part 3. Certification, Conduct of Examinations, and Recertification
- 35:30-17-4. Examination of applicants for certification [AMENDED]
- 35:30-17-6. Recertification [AMENDED]
- Part 5. Prerequisites for Licensing
- 35:30-17-11. Application for license required [AMENDED]
- Part 6. Pesticidal Product Producing Establishments

35:30-17-13. Incorporation by reference of federal pesticide producing establishment regulations [AMENDED]

Part 8. Pesticide Registrations and Permits

35:30-17-17.3. Pesticide and device labeling [NEW]

Part 11. Standards for Application of Pesticide

35:30-17-24. Approved chemicals and equipment [AMENDED]

35:30-17-24.1. Restricted use areas [AMENDED]

Part 15. Minimum Standards for Termite Work for Existing Structures

35:30-17-69.2. Exceptions to minimum standards [AMENDED]

Part 21. Standards for Disposal of Pesticide and Pesticide Containers

35:30-17-89.1. Incorporation by reference of federal pesticide management and disposal regulations [AMENDED]

### **SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:**

March 8, 2016

*[OAR Docket #16-217; filed 3-11-16]*

## **TITLE 35. OKLAHOMA DEPARTMENT OF AGRICULTURE, FOOD, AND FORESTRY CHAPTER 40. MARKET DEVELOPMENT**

*[OAR Docket #16-218]*

### **RULEMAKING ACTION:**

Submission to Governor and Legislature

### **RULES:**

- Subchapter 5. Agriculture Enhancement and Diversification Program
- Part 1. Definitions
- 35:40-5-1. Definitions [AMENDED]
- Part 3. Applicant Eligibility
- 35:40-5-31. Applicant eligibility [AMENDED]
- Part 5. Evaluation and Funding Criteria
- 35:40-5-51. Evaluation and funding criteria [AMENDED]
- Part 7. Procedure for Loan or Grant Requests
- 35:40-5-71. Applications for loan or grant requests [AMENDED]
- Part 9. Supplemental Program Information
- 35:40-5-91. Supplemental program information [AMENDED]
- Part 11. Terms of Loans or Grants
- 35:40-5-111. Terms of loans or grants [AMENDED]
- Part 19. Disbursements

## Submissions to Governor and Legislature

---

35:40-5-191. Disbursements [AMENDED]  
Part 23. Agriculture Event Grants [NEW]  
35:40-5-121. Agriculture Event Grants [NEW]  
Subchapter 19. Oklahoma Viticulture and Enology Center  
Development Revolving Fund [NEW]  
35:40-19-1. Purpose [NEW]  
35:40-19-2. Definitions [RESERVED]  
35:40-19-3. Eligibility [NEW]  
35:40-19-4. Evaluation [NEW]  
35:40-19-5. Submission of applications [NEW]  
35:40-19-6. Supplemental program information [NEW]  
35:40-19-7. Disbursements [NEW]

### **SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:**

March 8, 2016

*[OAR Docket #16-218; filed 3-11-16]*

---

### **TITLE 160. DEPARTMENT OF CONSUMER CREDIT CHAPTER 3. PROCEDURE**

*[OAR Docket #16-225]*

#### **RULEMAKING ACTION:**

Submission to Governor and Legislature

#### **RULES:**

160:3-1-4 [AMENDED]

### **SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:**

March 11, 2016

*[OAR Docket #16-225; filed 3-15-16]*

---

### **TITLE 165. CORPORATION COMMISSION CHAPTER 35. ELECTRIC UTILITY RULES**

*[OAR Docket #16-316]*

#### **RULEMAKING ACTION:**

Submission to Governor and Legislature

#### **RULES:**

Subchapter 1. General Provisions

165:35-1-6. Submission of distribution system mapping  
[NEW]

Subchapter 45. Wind Energy [NEW]

165:35-45-1. Purpose of this subchapter [NEW]

165:35-45-2. Definitions [NEW]

165:35-45-3. Annual reporting requirements [NEW]

165:35-45-4. Notification of intent to build a wind energy  
facility [NEW]

165:35-45-5. Commission consideration [NEW]

165:35-45-6. Determining assessment of fees [NEW]

165:35-45-7. Decommissioning of wind energy facilities  
[NEW]

### **SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:**

March 25, 2016

*[OAR Docket #16-316; filed 3-25-16]*

---

### **TITLE 210. STATE DEPARTMENT OF EDUCATION CHAPTER 1. STATE BOARD OF EDUCATION**

*[OAR Docket #16-292]*

#### **RULEMAKING ACTION:**

Submission to Governor and Legislature

#### **RULES:**

Subchapter 3. Departmental Precepts

210:1-3-8.1. Student Data Accessibility, Transparency and  
Accountability Act [AMENDED]

### **SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:**

February 29, 2016

*[OAR Docket #16-292; filed 3-25-16]*

---

### **TITLE 210. STATE DEPARTMENT OF EDUCATION CHAPTER 10. SCHOOL ADMINISTRATION AND INSTRUCTIONAL SERVICES**

*[OAR Docket #16-293A]*

#### **RULEMAKING ACTION:**

Submission to Governor and Legislature

#### **RULES:**

Subchapter 1. General Provisions

210:10-1-13. Educational services for children in  
residential care, treatment, or emergency shelter  
facilities [AMENDED]

### **SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:**

December 21, 2015

*[OAR Docket #16-293A; filed 3-25-16]*

---

### **TITLE 210. STATE DEPARTMENT OF EDUCATION CHAPTER 10. SCHOOL ADMINISTRATION AND INSTRUCTIONAL SERVICES**

*[OAR Docket #16-293B]*

#### **RULEMAKING ACTION:**

Submission to Governor and Legislature

**RULES:**

Subchapter 13. Student Assessment [AMENDED]  
210:10-13-22. Implementation of a system of school improvement and accountability [AMENDED]

**SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:**

March 25, 2016

*[OAR Docket #16-293B; filed 3-25-16]*

**TITLE 210. STATE DEPARTMENT OF EDUCATION  
CHAPTER 10. SCHOOL ADMINISTRATION AND INSTRUCTIONAL SERVICES**

*[OAR Docket #16-293]*

**RULEMAKING ACTION:**

Submission to Governor and Legislature

**RULES:**

Subchapter 13. Student Assessment  
210:10-13-2. Oklahoma School Testing Program (OSTP) scope and general administration [AMENDED]

**SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:**

October 28, 2015

*[OAR Docket #16-293; filed 3-25-16]*

**TITLE 210. STATE DEPARTMENT OF EDUCATION  
CHAPTER 15. CURRICULUM AND INSTRUCTION**

*[OAR Docket #16-294A]*

**RULEMAKING ACTION:**

Submission to Governor and Legislature

**RULES:**

Subchapter 27. Reading Sufficiency Act  
210:15-27-1. Reading Sufficiency Plans and Summer Academy Reading Programs [AMENDED]  
210:15-27-2. Good cause exemptions for promotion under the Reading Sufficiency Act [AMENDED]  
210:15-27-3. Standards for mid-year promotion of retained third graders [AMENDED]  
210:15-27-4. Program of reading instruction [NEW]

**SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:**

February 29, 2016

*[OAR Docket #16-294A; filed 3-25-16]*

**TITLE 210. STATE DEPARTMENT OF EDUCATION  
CHAPTER 15. CURRICULUM AND INSTRUCTION**

*[OAR Docket #16-294B]*

**RULEMAKING ACTION:**

Submission to Governor and Legislature

**RULES:**

Subchapter 37. Workplace Safety Training in Schools [NEW]  
210:15-37-1. Workplace safety training in schools [NEW]

**SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:**

March 25, 2016

*[OAR Docket #16-294B; filed 3-25-16]*

**TITLE 210. STATE DEPARTMENT OF EDUCATION  
CHAPTER 15. CURRICULUM AND INSTRUCTION**

*[OAR Docket #16-294]*

**RULEMAKING ACTION:**

Submission to Governor and Legislature

**RULES:**

Subchapter 3. Priority Academic Student Skills  
Part 15. Oklahoma Standards for World Languages  
210:15-3-133. Overview [REVOKED]  
210:15-3-133.1. Definitions [REVOKED]  
210:15-3-134. Language(s) awareness k - grade 3 [REVOKED]  
210:15-3-135. Novice level range [REVOKED]  
210:15-3-136. Intermediate level range [REVOKED]  
210:15-3-137. Pre-advanced level range [REVOKED]

**SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:**

December 21, 2015

*[OAR Docket #16-294; filed 3-25-16]*

**TITLE 210. STATE DEPARTMENT OF EDUCATION  
CHAPTER 20. STAFF**

*[OAR Docket #16-295A]*

**RULEMAKING ACTION:**

Submission to Governor and Legislature

**RULES:**

Subchapter 27. Support Personnel

## Submissions to Governor and Legislature

---

210:20-27-1. Support personnel; reporting requirements  
[AMENDED]

### **SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:**

December 21, 2015

*[OAR Docket #16-295A; filed 3-25-16]*

---

### **TITLE 210. STATE DEPARTMENT OF EDUCATION CHAPTER 20. STAFF**

*[OAR Docket #16-295B]*

#### **RULEMAKING ACTION:**

Submission to Governor and Legislature

#### **RULES:**

Subchapter 9. Professional Standards: Teacher Education  
and Certification

Part 1. General Teaching Certificate Requirements

210:20-9-9. Kinds, types, classes, and processing fees of  
certificates [AMENDED]

210:20-9-10.2. Teacher Competency Review Panel;  
recommendation for certification; fee assessment  
[REVOKED]

Part 9. Teacher Certification

210:20-9-94. Period of validity of certificates  
[AMENDED]

210:20-9-95. Effective date of teaching certificates ~~and  
licenses~~ [AMENDED]

210:20-9-96. Requirements for renewal or reissuance of  
certificates [AMENDED]

210:20-9-100. Teacher Competency Review Panel  
[REVOKED]

### **SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:**

February 1, 2016

*[OAR Docket #16-295B; filed 3-25-16]*

---

### **TITLE 210. STATE DEPARTMENT OF EDUCATION CHAPTER 20. STAFF**

*[OAR Docket #16-295C]*

#### **RULEMAKING ACTION:**

Submission to Governor and Legislature

#### **RULES:**

Subchapter 9. Professional Standards: Teacher Education  
and Certification

Part 9. Teacher Certification

210:20-9-91. Application for new ~~licenses~~/certificates  
[AMENDED]

210:20-9-102. Career development program for  
paraprofessionals [AMENDED]

### **SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:**

February 29, 2016

*[OAR Docket #16-295C; filed 3-25-16]*

---

### **TITLE 210. STATE DEPARTMENT OF EDUCATION CHAPTER 20. STAFF**

*[OAR Docket #16-295]*

#### **RULEMAKING ACTION:**

Submission to Governor and Legislature

#### **RULES:**

Subchapter 9. Professional Standards: Teacher Education  
and Certification

Part 9. Teacher Certification

210:20-9-98. Administrative requirements of teacher  
certification [AMENDED]

### **SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:**

October 28, 2015

*[OAR Docket #16-295; filed 3-25-16]*

---

### **TITLE 210. STATE DEPARTMENT OF EDUCATION CHAPTER 25. FINANCE**

*[OAR Docket #16-296]*

#### **RULEMAKING ACTION:**

Submission to Governor and Legislature

#### **RULES:**

Subchapter 3. Funding Criteria

210:25-3-4. Personnel [AMENDED]

Subchapter 7. Classification of Financial Transactions

210:25-7-1. Oklahoma Cost Accounting System  
[AMENDED]

### **SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:**

December 21, 2015

*[OAR Docket #16-296; filed 3-25-16]*

---

**TITLE 210. STATE DEPARTMENT OF  
EDUCATION  
CHAPTER 25. FINANCE**

*[OAR Docket #16-296A]*

**RULEMAKING ACTION:**

Submission to Governor and Legislature

**RULES:**

Subchapter 5. Budgeting and Business Management

Part 1. Implementation

210:25-5-5. Auditing [AMENDED]

**SUBMISSION OF ADOPTED RULES TO GOVERNOR  
AND LEGISLATURE:**

February 29, 2016

*[OAR Docket #16-296A; filed 3-25-16]*

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

*[OAR Docket #16-297A]*

**RULEMAKING ACTION:**

Submission to Governor and Legislature

**RULES:**

Subchapter 7. Additional Standards for Middle Level  
Schools

Part 9. Standard V: The School Staff

210:35-7-41. Staffing: pupil/professional staff ratio  
[AMENDED]

Subchapter 9. Additional Standards for Secondary Schools

Part 9. Standard V: The School Staff

210:35-9-41. Staffing: pupil/professional staff ratio  
[AMENDED]

**SUBMISSION OF ADOPTED RULES TO GOVERNOR  
AND LEGISLATURE:**

February 29, 2016

*[OAR Docket #16-297A; filed 3-25-16]*

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

*[OAR Docket #16-297B]*

**RULEMAKING ACTION:**

Submission to Governor and Legislature

**RULES:**

Subchapter 3. Standards for Elementary, Middle Level,  
Secondary, and Career and Technology Schools

Part 23. Standard XII: Deregulation, Waivers, and the  
School District Empowerment Program-Rules and  
Procedures

210:35-3-228. Required application criteria to be  
considered for requests for deregulations, waivers of  
statutory requirements, and participation in the School  
District Empowerment Program [AMENDED]

**SUBMISSION OF ADOPTED RULES TO GOVERNOR  
AND LEGISLATURE:**

March 25, 2016

*[OAR Docket #16-297B; filed 3-25-16]*

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

*[OAR Docket #16-297]*

**RULEMAKING ACTION:**

Submission to Governor and Legislature

**RULES:**

Subchapter 9. Additional Standards for Secondary Schools  
Part 7. Standard IV: Curriculum, Instruction, Assessment  
and Climate

210:35-9-31. Program of studies and graduation  
requirements [AMENDED]

**SUBMISSION OF ADOPTED RULES TO GOVERNOR  
AND LEGISLATURE:**

October 28, 2015

*[OAR Docket #16-297; filed 3-25-16]*

## Submissions to Governor and Legislature

---

### TITLE 210. STATE DEPARTMENT OF EDUCATION CHAPTER 40. GRANTS AND PROGRAMS-IN-AID

[OAR Docket #16-298A]

#### RULEMAKING ACTION:

Submission to Governor and Legislature

#### RULES:

- Subchapter 87. Rules for Payments to Charter Schools
- 210:40-87-5. Charter school application [AMENDED]
- 210:40-87-7. Charter school contracts [NEW]
- 210:40-87-8. Appeals for sponsorship to the State Board of Education [NEW]
- 210:40-87-9. Applications for renewal of charter school contracts [NEW]

#### SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 25, 2016

[OAR Docket #16-298A; filed 3-25-16]

---

### TITLE 210. STATE DEPARTMENT OF EDUCATION CHAPTER 40. GRANTS AND PROGRAMS-IN-AID

[OAR Docket #16-298]

#### RULEMAKING ACTION:

Submission to Governor and Legislature

#### RULES:

- Subchapter 75. Parent Education Programs
- 210:40-75-2. Definitions [AMENDED]
- 210:40-75-4. ~~Program requirements~~ Requirements for the ~~Oklahoma Parents as Teachers Program~~ program of parent education [AMENDED]
- 210:40-75-6. Funding [AMENDED]
- 210:40-75-7. Solicitation, acceptance, and evaluation of district applications for state-funded ~~Oklahoma Parents as Teachers (OPAT) Grants~~ grants for programs of parent education [AMENDED]

#### SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

October 28, 2015

[OAR Docket #16-298; filed 3-25-16]

---

### TITLE 218. OFFICE OF EDUCATIONAL QUALITY AND ACCOUNTABILITY CHAPTER 10. EDUCATIONAL QUALITY

[OAR Docket #16-214]

#### RULEMAKING ACTION:

Submission to Governor and Legislature

#### RULES:

- Subchapter 5. Educator Preparation Program Accreditation
- 218:10-5-1 [AMENDED]
- 218:10-5-2 [AMENDED]
- 218:10-5-3 [AMENDED]
- 218:10-5-4 [AMENDED]
- Subchapter 7. Educator Assessment
- 218:10-7-1 [AMENDED]
- Appendix A. Competency Exam Requirements by Certification Areas [REVOKED]
- Appendix A. Competency Exam Requirements by Certification Areas [NEW]

#### SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

February 26, 2016

[OAR Docket #16-214; filed 3-9-16]

---

### TITLE 270. OKLAHOMA FIREFIGHTERS PENSION AND RETIREMENT SYSTEM CHAPTER 1. ADMINISTRATIVE OPERATIONS

[OAR Docket #16-258]

#### RULEMAKING ACTION:

Submission to Governor and Legislature

#### RULES:

- 270:1-1-2 [AMENDED]
- 270:1-1-3 [AMENDED]
- 270:1-1-5 [AMENDED]

#### SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 24, 2016

[OAR Docket #16-258; filed 3-24-16]

---

### TITLE 270. OKLAHOMA FIREFIGHTERS PENSION AND RETIREMENT SYSTEM CHAPTER 10. FIREFIGHTERS PENSION AND RETIREMENT PLAN

[OAR Docket #16-257]

#### RULEMAKING ACTION:

Submission to Governor and Legislature

**RULES:**

270:10-1-8 [AMENDED]  
270:10-1-9 [AMENDED]  
270:10-1-10 [REVOKED]

**SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:**

March 24, 2016

*[OAR Docket #16-257; filed 3-24-16]*

**TITLE 317. OKLAHOMA HEALTH CARE AUTHORITY  
CHAPTER 2. GRIEVANCE PROCEDURES AND PROCESS**

*[OAR Docket #16-281]*

**RULEMAKING ACTION:**

Submission to Governor and Legislature

**RULES:**

317:2-1-2. [AMENDED]  
317:2-1-13. [AMENDED]  
(Reference APA WF # 15-52)

**SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:**

March 25, 2016

*[OAR Docket #16-281; filed 3-25-16]*

**TITLE 317. OKLAHOMA HEALTH CARE AUTHORITY  
CHAPTER 2. GRIEVANCE PROCEDURES AND PROCESS**

*[OAR Docket #16-282]*

**RULEMAKING ACTION:**

Submission to Governor and Legislature

**RULES:**

317:2-1-7. [AMENDED]  
317:2-1-8. [REVOKED]  
(Reference APA WF # 15-53)

**SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:**

March 25, 2016

*[OAR Docket #16-282; filed 3-25-16]*

**TITLE 317. OKLAHOMA HEALTH CARE AUTHORITY  
CHAPTER 2. GRIEVANCE PROCEDURES AND PROCESS**

*[OAR Docket #16-288]*

**RULEMAKING ACTION:**

Submission to Governor and Legislature

**RULES:**

317:2-1-12. [AMENDED]  
(Reference APA WF # 15-61)

**SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:**

March 25, 2016

*[OAR Docket #16-288; filed 3-25-16]*

**TITLE 317. OKLAHOMA HEALTH CARE AUTHORITY  
CHAPTER 30. MEDICAL PROVIDERS-FEE FOR SERVICE**

*[OAR Docket #16-264]*

**RULEMAKING ACTION:**

Submission to Governor and Legislature

**RULES:**

Subchapter 5. Individual Providers and Specialties  
Part 79. Dentists  
317:30-5-696. [AMENDED]  
(Reference APA WF # 15-01)

**SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:**

March 25, 2016

*[OAR Docket #16-264; filed 3-25-16]*

**TITLE 317. OKLAHOMA HEALTH CARE AUTHORITY  
CHAPTER 30. MEDICAL PROVIDERS-FEE FOR SERVICE**

*[OAR Docket #16-265]*

**RULEMAKING ACTION:**

Submission to Governor and Legislature

**RULES:**

Subchapter 3. General Provider Policies  
Part 3. General Medical Program Information  
317:30-3-59. [AMENDED]  
Subchapter 5. Individual Providers and Specialties  
Part 3. Hospitals  
317:30-5-42.17 [AMENDED]  
(Reference APA WF # 15-04)

## Submissions to Governor and Legislature

---

### SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 25, 2016

*[OAR Docket #16-265; filed 3-25-16]*

---

### TITLE 317. OKLAHOMA HEALTH CARE AUTHORITY CHAPTER 30. MEDICAL PROVIDERS-FEE FOR SERVICE

*[OAR Docket #16-266]*

#### RULEMAKING ACTION:

Submission to Governor and Legislature

#### RULES:

Subchapter 5. Individual Providers and Specialties

Part 17. Medical Suppliers

317:30-5-210.2. [AMENDED]

(Reference APA WF # 15-06)

### SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 25, 2016

*[OAR Docket #16-266; filed 3-25-16]*

---

### TITLE 317. OKLAHOMA HEALTH CARE AUTHORITY CHAPTER 30. MEDICAL PROVIDERS-FEE FOR SERVICE

*[OAR Docket #16-267]*

#### RULEMAKING ACTION:

Submission to Governor and Legislature

#### RULES:

Subchapter 5. Individual Providers and Specialties

Part 1. Physicians

317:30-5-2. [AMENDED]

317:30-5-22. [AMENDED]

317:30-5-22.1. [AMENDED]

Part 19. Certified Nurse Midwives

317:30-5-226. [AMENDED]

317:30-5-229. [AMENDED]

Part 35. Rural Health Clinics

317:30-5-356. [AMENDED]

Part 75. Federally Qualified Health Centers

317:30-5-664.8. [AMENDED]

(Reference APA WF # 15-07A)

### SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 25, 2016

*[OAR Docket #16-267; filed 3-25-16]*

---

### TITLE 317. OKLAHOMA HEALTH CARE AUTHORITY CHAPTER 30. MEDICAL PROVIDERS-FEE FOR SERVICE

*[OAR Docket #16-269]*

#### RULEMAKING ACTION:

Submission to Governor and Legislature

#### RULES:

Subchapter 5. Individual Providers and Specialties

Part 1. Physicians

317:30-5-20. [AMENDED]

317:30-5-20.1. [NEW]

(Reference APA WF # 15-08)

### SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 25, 2016

*[OAR Docket #16-269; filed 3-25-16]*

---

### TITLE 317. OKLAHOMA HEALTH CARE AUTHORITY CHAPTER 30. MEDICAL PROVIDERS-FEE FOR SERVICE

*[OAR Docket #16-270]*

#### RULEMAKING ACTION:

Submission to Governor and Legislature

#### RULES:

Subchapter 5. Individual Providers and Specialties

Part 45. Optometrists

317:30-5-432.1. [AMENDED]

Part 47. Optical Companies/Suppliers

317:30-5-450. [AMENDED]

(Reference APA WF # 15-17)

### SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 25, 2016

*[OAR Docket #16-270; filed 3-25-16]*

---

### TITLE 317. OKLAHOMA HEALTH CARE AUTHORITY CHAPTER 30. MEDICAL PROVIDERS-FEE FOR SERVICE

*[OAR Docket #16-271]*

#### RULEMAKING ACTION:

Submission to Governor and Legislature

#### RULES:

Subchapter 5. Individual Providers and Specialties

Part 17. Medical Suppliers

317:30-5-210. [AMENDED]  
317:30-5-211.1. [AMENDED]  
(Reference APA WF # 15-18)

**SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:**  
March 25, 2016

*[OAR Docket #16-271; filed 3-25-16]*

**TITLE 317. OKLAHOMA HEALTH CARE AUTHORITY  
CHAPTER 30. MEDICAL PROVIDERS-FEE FOR SERVICE**

*[OAR Docket #16-272]*

**RULEMAKING ACTION:**

Submission to Governor and Legislature

**RULES:**

Subchapter 5. Individual Providers and Specialties  
Part 90. Diagnostic Testing Entities  
317:30-5-907. [AMENDED]  
317:30-5-907.1. [AMENDED]  
317:30-5-907.3. [AMENDED]  
(Reference APA WF # 15-21)

**SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:**  
March 25, 2016

*[OAR Docket #16-272; filed 3-25-16]*

**TITLE 317. OKLAHOMA HEALTH CARE AUTHORITY  
CHAPTER 30. MEDICAL PROVIDERS-FEE FOR SERVICE**

*[OAR Docket #16-273]*

**RULEMAKING ACTION:**

Submission to Governor and Legislature

**RULES:**

Subchapter 5. Individual Providers and Specialties  
Part 79. Dentists  
317:30-5-695. [AMENDED]  
317:30-5-696.1. [AMENDED]  
317:30-5-698. [AMENDED]  
317:30-5-699. [AMENDED]  
317:30-5-700. [AMENDED]  
317:30-5-700.1. [AMENDED]  
317:30-5-704. [AMENDED]  
317:30-5-705. [AMENDED]  
(Reference APA WF # 15-24)

**SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:**  
March 25, 2016

*[OAR Docket #16-273; filed 3-25-16]*

**TITLE 317. OKLAHOMA HEALTH CARE AUTHORITY  
CHAPTER 30. MEDICAL PROVIDERS-FEE FOR SERVICE**

*[OAR Docket #16-274]*

**RULEMAKING ACTION:**

Submission to Governor and Legislature

**RULES:**

Subchapter 5. Individual Providers and Specialties  
Part 110. Indian Health Services, Tribal Programs, and Urban Indian Clinics (I/T/US)  
317:30-5-1085. [AMENDED]  
317:30-5-1086. [AMENDED]  
317:30-5-1087. [AMENDED]  
317:30-5-1088. [AMENDED]  
317:30-5-1089. [AMENDED]  
317:30-5-1090. [AMENDED]  
317:30-5-1091. [AMENDED]  
317:30-5-1093. [AMENDED]  
317:30-5-1094. [AMENDED]  
317:30-5-1095. [AMENDED]  
317:30-5-1096. [AMENDED]  
317:30-5-1098. [AMENDED]  
317:30-5-1099. [AMENDED]  
317:30-5-1100. [AMENDED]  
(Reference APA WF # 15-28)

**SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:**  
March 25, 2016

*[OAR Docket #16-274; filed 3-25-16]*

**TITLE 317. OKLAHOMA HEALTH CARE AUTHORITY  
CHAPTER 30. MEDICAL PROVIDERS-FEE FOR SERVICE**

*[OAR Docket #16-275]*

**RULEMAKING ACTION:**

Submission to Governor and Legislature

**RULES:**

Subchapter 5. Individual Providers and Specialties  
Part 17. Medical Suppliers  
317:30-5-211.15. [AMENDED]  
(Reference APA WF # 15-36)

## Submissions to Governor and Legislature

---

### SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 25, 2016

*[OAR Docket #16-275; filed 3-25-16]*

### TITLE 317. OKLAHOMA HEALTH CARE AUTHORITY CHAPTER 30. MEDICAL PROVIDERS-FEE FOR SERVICE

*[OAR Docket #16-276]*

#### RULEMAKING ACTION:

Submission to Governor and Legislature

#### RULES:

Subchapter 5. Individual Providers and Specialties

Part 9. Long Term Care Facilities

317:30-5-131.2. [AMENDED]

(Reference APA WF # 15-38)

### SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 25, 2016

*[OAR Docket #16-276; filed 3-25-16]*

### TITLE 317. OKLAHOMA HEALTH CARE AUTHORITY CHAPTER 30. MEDICAL PROVIDERS-FEE FOR SERVICE

*[OAR Docket #16-277]*

#### RULEMAKING ACTION:

Submission to Governor and Legislature

#### RULES:

Subchapter 3. General Provider Policies

Part 1. General Scope and Administration

317:30-3-2.1. [AMENDED]

(Reference APA WF # 15-42)

### SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 25, 2016

*[OAR Docket #16-277; filed 3-25-16]*

### TITLE 317. OKLAHOMA HEALTH CARE AUTHORITY CHAPTER 30. MEDICAL PROVIDERS-FEE FOR SERVICE

*[OAR Docket #16-278]*

#### RULEMAKING ACTION:

Submission to Governor and Legislature

#### RULES:

Subchapter 3. General Provider Policies

Part 1. General Scope and Administration

317:30-3-20. [AMENDED]

(Reference APA WF # 15-43)

### SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 25, 2016

*[OAR Docket #16-278; filed 3-25-16]*

### TITLE 317. OKLAHOMA HEALTH CARE AUTHORITY CHAPTER 30. MEDICAL PROVIDERS-FEE FOR SERVICE

*[OAR Docket #16-279]*

#### RULEMAKING ACTION:

Submission to Governor and Legislature

#### RULES:

Subchapter 5. Individual Providers and Specialties

Part 83. Residential Behavior Management Services

317:30-5-740. [AMENDED]

317:30-5-740.1. [AMENDED]

317:30-5-741. [AMENDED]

317:30-5-742. [AMENDED]

317:30-5-742.2. [AMENDED]

317:30-5-743.1. [AMENDED]

(Reference APA WF # 15-48)

### SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 25, 2016

*[OAR Docket #16-279; filed 3-25-16]*

### TITLE 317. OKLAHOMA HEALTH CARE AUTHORITY CHAPTER 30. MEDICAL PROVIDERS-FEE FOR SERVICE

*[OAR Docket #16-285]*

#### RULEMAKING ACTION:

Submission to Governor and Legislature

#### RULES:

Subchapter 3. General Provider Policies

Part 1. General Scope and Administration

317:30-3-14. [AMENDED]

(Reference APA WF # 15-56)

**SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:**

March 25, 2016

*[OAR Docket #16-285; filed 3-25-16]*

**TITLE 317. OKLAHOMA HEALTH CARE AUTHORITY  
CHAPTER 30. MEDICAL PROVIDERS-FEE FOR SERVICE**

*[OAR Docket #16-287]*

**RULEMAKING ACTION:**

Submission to Governor and Legislature

**RULES:**

Subchapter 5. Individual Providers and Specialties

Part 6. Inpatient Psychiatric Hospitals

317:30-5-95.25. [AMENDED]

317:30-5-95.26. [AMENDED]

317:30-5-95.33. [AMENDED]

317:30-5-95.34. [AMENDED]

317:30-5-95.41. [AMENDED]

317:30-5-95.42. [AMENDED]

(Reference APA WF # 15-58)

**SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:**

March 25, 2016

*[OAR Docket #16-287; filed 3-25-16]*

**TITLE 317. OKLAHOMA HEALTH CARE AUTHORITY  
CHAPTER 30. MEDICAL PROVIDERS-FEE FOR SERVICE**

*[OAR Docket #16-289]*

**RULEMAKING ACTION:**

Submission to Governor and Legislature

**RULES:**

Subchapter 5. Individual Providers and Specialties

Part 6. Inpatient Psychiatric Hospitals

317:30-5-95.24. [AMENDED]

(Reference APA WF # 15-62)

**SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:**

March 25, 2016

*[OAR Docket #16-289; filed 3-25-16]*

**TITLE 317. OKLAHOMA HEALTH CARE AUTHORITY  
CHAPTER 30. MEDICAL PROVIDERS-FEE FOR SERVICE**

*[OAR Docket #16-290]*

**RULEMAKING ACTION:**

Submission to Governor and Legislature

**RULES:**

Subchapter 5. Individual Providers and Specialties

Part 6. Inpatient Psychiatric Hospitals

317:30-5-95.35. [AMENDED]

317:30-5-95.37. [AMENDED]

(Reference APA WF # 15-65)

**SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:**

March 25, 2016

*[OAR Docket #16-290; filed 3-25-16]*

**TITLE 317. OKLAHOMA HEALTH CARE AUTHORITY  
CHAPTER 35. MEDICAL ASSISTANCE FOR ADULTS AND CHILDREN-ELIGIBILITY**

*[OAR Docket #16-268]*

**RULEMAKING ACTION:**

Submission to Governor and Legislature

**RULES:**

Subchapter 5. Eligibility and Countable Income

Part 1. Determination of Qualifying Categorical Relationship

317:35-5-2. [AMENDED]

Subchapter 22. Pregnancy Related Benefits Covered Under Title XXI

317:35-22-2. [AMENDED]

(Reference APA WF # 15-07B)

**SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:**

March 25, 2016

*[OAR Docket #16-268; filed 3-25-16]*

**TITLE 317. OKLAHOMA HEALTH CARE AUTHORITY  
CHAPTER 35. MEDICAL ASSISTANCE FOR ADULTS AND CHILDREN-ELIGIBILITY**

*[OAR Docket #16-280]*

**RULEMAKING ACTION:**

Submission to Governor and Legislature

## Submissions to Governor and Legislature

---

### RULES:

Subchapter 5. Eligibility and Countable Income  
Part 5. Countable Income and Resources  
317:35-5-41.1. [AMENDED]  
317:35-5-41.6. [AMENDED]

(Reference APA WF # 15-50)

### SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 25, 2016

*[OAR Docket #16-280; filed 3-25-16]*

---

## TITLE 317. OKLAHOMA HEALTH CARE AUTHORITY CHAPTER 35. MEDICAL ASSISTANCE FOR ADULTS AND CHILDREN-ELIGIBILITY

*[OAR Docket #16-284]*

### RULEMAKING ACTION:

Submission to Governor and Legislature

### RULES:

Subchapter 18. Programs of All-Inclusive Care for the Elderly

317:35-18-5. [AMENDED]

317:35-18-8. [AMENDED]

(Reference APA WF # 15-55)

### SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 25, 2016

*[OAR Docket #16-284; filed 3-25-16]*

---

## TITLE 317. OKLAHOMA HEALTH CARE AUTHORITY CHAPTER 40. DEVELOPMENTAL DISABILITIES SERVICES

*[OAR Docket #16-291]*

### RULEMAKING ACTION:

Submission to Governor and Legislature

### RULES:

Subchapter 1. General Provisions

317:40-1-1. [AMENDED]

(Reference APA WF # 15-66)

### SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 25, 2016

*[OAR Docket #16-291; filed 3-25-16]*

---

## TITLE 317. OKLAHOMA HEALTH CARE AUTHORITY CHAPTER 45. INSURE OKLAHOMA

*[OAR Docket #16-283]*

### RULEMAKING ACTION:

Submission to Governor and Legislature

### RULES:

Subchapter 1. General Provisions

317:45-1-3. [AMENDED]

317:45-1-4. [AMENDED]

Subchapter 3. Insure Oklahoma Carriers

317:45-3-1. [AMENDED]

317:45-3-2. [AMENDED]

Subchapter 5. Insure Oklahoma Qualified Health Benefit Plans

317:45-5-1. [AMENDED]

317:45-5-2. [AMENDED]

Subchapter 7. Insure Oklahoma ESI Employer Eligibility

317:45-7-1. [AMENDED]

317:45-7-3. [AMENDED]

317:45-7-5. [AMENDED]

317:45-7-7. [AMENDED]

317:45-7-8. [AMENDED]

Subchapter 9. Insure Oklahoma ESI Employee Eligibility

317:45-9-1. [AMENDED]

317:45-9-4. [AMENDED]

317:45-9-6. [AMENDED]

317:45-9-7. [AMENDED]

317:45-9-8. [AMENDED]

Subchapter 11. Insure Oklahoma IP

Part 3. Insure Oklahoma IP Member Health Care Benefits

317:45-11-11. [AMENDED]

Part 5. Insure Oklahoma IP Member Eligibility

317:45-11-20. [AMENDED]

317:45-11-21. [AMENDED]

317:45-11-23. [AMENDED]

317:45-11-24. [AMENDED]

317:45-11-25. [REVOKED]

317:45-11-26. [AMENDED]

317:45-11-27. [AMENDED]

317:45-11-28. [AMENDED]

(Reference APA WF # 15-54)

### SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 25, 2016

*[OAR Docket #16-283; filed 3-25-16]*

---

**TITLE 317. OKLAHOMA HEALTH CARE  
AUTHORITY  
CHAPTER 50. HOME AND COMMUNITY  
BASED SERVICES WAIVERS**

*[OAR Docket #16-286]*

**RULEMAKING ACTION:**

Submission to Governor and Legislature

**RULES:**

Subchapter 1. Medically Fragile Waiver Services

317:50-1-3. [AMENDED]

317:50-1-4. [AMENDED]

317:50-1-5. [AMENDED]

317:50-1-10. [AMENDED]

317:50-1-13. [AMENDED]

317:50-1-14. [AMENDED]

317:50-1-16. [AMENDED]

(Reference APA WF # 15-57)

**SUBMISSION OF ADOPTED RULES TO GOVERNOR  
AND LEGISLATURE:**

March 25, 2016

*[OAR Docket #16-286; filed 3-25-16]*

**TITLE 325. OKLAHOMA HORSE RACING  
COMMISSION  
CHAPTER 25. ENTRIES AND  
DECLARATIONS**

*[OAR Docket #16-299]*

**RULEMAKING ACTION:**

Submission to Governor and Legislature

**RULE:**

325:25-1-10 [AMENDED]

**SUBMISSION OF ADOPTED RULE TO GOVERNOR  
AND LEGISLATURE:**

February 26, 2016

*[OAR Docket #16-299; filed 3-25-16]*

**TITLE 325. OKLAHOMA HORSE RACING  
COMMISSION  
CHAPTER 30. CLAIMING RACES**

*[OAR Docket #16-300]*

**RULEMAKING ACTION:**

Submission to Governor and Legislature

**RULES:**

325:30-1-8 [AMENDED]

325:30-1-9 [AMENDED]

**SUBMISSION OF ADOPTED RULES TO GOVERNOR  
AND LEGISLATURE:**

February 26, 2016

*[OAR Docket #16-300; filed 3-25-16]*

**TITLE 375. OKLAHOMA STATE BUREAU  
OF INVESTIGATION  
CHAPTER 15. OKLAHOMA REWARD  
SYSTEM**

*[OAR Docket #16-235]*

**RULEMAKING ACTION:**

Submission to Governor and Legislator

**RULES:**

375:15-1-4 [AMENDED]

**SUBMISSION OF ADOPTED RULES TO GOVERNOR  
AND LEGISLATOR:**

March 21, 2016

*[OAR Docket #16-235; filed 3-22-16]*

**TITLE 375. OKLAHOMA STATE BUREAU  
OF INVESTIGATION  
CHAPTER 35. INVESTIGATIVE SERVICE**

*[OAR Docket #16-236]*

**RULEMAKING ACTION:**

Submission to Governor and Legislature

**RULES:**

Subchapter 1. General Provisions

375:35-1-2 [AMENDED]

375:35-1-3 [NEW]

**SUBMISSION OF ADOPTED RULES TO GOVERNOR  
AND LEGISLATURE:**

March 21, 2016

*[OAR Docket #16-236; filed 3-22-16]*

**TITLE 377. OFFICE OF JUVENILE AFFAIRS  
CHAPTER 1. FUNCTION AND STRUCTURE  
OF THE OFFICE OF JUVENILE AFFAIRS**

*[OAR Docket #16-313A]*

**RULEMAKING ACTION:**

Submission to Governor and Legislature

**RULES:**

Subchapter 1. Function and Structure of the Office of  
Juvenile Affairs

377:1-1-5. Board of Juvenile Affairs [AMENDED]

## Submissions to Governor and Legislature

---

### SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 25, 2016

*[OAR Docket #16-313A; filed 3-25-16]*

---

### TITLE 377. OFFICE OF JUVENILE AFFAIRS CHAPTER 3. ADMINISTRATIVE SERVICES

*[OAR Docket #16-314]*

#### RULEMAKING ACTION:

Submission to Governor and Legislature

#### RULES:

- Subchapter 1. Office of the Executive Director
- Part 3. Office of the Advocate General
- 377:3-1-21. Definitions [AMENDED]
- 377:3-1-25. Abuse, neglect, and caretaker misconduct of a child in OJA custody and placed in a secure facility or other facility operated by or through contract with OJA [AMENDED]
- Subchapter 7. Finance Department
- 377:3-7-4. OJA financial system [AMENDED]
- Subchapter 11. Risk Management
- Part 1. Drug Policy
- 377:3-11-5. Substance screening [AMENDED]
- Subchapter 13. Office of Public Integrity
- Part 1. General Provisions
- 377:3-13-6. Certification of Secure Juvenile Detention Facilities, Municipal Juvenile Facilities, and Community Intervention Centers [AMENDED]
- Part 7. Requirements for Community Intervention Centers (CIC)
- 377:3-13-81. Structure [AMENDED]
- 377:3-13-82. General provisions [AMENDED]
- 377:3-13-83. Information gathering/report data [AMENDED]
- 377:3-13-86. Organization, administration, and finance [AMENDED]
- 377:3-13-89. Juvenile records [AMENDED]
- Part 11. Requirements for Certification of Secure Juvenile Facilities
- 377:3-13-129. General emergency procedures [AMENDED]

### SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 25, 2016

*[OAR Docket #16-314; filed 3-25-16]*

---

### TITLE 377. OFFICE OF JUVENILE AFFAIRS CHAPTER 25. JUVENILE SERVICES UNIT

*[OAR Docket #16-315]*

#### RULEMAKING ACTION:

Submission to Governor and Legislature

#### RULES:

- Subchapter 3. Pre-Court
- Part 1. Juvenile Detention
- 377:25-3-2. Detention recommendations [AMENDED]

### SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 25, 2016

*[OAR Docket #16-315; filed 3-25-16]*

---

### TITLE 390. COUNCIL ON LAW ENFORCEMENT EDUCATION AND TRAINING CHAPTER 10. PEACE OFFICER CERTIFICATION

*[OAR Docket #16-254]*

#### RULEMAKING ACTION:

Submission to Governor and Legislature

#### RULES:

- 390:10-1-4 [AMENDED]
- 390:10-1-7 [AMENDED]

### SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 24, 2016

*[OAR Docket #16-254; filed 3-24-16]*

---

### TITLE 390. COUNCIL ON LAW ENFORCEMENT EDUCATION AND TRAINING CHAPTER 20. RESERVE OFFICER CERTIFICATION AND TRAINING

*[OAR Docket #16-255]*

#### RULEMAKING ACTION:

Submission to Governor and Legislature

#### RULES:

- 390:20-1-2 [AMENDED]

### SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 24, 2016

*[OAR Docket #16-255; filed 3-24-16]*

---

**TITLE 390. COUNCIL ON LAW  
ENFORCEMENT EDUCATION AND  
TRAINING  
CHAPTER 25. CONTINUING LAW  
ENFORCEMENT EDUCATION**

[OAR Docket #16-239]

**RULEMAKING ACTION:**

Submission to Governor and Legislature

**RULES:**

390:25-1-14 [AMENDED]

**SUBMISSION OF ADOPTED RULES TO GOVERNOR  
AND LEGISLATURE:**

March 22, 2016

[OAR Docket #16-239; filed 3-22-16]

**TITLE 390. COUNCIL ON LAW  
ENFORCEMENT EDUCATION AND  
TRAINING  
CHAPTER 27. POLICE OFFICER ANNUAL  
FIREARMS REQUALIFICATION**

[OAR Docket #16-240]

**RULEMAKING ACTION:**

Submission to Governor and Legislature

**RULES:**

390:27-1-1 [AMENDED]

390:27-1-4 [AMENDED]

**SUBMISSION OF ADOPTED RULES TO GOVERNOR  
AND LEGISLATURE:**

March 22, 2016

[OAR Docket #16-240; filed 3-22-16]

**TITLE 390. COUNCIL ON LAW  
ENFORCEMENT EDUCATION AND  
TRAINING  
CHAPTER 55. FACILITIES MANAGEMENT**

[OAR Docket #16-256]

**RULEMAKING ACTION:**

Submission to Governor and Legislature

**RULES:**

390:55-1-11 [AMENDED]

**SUBMISSION OF ADOPTED RULES TO GOVERNOR  
AND LEGISLATURE:**

March 24, 2016

[OAR Docket #16-256; filed 3-24-16]

**TITLE 390. COUNCIL ON LAW  
ENFORCEMENT EDUCATION AND  
TRAINING  
CHAPTER 60. REGULATING BAIL  
ENFORCERS**

[OAR Docket #16-242]

**RULEMAKING ACTION:**

Submission to Governor and Legislature

**RULES:**

Subchapter 7. Disciplinary Actions

390:60-7-8 [AMENDED]

**SUBMISSION OF ADOPTED RULES TO GOVERNOR  
AND LEGISLATURE:**

March 22, 2016

[OAR Docket #16-242; filed 3-22-16]

**TITLE 429. OKLAHOMA LOTTERY  
COMMISSION  
CHAPTER 10. RETAILER PROVISIONS**

[OAR Docket #16-259]

**RULEMAKING ACTION:**

Submission to Governor and Legislature

**RULES:**

429:10-1-10 [AMENDED]

**SUBMISSION OF ADOPTED RULES TO GOVERNOR  
AND LEGISLATURE:**

March 24, 2016

[OAR Docket #16-259; filed 3-25-16]

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

[OAR Docket #16-232]

**RULEMAKING ACTION:**

Submission to Governor and Legislature

**RULES:**

Subchapter 1. General Provisions

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

Subchapter 3. Licensure of Physician Assistants

435:15-3-1. ~~Application for licensure~~ Qualification:  
application [AMENDED]

435:15-3-12. Review: Temporary authorization to practice  
[AMENDED]

435:15-3-13. ~~Application to practice~~ Supervising  
physician; alternatives [AMENDED]

435:15-3-14. Temporary approval of an application to  
practice by a Licensed Physician Assistant [REVOKED]

## Submissions to Governor and Legislature

---

435:15-3-15. Approval to supervise more than two PA's [REVOKED]

435:15-3-16. Alternate supervising physician [REVOKED]

435:15-3-18. License renewal period; reinstatement [REVOKED]

Subchapter 5. Regulation of Practice

435:15-5-1. Supervision; physician responsibility; independent care prohibited [REVOKED]

435:15-5-1.1. Health care services performed and prohibited [REVOKED]

435:15-5-2. Patient care setting [REVOKED]

435:15-5-5. Approval of educational and/or experimental programs [AMENDED]

435:15-5-7. Display of identification [REVOKED]

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

435:15-5-11. ~~Grounds for disciplinary action~~ Discipline [AMENDED]

Subchapter 7. Advisory Committee [REVOKED]

435:15-7-1. Physician Assistant Advisory Committee [REVOKED]

Subchapter 9. Guidelines for the Utilization of Physician Assistants [REVOKED]

435:15-9-1. General responsibilities and obligations [REVOKED]

435:15-9-2. Supervision [REVOKED]

435:15-9-3. New patients [REVOKED]

435:15-9-4. Setting [REVOKED]

435:15-9-5. Understanding and variance from guidelines [REVOKED]

Subchapter 11. Prescriptive Guidelines and Drug Formulary ~~and Dispensing Authority~~

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

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

Appendix A. Physician Assistant Protocol [REVOKED]

### **SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:**

March 18, 2016

*[OAR Docket #16-232; filed 3-18-16]*

---

### **TITLE 435. STATE BOARD OF MEDICAL LICENSURE AND SUPERVISION CHAPTER 20. PHYSICAL THERAPISTS AND ASSISTANTS**

*[OAR Docket #16-230]*

#### **RULEMAKING ACTION:**

Submission to Governor and Legislature

#### **RULES:**

Subchapter 1. General Provisions

435:20-1-1. Definitions [AMENDED]

Subchapter 3. Licensure of Physical Therapists and Assistants

435:20-3-2. Criteria for disqualification as a physical therapist [AMENDED]

435:20-3-3. Criteria for disqualification as a physical therapy assistant [AMENDED]

Subchapter 5. Regulation of Practice

435:20-5-8. Unprofessional conduct - Grounds for disciplinary action [AMENDED]

### **SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:**

March 17, 2016

*[OAR Docket #16-230; filed 3-18-16]*

---

### **TITLE 435. STATE BOARD OF MEDICAL LICENSURE AND SUPERVISION CHAPTER 25. ATHLETIC TRAINERS AND APPRENTICES**

*[OAR Docket #16-233]*

#### **RULEMAKING ACTION:**

Submission to Governor and Legislature

#### **RULES:**

Subchapter 1. General Provisions

435:25-1-2. Definitions [AMENDED]

Subchapter 11. Disciplinary Action

435:25-11-1. Grounds for disciplinary action [AMENDED]

### **SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:**

March 17, 2016

*[OAR Docket #16-233; filed 3-18-16]*

---

### **TITLE 435. STATE BOARD OF MEDICAL LICENSURE AND SUPERVISION CHAPTER 30. OCCUPATIONAL THERAPISTS AND ASSISTANTS**

*[OAR Docket #16-231]*

#### **RULEMAKING ACTION:**

Submission to Governor and Legislature

#### **RULES:**

435:30-1-2. Definitions [AMENDED]

435:30-1-10. Grounds for disciplinary action [AMENDED]

### **SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:**

March 17, 2016

*[OAR Docket #16-231; filed 3-18-16]*

---

**TITLE 445. BOARD OF MEDICOLEGAL INVESTIGATIONS  
CHAPTER 10. MEDICAL EXAMINER CASES**

*[OAR Docket #16-224]*

**RULEMAKING ACTION:**

Submission to Governor and Legislature

**RULES:**

445:10-1-11 [AMENDED]

**SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:**

March 14, 2016

*[OAR Docket #16-224; filed 3-14-16]*

**TITLE 450. DEPARTMENT OF MENTAL HEALTH AND SUBSTANCE ABUSE SERVICES  
CHAPTER 1. ADMINISTRATION**

*[OAR Docket #16-303]*

**RULEMAKING ACTION:**

Submission to Governor and Legislature

**RULES:**

Subchapter 9. Certification and Designation of Facility Services

450:1-9-6.1 [AMENDED]

**SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:**

March 25, 2016

*[OAR Docket #16-303; filed 3-25-16]*

**TITLE 450. DEPARTMENT OF MENTAL HEALTH AND SUBSTANCE ABUSE SERVICES  
CHAPTER 16. STANDARDS AND CRITERIA FOR COMMUNITY RESIDENTIAL MENTAL HEALTH FACILITIES**

*[OAR Docket #16-304]*

**RULEMAKING ACTION:**

Submission to Governor and Legislature

**PROPOSED RULES:**

Subchapter 1. General Provisions

450:16-1-2. Definitions [AMENDED]

Subchapter 21. Personnel, Staffing, and Training

450:16-21-4. Residential care staff licensure and training requirements, administrator [AMENDED]

**SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:**

March 25, 2016

*[OAR Docket #16-304; filed 3-25-16]*

**TITLE 450. DEPARTMENT OF MENTAL HEALTH AND SUBSTANCE ABUSE SERVICES  
CHAPTER 17. STANDARDS AND CRITERIA FOR COMMUNITY MENTAL HEALTH CENTERS**

*[OAR Docket #16-305]*

**RULEMAKING ACTION:**

Submission to Governor and Legislature

**RULES:**

Subchapter 1. General Provisions

450:17-1-2. [AMENDED]

Subchapter 3. Required Services

Part 5. Emergency Services

450:17-3-41. [AMENDED]

Part 9. Medication Clinic Services

450:17-3-81. [AMENDED]

450:17-3-82. [AMENDED]

Subchapter 5. Optional Services

Part 21. Gambling Disorder Treatment Services

450:17-5-128. through 450:17-5-132. [REVOKED]

Part 23. Behavioral Health Home

450:17-5-144. [AMENDED]

450:17-5-145. [AMENDED]

450:17-5-146. [AMENDED]

450:17-5-150. [AMENDED]

450:17-5-156. [AMENDED]

450:17-5-157. [REVOKED]

Part 25. Certified Community Behavioral Health Clinics  
[NEW]

450:17-5-170. [NEW]

450:17-5-171. [NEW]

450:17-5-172. [NEW]

450:17-5-173. [NEW]

450:17-5-174. [NEW]

450:17-5-175. [NEW]

450:17-5-176. [NEW]

450:17-5-177. [NEW]

450:17-5-178. [NEW]

450:17-5-179. [NEW]

450:17-5-180. [NEW]

450:17-5-181. [NEW]

450:17-5-182. [NEW]

450:17-5-183. [NEW]

450:17-5-184. [NEW]

450:17-5-185. [NEW]

450:17-5-186. [NEW]

450:17-5-187. [NEW]

## Submissions to Governor and Legislature

---

450:17-5-188. [NEW]  
450:17-5-189. [NEW]  
450:17-5-190. [NEW]  
450:17-5-191. [NEW]  
450:17-5-192. [NEW]  
Subchapter 7. Facility Clinical Records  
450:17-7-3. [AMENDED]  
450:17-7-5. [AMENDED]  
450:17-7-8. [AMENDED]  
Subchapter 21. Staff Development and Training  
450:17-21-3. [AMENDED]

### **SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:**

March 25, 2016

*[OAR Docket #16-305; filed 3-25-16]*

---

### **TITLE 450. DEPARTMENT OF MENTAL HEALTH AND SUBSTANCE ABUSE SERVICES CHAPTER 18. STANDARDS AND CRITERIA FOR SUBSTANCE RELATED AND ADDICTIVE DISORDER TREATMENT SERVICES**

*[OAR Docket #16-306]*

#### **RULEMAKING ACTION:**

Submission to Governor and Legislature

#### **RULES:**

Subchapter 1. General Provisions  
450:18-1-2 [AMENDED]  
Subchapter 7. Facility Clinical Records  
Part 3. Screening, Intake, and Assessment  
450:18-7-21 [AMENDED]  
Part 13. Discharge Planning  
450:18-7-123 [AMENDED]  
Subchapter 13. Substance Use Disorder Treatment Services  
Part 1. Levels of Care  
450:18-13-1 [AMENDED]  
Part 3. Outpatient Services  
450:18-13-22 [AMENDED]  
450:18-13-23 [AMENDED]  
Subchapter 15. Gambling Disorder Treatment Services  
450:18-15-1 through 450:18-15-5 [REVOKED]

### **SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:**

March 25, 2016

*[OAR Docket #16-306; filed 3-25-16]*

---

### **TITLE 450. DEPARTMENT OF MENTAL HEALTH AND SUBSTANCE ABUSE SERVICES CHAPTER 21. CERTIFICATION OF ALCOHOL AND DRUG SUBSTANCE ABUSE COURSES (ADSAC), ORGANIZATIONS AND FACILITATORS**

*[OAR Docket #16-307]*

#### **RULEMAKING ACTION:**

Submission to Governor and Legislature

#### **PROPOSED RULES:**

Subchapter 1. Certification of Alcohol and Drug Substance Abuse Courses (ADSAC), Organizations and Instructors  
450:21-1-3 [AMENDED]  
450:21-1-5 [AMENDED]  
450:21-1-6 [AMENDED]  
450:21-1-7.6 [AMENDED]  
450:21-1-9 [AMENDED]  
450:21-1-10 [AMENDED]  
450:21-1-10.1 [AMENDED]

### **SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:**

March 25, 2016

*[OAR Docket #16-307; filed 3-25-16]*

---

### **TITLE 450. DEPARTMENT OF MENTAL HEALTH AND SUBSTANCE ABUSE SERVICES CHAPTER 22. CERTIFICATION OF ALCOHOL AND DRUG ASSESSMENT AND EVALUATIONS PROGRAMS RELATED TO DRIVER'S LICENSE REVOCATION**

*[OAR Docket #16-308]*

#### **RULEMAKING ACTION:**

Submission to Governor and Legislature

#### **PROPOSED RULES:**

450:22-1-3 [AMENDED]  
450:22-1-6 [AMENDED]  
450:22-1-9 [AMENDED]  
450:22-1-10 [AMENDED]  
450:22-1-11 [AMENDED]  
450:22-1-11.3 [AMENDED]  
450:22-1-11.4 [AMENDED]  
450:22-1-11.7 [AMENDED]  
450:22-1-12 [AMENDED]  
450:22-1-15 [AMENDED]  
450:22-1-15.1 [AMENDED]  
450:22-1-20 [AMENDED]

**SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:**

March 25, 2016

*[OAR Docket #16-308; filed 3-25-16]*

**TITLE 450. DEPARTMENT OF MENTAL HEALTH AND SUBSTANCE ABUSE SERVICES  
CHAPTER 24. STANDARDS AND CRITERIA FOR COMPREHENSIVE COMMUNITY ADDICTION RECOVERY CENTERS**

*[OAR Docket #16-309]*

**RULEMAKING ACTION:**

Submission to Governor and Legislature

**RULES:**

- Subchapter 1. General Provisions
- 450:24-1-2. [AMENDED]
- Subchapter 5. Optional Services
- Part 19. Gambling Disorder Treatment Services [REVOKED]
- 450:24-5-162 through 450:24-5-166 [REVOKED]
- Subchapter 19. Staff Development
- 450:24-19-3. AMENDED]

**SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:**

March 25, 2016

*[OAR Docket #16-309; filed 3-25-16]*

**TITLE 450. DEPARTMENT OF MENTAL HEALTH AND SUBSTANCE ABUSE SERVICES  
CHAPTER 27. STANDARDS AND CRITERIA FOR MENTAL ILLNESS SERVICE PROGRAMS**

*[OAR Docket #16-310]*

**RULEMAKING ACTION:**

Submission to Governor and Legislature

**PROPOSED RULES:**

- Subchapter 1. General Provisions
- 450:27-1-2 [AMENDED]
- Subchapter 3. Organization Structure and Administrative Operations
- Part 3. Human Resources Organization
- 450:27-3-26 [AMENDED]
- 450:27-3-27 [NEW]
- Subchapter 7. Clinical Services
- Part 3. Additional or Optional Services
- 450:27-7-24 [AMENDED]
- 450:27-7-25 [REVOKED]

- 450:27-7-26 [REVOKED]
- Subchapter 9. Behavioral Health Home
- 450:27-9-5 [AMENDED]
- 450:27-9-6 [AMENDED]
- 450:27-9-7 [AMENDED]
- 450:27-9-11 [AMENDED]
- 450:27-9-17 [AMENDED]
- 450:27-9-18 [REVOKED]

**SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:**

March 25, 2016

*[OAR Docket #16-310; filed 3-25-16]*

**TITLE 450. DEPARTMENT OF MENTAL HEALTH AND SUBSTANCE ABUSE SERVICES  
CHAPTER 50. STANDARDS AND CRITERIA FOR CERTIFIED BEHAVIORAL HEALTH CASE MANAGERS**

*[OAR Docket #16-311]*

**RULEMAKING ACTION:**

Submission to Governor and Legislature

**RULES:**

- Subchapter 1. General Provisions
- 450:50-1-2. [AMENDED]
- Subchapter 3. Behavioral Health Case Manager Certification Application
- 450:50-3-2 [AMENDED]
- 450:50-3-4 [AMENDED]

**SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:**

March 25, 2016

*[OAR Docket #16-311; filed 3-25-16]*

**TITLE 450. DEPARTMENT OF MENTAL HEALTH AND SUBSTANCE ABUSE SERVICES  
CHAPTER 55. STANDARDS AND CRITERIA FOR PROGRAMS OF ASSERTIVE COMMUNITY TREATMENT**

*[OAR Docket #16-312]*

**RULEMAKING ACTION:**

Submission to Governor and Legislature

**RULES:**

- Subchapter 17. Staff Development and Training
- 450:55-17-3 [AMENDED]
- Subchapter 25. Behavioral Health Home
- 450:55-25-5 [AMENDED]
- 450:55-25-6 [AMENDED]

## Submissions to Governor and Legislature

---

450:55-25-11 [AMENDED]

450:55-25-16 [AMENDED]

450:55-25-17 [REVOKED]

### SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 25, 2016

*[OAR Docket #16-312; filed 3-25-16]*

---

### **TITLE 450. DEPARTMENT OF MENTAL HEALTH AND SUBSTANCE ABUSE SERVICES CHAPTER 65. STANDARDS AND CRITERIA FOR GAMBLING TREATMENT PROGRAMS**

*[OAR Docket #16-313]*

#### **RULEMAKING ACTION:**

Submission to Governor and Legislature

#### **PROPOSED RULES:**

Subchapter 1. General Provisions

450:65-1-2 [AMENDED]

### SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 25, 2016

*[OAR Docket #16-313; filed 3-25-16]*

---

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

*[OAR Docket #16-260]*

#### **RULEMAKING ACTION:**

Submission to Governor and Legislature

#### **RULES:**

475:10-1-17. Applications for scientific research in Schedule I substances [AMENDED]

### SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 24, 2016

*[OAR Docket #16-260; filed 3-25-16]*

---

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

*[OAR Docket #16-261]*

#### **RULEMAKING ACTION:**

Submission to Governor and Legislature

#### **RULES:**

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

475:35-1-4. Procedure for disposing of controlled dangerous substances [AMENDED]

### SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 24, 2016

*[OAR Docket #16-261; filed 3-25-16]*

---

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

*[OAR Docket #16-262]*

#### **RULEMAKING ACTION:**

Submission to Governor and Legislature

#### **RULES:**

475:45-1-2. Required reporting of certain information [AMENDED]

### SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 24, 2016

*[OAR Docket #16-262; filed 3-25-16]*

---

### **TITLE 550. OKLAHOMA POLICE PENSION AND RETIREMENT SYSTEM CHAPTER 20. PURCHASE OF TRANSFERRED CREDITED SERVICE**

*[OAR Docket #16-302]*

#### **RULEMAKING ACTION:**

Submission to Governor and Legislature

#### **RULES:**

550:20-1-2 [AMENDED]

**SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:**

March 23, 2016

*[OAR Docket #16-302; filed 3-25-16]*

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

*[OAR Docket #16-223]*

**RULEMAKING ACTION:**

Submission to Governor and Legislature

**RULES:**

Appendix A. [REVOKED]

Appendix A. [NEW]

**SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:**

March 9, 2016

*[OAR Docket #16-223; filed 3-11-16]*

**TITLE 612. STATE DEPARTMENT OF REHABILITATION SERVICES  
CHAPTER 1. ADMINISTRATIVE OPERATIONS**

*[OAR Docket #16-226]*

**RULEMAKING ACTION:**

Submission to Governor and Legislature

**RULES:**

Subchapter 5. Program Divisions within the Department

612:1-5-3. Division of Vocational Rehabilitation for the Blind & Visually Impaired (DVRBVI) [AMENDED]

Subchapter 17. Availability of Information, Scope and Description of Open Meetings

612:1-17-2. Scope and description of the Open Meetings Act [AMENDED]

**SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:**

March 14, 2016

*[OAR Docket #16-226; filed 3-15-16]*

**TITLE 612. STATE DEPARTMENT OF REHABILITATION SERVICES  
CHAPTER 3. MANAGEMENT SERVICES DIVISION**

*[OAR Docket #16-227]*

**RULEMAKING ACTION:**

Submission to Governor and Legislature

**RULES:**

Subchapter 5. ~~Policy Development and Program Standards~~ Process Improvement [AMENDED]

Part 1. General Provisions

612:3-5-1. Purpose [AMENDED]

Part 3. Policy ~~Development~~ [AMENDED]

612:3-5-12. Policy ~~Development~~ [AMENDED]

612:3-5-13. Drafting of new or revised policy [REVOKED]

612:3-5-14. Adoption of new or revised policy [REVOKED]

612:3-5-15. When new or revised policy becomes effective [REVOKED]

612:3-5-16. State office memoranda [REVOKED]

612:3-5-17. Department publications [REVOKED]

612:3-5-18. Petition requesting promulgation [REVOKED]

612:3-5-19. DRS staff responsibility [REVOKED]

Part 5. Program Standards

612:3-5-29. Program Standards [AMENDED]

612:3-5-30. Vocational Rehabilitation and Vocational Rehabilitation for the Blind & Visually Impaired compliance reviews [REVOKED]

612:3-5-31. Vocational Rehabilitation and Vocational Rehabilitation for the Blind & Visually Impaired outcome measures [REVOKED]

Part 7. Case Review [NEW]

612:3-5-35. Case Review [NEW]

**SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:**

March 14, 2016

*[OAR Docket #16-227; filed 3-15-16]*

**TITLE 612. STATE DEPARTMENT OF REHABILITATION SERVICES  
CHAPTER 10. VOCATIONAL REHABILITATION AND VOCATIONAL REHABILITATION FOR THE BLIND & VISUALLY IMPAIRED**

*[OAR Docket #16-228]*

**RULEMAKING ACTION:**

Submission to Governor and Legislature

**RULES:**

Subchapter 1. General Provisions

612:10-1-2. Definitions [AMENDED]

## Submissions to Governor and Legislature

---

Subchapter 7. Vocational Rehabilitation and Vocational Rehabilitation for the Blind & Visually Impaired  
Part 1. Scope of Vocational Rehabilitation and Vocational Rehabilitation for the Blind & Visually Impaired  
612:10-7-1. Overview of Vocational Rehabilitation and Vocational Rehabilitation for the Blind & Visually Impaired [AMENDED]  
Part 3. Case Processing Requirements  
612:10-7-21.1. Processing incoming referrals [AMENDED]  
612:10-7-24.1. Basic eligibility requirements for vocational rehabilitation services [AMENDED]  
Subchapter 9. Rehabilitation Teaching Services  
Part 5. Services  
612:10-9-32. Diagnosis and evaluation for ~~homemaker cases~~ [AMENDED]  
Subchapter 11. Independent Living Services for Older and Individuals who are Blind  
Part 1. Scope of Services  
612:10-11-2. Basic eligibility requirements [AMENDED]  
Part 3. Case Processing  
612:10-11-24. Successful Closure Status [REVOKED]  
612:10-11-25. Unsuccessful Closure Status [REVOKED]  
612:10-11-26. Previously closed cases [REVOKED]  
612:10-11-27. Inter-program transfers [REVOKED]  
Part 5. Provision of Services  
612:10-11-43. Reader/Sighted Guide services [AMENDED]  
612:10-11-44. Orientation and Mobility services (O&M) [REVOKED]  
612:10-11-58. Adapted Communication Skills Training [AMENDED]

**SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:**  
March 14, 2016

*[OAR Docket #16-228; filed 3-15-16]*

**TITLE 690. BOARD OF EXAMINERS FOR  
SPEECH-LANGUAGE PATHOLOGY AND  
AUDIOLOGY  
CHAPTER 1. ADMINISTRATIVE  
OPERATIONS**

*[OAR Docket #16-219]*

**RULEMAKING ACTION:**

Submission to Governor and Legislature

**RULES:**

Subchapter 3. Board Organization and Proceedings  
690:1-3-3 [AMENDED]

**SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:**

March 11, 2016

*[OAR Docket #16-219; filed 3-11-16]*

**TITLE 690. BOARD OF EXAMINERS FOR  
SPEECH-LANGUAGE PATHOLOGY AND  
AUDIOLOGY  
CHAPTER 5. RULES OF PRACTICE**

*[OAR Docket #16-220]*

**RULEMAKING ACTION:**

Submission to Governor and Legislature

**RULES:**

Subchapter 5. Individual Proceedings  
690:5-5-1 [AMENDED]

**SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:**

March 11, 2016

*[OAR Docket #16-220; filed 3-11-16]*

**TITLE 690. BOARD OF EXAMINERS FOR  
SPEECH-LANGUAGE PATHOLOGY AND  
AUDIOLOGY  
CHAPTER 10. LICENSURE AND FEES**

*[OAR Docket #16-221]*

**RULEMAKING ACTION:**

Submission to Governor and Legislature

**RULES:**

Subchapter 3. Licensure of Speech-Language Pathologists and Audiologists  
690:10-3-4 [AMENDED]  
690:10-3-5 [AMENDED]  
690:10-3-8 [AMENDED]  
690:10-3-9 [AMENDED]  
Subchapter 5. Licensure of Speech-Language Pathology Clinical Experience Interns Completing Post-Graduate Clinical Experience.  
690:10-5-4 [AMENDED]  
690:10-5-8 [AMENDED]  
Subchapter 7. Licensure of Speech-Language Pathology Assistants and Audiology Assistants  
690:10-7-3 [AMENDED]  
690:10-7-9 [AMENDED]  
Subchapter 9. Fees  
690:10-9-3 [AMENDED]

**SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:**

March 5, 2015

*[OAR Docket #16-221; filed 3-11-16]*

**TITLE 690. BOARD OF EXAMINERS FOR  
SPEECH-LANGUAGE PATHOLOGY AND  
AUDIOLOGY  
CHAPTER 15. RULES OF PRACTICE**

*[OAR Docket #16-222]*

**RULEMAKING ACTION:**

Submission to Governor and Legislature

**RULES:**

690:15-1-4. Ethical proscriptions [AMENDED]

**SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:**

March 11, 2016

*[OAR Docket #16-222; filed 3-11-16]*

**TITLE 710. OKLAHOMA TAX  
COMMISSION  
CHAPTER 1. ADMINISTRATIVE  
OPERATIONS**

*[OAR Docket #16-244]*

**RULEMAKING ACTION:**

Submission to Governor and Legislature

**PROPOSED RULES:**

Subchapter 5. Practice and Procedure

Part 3. Description of Administrative Review and Hearings

710:1-5-14 [REVOKED]

**SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:**

March 16, 2016

*[OAR Docket #16-244; filed 3-24-16]*

**TITLE 710. OKLAHOMA TAX  
COMMISSION  
CHAPTER 10. AD VALOREM**

*[OAR Docket #16-245]*

**RULEMAKING ACTION:**

Submission to Governor and Legislature

**PROPOSED RULES:**

Subchapter 1. General Provisions

710:10-1-2 [AMENDED]

Subchapter 7. Manufacturing Facilities

710:10-7-2.2 [AMENDED]

Subchapter 14. Disabled Veterans in Receipt of Compensation at the One Hundred Percent Rate

710:10-14-1 [AMENDED]

710:10-14-5 [AMENDED]

Subchapter 16. Unremarried Surviving Spouses of Persons Who Died in the Line of Military Duty

710:10-16-1 [AMENDED]

**SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:**

March 23, 2016

*[OAR Docket #16-245; filed 3-24-16]*

**TITLE 710. OKLAHOMA TAX  
COMMISSION  
CHAPTER 22. BOATS AND MOTORS**

*[OAR Docket #16-246]*

**RULEMAKING ACTION:**

Submission to Governor and Legislature

**PROPOSED RULES:**

Subchapter 1. General Provisions

710:22-1-23 [NEW]

Subchapter 5. Procedures for Registration

710:22-5-11 [AMENDED]

Subchapter 9. Excise Tax

710:22-9-1 [AMENDED]

**SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:**

March 16, 2016

*[OAR Docket #16-246; filed 3-24-16]*

**TITLE 710. OKLAHOMA TAX  
COMMISSION  
CHAPTER 23. CHARITY GAMES TAX**

*[OAR Docket #16-247]*

**RULEMAKING ACTION:**

Submission to Governor and Legislature

**PROPOSED RULES:**

710:23-1-2 [AMENDED]

710:23-1-4 [AMENDED]

710:23-1-8 [AMENDED]

710:23-1-12 [AMENDED]

**SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:**

March 16, 2016

*[OAR Docket #16-247; filed 3-24-16]*

## Submissions to Governor and Legislature

---

### TITLE 710. OKLAHOMA TAX COMMISSION CHAPTER 45. GROSS PRODUCTION

*[OAR Docket #16-248]*

#### **RULEMAKING ACTION:**

Submission to Governor and Legislature

#### **PROPOSED RULES:**

Subchapter 5. Required Returns and Reports

710:45-5-1 [AMENDED]

#### **SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:**

March 16, 2016

*[OAR Docket #16-248; filed 3-24-16]*

### TITLE 710. OKLAHOMA TAX COMMISSION CHAPTER 50. INCOME

*[OAR Docket #16-249]*

#### **RULEMAKING ACTION:**

Submission to Governor and Legislature

#### **PROPOSED RULES:**

Subchapter 3. Returns and Reports

Part 3. Liability; Penalties

710:50-3-21 [AMENDED]

Part 7. Other Required Reporting

710:50-3-54 [AMENDED]

Subchapter 11. Intercept of Refunds

710:50-11-4.1 [NEW]

710:50-11-5 [AMENDED]

710:50-11-6 [AMENDED]

710:50-11-7 [AMENDED]

710:50-11-9 [AMENDED]

710:50-11-10 [AMENDED]

710:50-11-11 [AMENDED]

710:50-11-12 [AMENDED]

Subchapter 15. Oklahoma Taxable Income

Part 7. Credits against Tax

710:50-15-74 [AMENDED]

710:50-15-114 [AMENDED]

710:50-15-115 [AMENDED]

Subchapter 17. Oklahoma Taxable Income for  
Corporations

Part 5. Determination of Taxable Corporate Income

710:50-17-51 [AMENDED]

Appendix E. Computation of Adjustment for Expenses  
Allocated to Nontaxable Income [NEW]

### SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 16, 2016

*[OAR Docket #16-249; filed 3-24-16]*

### TITLE 710. OKLAHOMA TAX COMMISSION CHAPTER 60. MOTOR VEHICLES

*[OAR Docket #16-250]*

#### **RULEMAKING ACTION:**

Submission to Governor and Legislature

#### **PROPOSED RULES:**

Subchapter 3. Registration and Licensing

Part 1. General Provisions

710:60-3-10 [AMENDED]

710:60-3-17 [AMENDED]

710:60-3-27 [AMENDED]

Part 7. Noncommercial Vehicles

710:60-3-70 [AMENDED]

Part 11. Other Vehicles

710:60-3-111 [AMENDED]

710:60-3-113 [AMENDED]

Subchapter 5. Motor Vehicle Titles

Part 1. General Provisions

710:60-5-2 [AMENDED]

Part 7. Transfer of Title

710:60-5-71 [AMENDED]

710:60-5-77 [AMENDED]

Part 9. Affidavits for Use in Titles

710:60-5-91 [AMENDED]

710:60-5-95 [AMENDED]

Part 11. Liens

710:60-5-117 [AMENDED]

Subchapter 7. Motor Vehicle Excise Tax

710:60-7-5 [AMENDED]

710:60-7-9 [NEW]

Subchapter 9. Motor Vehicle License Agents/Agencies

Part 1. General Requirements, Duties and Responsibilities  
of Motor License Agents

710:60-9-14 [AMENDED]

Part 5. Specific Recordkeeping Duties

710:60-9-54 [AMENDED]

710:60-9-55 [AMENDED]

Part 7. Specific Reporting Duties

710:60-9-70 [REVOKED]

710:60-9-72 [AMENDED]

Part 9. Specific Fiscal Duties

710:60-9-90 [AMENDED]

710:60-9-91 [AMENDED]

710:60-9-92 [AMENDED]

710:60-9-94 [AMENDED]

Part 11. Agency Operation

710:60-9-120 [AMENDED]  
**SUBMISSION OF ADOPTED RULES TO GOVERNOR  
AND LEGISLATURE:**  
March 16, 2016

*[OAR Docket #16-250; filed 3-24-16]*

---

**TITLE 710. OKLAHOMA TAX  
COMMISSION  
CHAPTER 65. SALES AND USE TAX**

*[OAR Docket #16-251]*

**RULEMAKING ACTION:**

Submission to Governor and Legislature

**PROPOSED RULES:**

Subchapter 7. Duties and Liabilities  
710:65-7-15 [AMENDED]  
710:65-7-24 [AMENDED]  
Subchapter 13. Sales and Use Tax Exemptions  
Part 3. Agricultural Transactions  
710:65-13-19 [AMENDED]  
Part 5. Items Subject To Other Taxes  
710:65-13-30 [AMENDED]  
710:65-13-30.1 [NEW]  
Part 25. Governmental Entities  
710:65-13-130 [AMENDED]  
Part 43. Social, Charitable, and Civic Organizations and  
Activities  
710:65-13-334 [AMENDED]  
Subchapter 19. Specific Applications and Examples  
Part 15. "H"  
710:65-19-143 [AMENDED]

**SUBMISSION OF ADOPTED RULES TO GOVERNOR  
AND LEGISLATURE:**

March 16, 2016

*[OAR Docket #16-251; filed 3-24-16]*

---

**TITLE 710. OKLAHOMA TAX  
COMMISSION  
CHAPTER 90. WITHHOLDING**

*[OAR Docket #16-252]*

**RULEMAKING ACTION:**

Submission to Governor and Legislature

**PROPOSED RULES:**

Subchapter 1. General Provisions

710:90-1-3 [AMENDED]  
**SUBMISSION OF ADOPTED RULES TO GOVERNOR  
AND LEGISLATURE:**  
March 16, 2016

*[OAR Docket #16-252; filed 3-24-16]*

---

**TITLE 710. OKLAHOMA TAX  
COMMISSION  
CHAPTER 95. MISCELLANEOUS AREAS  
OF REGULATORY AND ADMINISTRATIVE  
AUTHORITY**

*[OAR Docket #16-253]*

**RULEMAKING ACTION:**

Submission to Governor and Legislature

**PROPOSED RULES:**

Subchapter 5. Used Tire Recycling  
710:95-5-9 [AMENDED]  
Subchapter 22. Registration Requirements for Resident and  
Nonresident Contractors  
710:95-22-2 [AMENDED]

**SUBMISSION OF ADOPTED RULES TO GOVERNOR  
AND LEGISLATURE:**

March 16, 2016

*[OAR Docket #16-253; filed 3-24-16]*

---

**TITLE 730. DEPARTMENT OF  
TRANSPORTATION  
CHAPTER 1. ADMINISTRATIVE  
OPERATIONS**

*[OAR Docket #16-215]*

**RULEMAKING ACTION:**

Submission to Governor and Legislature

**RULES:**

Subchapter 5. Department of Transportation  
730:1-5-1 [AMENDED]

**SUBMISSION OF ADOPTED RULES TO GOVERNOR  
AND LEGISLATURE:**

March 10, 2016

*[OAR Docket #16-215; filed 3-10-16]*



# Emergency Adoptions

"If an agency finds that a rule is necessary as an emergency measure, the rule may be promulgated" if the Governor approves the rules after determining "that the rule is necessary as an emergency measure to do any of the following:

- a. protect the public health, safety or welfare,
- b. comply with deadlines in amendments to an agency's governing law or federal programs,
- c. avoid violation of federal law or regulation or other state law,
- d. avoid imminent reduction to the agency's budget, or
- e. avoid serious prejudice to the public interest." [75 O.S., Section 253(A)]

An emergency rule is considered promulgated immediately upon approval by the Governor, and effective immediately upon the Governor's approval or a later date specified by the agency in the emergency rule document. An emergency rule expires on September 15 following the next regular legislative session after its 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 cites to 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 310. OKLAHOMA STATE DEPARTMENT OF HEALTH CHAPTER 15. CLINICAL TRIALS ON THE USE OF CANNABIDIOL**

*[OAR Docket #16-229]*

### **RULEMAKING ACTION:**

EMERGENCY adoption

### **RULES:**

- Subchapter 1. Purpose and Definitions [NEW]
- 310:15-1-1. Purpose [NEW]
- 310:15-1-2. Definitions [NEW]
- Subchapter 3. Physician Application and Reporting [NEW]
- 310:15-3-1. Physician application [NEW]
- 310:15-3-2. Physician reporting [NEW]

### **AUTHORITY:**

Oklahoma State Board of Health; Title 63 O.S. Section 1-104, and Title 63 O.S. §§ 2-801 through 2-805

### **COMMENT PERIOD:**

October 1, 2015 through November 4, 2015

### **PUBLIC HEARING:**

November 4, 2015

### **ADOPTION:**

December 8, 2015

### **APPROVED BY GOVERNOR:**

January 13, 2016

### **EFFECTIVE:**

Immediately on Governor's approval

### **EXPIRATION:**

Effective through September 14, 2016, unless superseded by another rule or disapproved.

### **SUPERSEDED EMERGENCY ACTIONS:**

"n/a"

### **INCORPORATION BY REFERENCE:**

"n/a"

### **FINDING OF EMERGENCY:**

Pursuant to Title 75 O.S. Section 253, the Department seeks Emergency adoption of the proposed rules. Emergency rulemaking is sought pursuant to the emergency adoption of House Bill Number 2154, known as "Katie and Cayman's Law" and codified at 63 O.S. §§ 2-801 through 2-805. This law was adopted with an emergency clause stating "for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval, which was April 30, 2015. This Emergency rulemaking action is necessary to promulgate rules to implement the provisions in the new law pertaining to the physician application for clinical trials and subsequent reporting.

### **ANALYSIS:**

These proposed rules will implement the agency's requirements from House Bill Number 2154, from the 1st Session of the 55th Oklahoma Legislature (2015) known as "Katie and Cayman's Law" and codified at

63 O.S. §§ 2-801 through 2-805. The proposed regulations set forth the Department's requirements for the necessary approvals of clinical trials on subjects under the age of 18 for the use of Cannabidiol in treating certain types of seizures as required by the House Bill. Cannabidiol" means a non-psychoactive cannabinoid found in the plant Cannabis sativa L. or any other preparation thereof, that has a tetrahydrocannabinol concentration of not more than three-tenths of one percent (0.3%) and that is delivered to the patient in the form of a liquid [63 O.S. § 2-801]

### **CONTACT PERSON:**

Donald D. Maisch, General Counsel, Oklahoma State Department of Health, 1000 N.E. 10th Street, Oklahoma City, OK 73117-1207; phone (405) 271-6017, e-mail: DonM@health.ok.gov.

**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(F):**

## **SUBCHAPTER 1. PURPOSE AND DEFINITIONS**

### **310:15-1-1. Purpose**

The rules in this Chapter implement the Commissioner of Health's authorities established in Enrolled House Bill Number 2154, from the 1st Session of the 55th Oklahoma Legislature (2015) known as "Katie and Cayman's Law" and codified at 63 O.S. §§ 2-801 through 2-805.

### **310:15-1-2. Definitions**

The following words and terms, when used in this Chapter, shall have the following meaning, unless the context clearly indicates otherwise.

"Clinical Trial" means a trial at an academic medical center of the use of cannabidiol at an academic medical center on patients eighteen (18) years of age or younger pursuant to the requirements of Katie and Cayman's Law, codified at 63 O.S. §§ 2-801 through 2-805.

"O.S." means Oklahoma Statute.

"Severe forms of epilepsy" means refractory epilepsy that is not adequately treated by traditional medical therapies, including Lennox-Gastaut Syndrome and Dravet Syndrome, also known as Severe Myoclonic Epilepsy of Infancy.

# Emergency Adoptions

## **SUBCHAPTER 3. PHYSICIAN APPLICATION AND REPORTING**

### **310:15-3-1. Physician application**

Any physician, who has been designated a principal investigator of a clinical trial concerning *Lennox-Gastaut Syndrome*, also known as *Severe Myoclonic Epilepsy of Infancy*; any other severe form of epilepsy not adequately treated by traditional medical therapies (63 O.S. § 2-101 (23)), or any other form of refractory epilepsy that is not adequately treated by traditional medical therapies (63 O.S. § 2-801 (5)) on individuals eighteen (18) years of age or younger, and who requests approval from the Commissioner of Health, or designee shall:

- (1) Submit an application on a form provided by the Commissioner of Health, which shall include the name, address and other contact information for the principal investigator;
- (2) Submit a statement from either the Oklahoma State Board of Medical Licensure or the Oklahoma State Board of Osteopathic Examiners that the physician is licensed and in good standing with said licensure board;
- (3) Submit a copy of the documents from the United States Food and Drug Administration naming the physician as the principal investigator;
- (4) Submit a copy of the license obtained by the United States Drug Enforcement Administration;
- (5) Submit and maintain a current Oklahoma State Bureau of Narcotics and Dangerous Drugs Control registration;
- (6) Demonstrate registration with the Oklahoma State Bureau of Narcotics and Dangerous Drugs Control;
- (7) Submit the names, addresses and other contact information of any subinvestigators who will be assisting the principal investigator and include with the submission:
  - (A) A copy of the license obtained by the United States Drug Enforcement Administration; and
  - (B) Information demonstrating registration of the subinvestigator with the Oklahoma State Bureau of Narcotics and Dangerous Drugs Control;
- (8) Submit the following information concerning the clinical trial to be performed:
  - (A) Name, address and contact information of the academic medical center where the clinical trial will occur;
  - (B) Statement from Institutional Review Board (IRB) of the academic medical center where the clinical trial will occur, concurring with the requirements for said clinical trial;
  - (C) Statement from the United States Food and Drug Administration allowing cannabidiol to be used as a investigation new drug on qualified patients with severe forms of epilepsy;
  - (D) Name, address and other contact information of the source of the cannabidiol to be used for the study. The submission of the information of the source of the cannabidiol shall include:
    - (i) Information that the cannabidiol was manufactured at a facility in the United States or in a

foreign country that was approved by the United States Food and Drug Administration; and  
(ii) Information that the cannabidiol has been tested on animals to:

- (I) demonstrate preliminary effectiveness; and
- (II) ensure the cannabidiol is safe to administer to humans;
- (E) Submit a statement that the clinical trial will be performed at the highest standards of clinical research; and
- (F) Submit a statement that the clinical trial will conclude no later than December 31, 2017;
- (9) Submit a statement that the principal investigator and all subinvestigators shall adhere to the rules and regulations established by the relevant Institutional Review Board for the clinical trial; and
- (10) Submit an attestation by the principal investigator as to the accuracy and completeness of the information provided in the application.

### **310:15-3-2. Physician reporting**

- (a) Any physician approved by the Commissioner of Health or designee to perform a clinical trial, pursuant to this Chapter shall submit annual reports, and a final report, to the Commissioner of Health. The report shall include:
  - (1) Data from the clinical trial; and
  - (2) Summary of findings from the clinical trial.
- (b) Any physician, approved by the Commissioner of Health or designee to perform a clinical trial pursuant to this Chapter shall immediately report to the Commissioner of Health and to the Director of the Oklahoma State Bureau of Narcotics and Dangerous Drugs Control any adverse outcomes or injuries to any subjects participating in the clinical trial.

*[OAR Docket #16-229; filed 3-17-16]*

## **TITLE 325. OKLAHOMA HORSE RACING COMMISSION CHAPTER 25. ENTRIES AND DECLARATIONS**

*[OAR Docket #16-301]*

### **RULEMAKING ACTION:**

EMERGENCY adoption

### **RULE:**

325:25-1-10. Horses ineligible to start in a race [AMENDED]

### **AUTHORITY:**

75 Oklahoma Statutes §§ 302, 305, and 307; Title 3A O.S., § 204(A); Oklahoma Horse Racing Commission

### **ADOPTION:**

January 14, 2016

### **APPROVED BY GOVERNOR:**

February 15, 2016

### **EFFECTIVE:**

Immediately upon Governor's approval

### **EXPIRATION:**

Effective through September 14, 2017, unless superseded by another rule or disapproved by the Legislature.

## **SUPERSEDED EMERGENCY ACTIONS:**

Not Applicable

## **INCORPORATIONS BY REFERENCE:**

Not Applicable

## **FINDING OF EMERGENCY:**

The Oklahoma Horse Racing Commission finds that compelling extraordinary circumstances necessitate the emergency adoption of a rule amendment to OAC 325:25-1-10 *Rules of Racing*. The reasons for this finding are as follows:

1. In the interest of the public health, safety, and welfare, it is the declared policy of the State of Oklahoma to vest the Oklahoma Horse Racing Commission with authority and plenary power to promulgate rules to forcefully control race meetings held in this State.

2. It is the declared public policy of the State of Oklahoma that such Commission rules shall encourage agriculture and the breeding of horses in this State; maintain race meetings held in this State of the highest quality and free of any horse racing practices which are corrupt, incompetent, dishonest or unprincipled; dissipate any cloud of association with the undesirable and maintain the appearance as well as the fact of complete honesty and integrity of horse racing in this State; and generate public revenues.

3. The immediate amendment of the Rule is necessary to ensure Oklahoma and the Horse Racing Commission are complying with Federal Anti-Trust Laws, in light of the recent United States Supreme Court's decision in *North Carolina State Board of Dental Examiners v. Federal Trade Commission*, 135 S. Ct. 1101 (2015). At present, Commission Rule OAC 325:25-1-10 establishes various grounds that make a horse ineligible to start in a race conducted under the Commission's jurisdiction. Among those grounds is one contained in present subsection (A)(7) of the Rule, that makes a horse ineligible if, "such horse is owned in whole or in part or trained by any person who is suspended or ineligible for a license or ineligible to participate **under the rules of any Turf Governing Authority or Stud Book Registry.**" *Id.* (emphasis added).

4. Thus under this present provision in the Rule, the Commission is required to recognize suspensions on ineligibility based on decisions and policies of non-sovereign entities, Turf Governing Authorities and Stud Book Registries.

5. As the United States Supreme Court's decision in the *North Carolina* case recognized, non-sovereign entities controlled by market participants that do not receive active supervision by the state, are not entitled to *Parker* state-action immunity from federal anti-trust laws. In that case, a state regulatory board, the North Carolina Board of Dental Examiners, was considered a non-sovereign entity; the Horse Racing Commission, under the Court's analysis, might also be considered a non-sovereign entity, as under the present rule the Commission might be viewed as merely acting as an enforcement arm of the private, non-sovereign breed registries. Without the rule change, the Commission would be totally acting on the basis of decisions and policies of private organizations, the Turf Governing Authority and Stud Book Registry.

6. At present, the rule would require the Commission to recognize and hold owners and trainers ineligible regardless of whether the grounds for such rulings by the Turf Governing Authority and Stud Book Registry were based on policies consistent with Oklahoma's public policy.

7. The intent of the emergency rule is to correct this situation by eliminating paragraph 7 and replacing it with a new subsection (B) that requires that decisions of Stud Book Registries be recognized only when the Commission determines:

- That the Stud Book Registry has adopted uniform criteria and procedures for use in excluding horses from participating in races for the Registry's breed and for suspending or finding an owner or trainer ineligible,
- That the Stud Book Registry has adopted procedures that afford affected owners and trainers with notice and meaningful opportunity to respond prior to suspension or finding the owner or trainer ineligible or excluding a horse, that comports with due process, and
- That the Stud Book Registry has provided the Commission's Director of Law Enforcement Division with:

(1) the Registry's Order of Suspension or Ineligibility for an act or omission that violates the Oklahoma Horse Racing Act and/or Commission Rules, and

(2) the Due Process Notice provided to the owner or trainer prior to the proceeding leading to the Order of Suspension or Ineligibility.

8. The amendment to the rule thus ensures that a horse would be ruled ineligible on the basis of clearly articulated and affirmatively expressed State policy—here, the Oklahoma Horse Racing Act or Commission Rule.

9. The amendment would also ensure that no ruling by such Registries would be recognized unless the Commission finds that the affected owner or trainer has been afforded due process by the Stud Book Registry.

10. In the *North Carolina State Board of Dental Examiners* case, the Court held that to be entitled to the protection of *Parker* immunity, the market restraint of an entity, such as the Board Dental Examiners, had to be one clearly articulated and affirmatively expressed public policy.

11. The change in the rule ensures that the Commission's recognition of any of the Registry's actions will only be afforded in those cases in which the owner or trainer's actions are contrary to clearly articulated and affirmatively expressed state policy, as expressed in the Oklahoma Horse Racing Commission Act or Commission Rules, bringing the rule into compliance with one of the major criteria for *Parker* immunity.

12. Failure to adopt an emergency rule would deprive the Commission of one of the criteria necessary to afford it and its members protection under the state-action immunity from federal anti-trust laws, should a court treat the Commission as a non-sovereign entity.

## **ANALYSIS:**

The Ad Hoc Committee on Rules, chaired by Chairman Leonard, consists of three (3) Commissioners of the Oklahoma Horse Racing Commission [Commissioners Ran Leonard, Stanton Harrell and Joe Lucas], the Executive Director of the Horse Racing Commission [Kelly Cathey], one (1) representative of the Oklahoma Quarter Horse Racing Association [Debbie Schauf, Executive Director], and one (1) representative of the Thoroughbred Racing Association of Oklahoma [Danielle Barber, Executive Director]. The Commission Counsel [Neal Leader, Senior Assistant Attorney General] and Commission Staff Attorney [Mary Ann Roberts] were named as advisory, non-voting members.

For some time, the Committee has reviewed the OHRC *Rules of Racing* document to update information and/or delete obsolete language. Consideration of proposed amendments to OAC 325:25-1-10 has been a discussion topic for at least three Ad Hoc Committee meetings, including the problematic language in present subsection (A)(7) of the Rule, that makes a horse ineligible if, "such horse is owned in whole or in part or trained by any person who is suspended or ineligible for a license or ineligible to participate under the rules of any Turf Governing Authority or Stud Book Registry."

Mr. Neal Leader, Senior Assistant Attorney General and Commission Counsel, discussed the recent Supreme Court decision that affects the current regulatory language in OAC 325:25-1-10. Specifically, under this present provision in the Rule, the Commission is required to recognize suspensions/ineligibility decisions by non-sovereign entities that may not have based its decisions on clearly articulated and affirmatively expressed state policy and afforded the horseman due process.

The intent of the emergency rule is to correct this situation by eliminating paragraph 7 and replacing it with a new subsection (B) that requires that decisions of Stud Book Registries be recognized as noted in Paragraph 7 above.

The Commission approved the recommendation, including the Declaration of Emergency, of rule amendments at its January 14, 2016 Regularly Scheduled Meeting to seek approval of the proposed rule amendments through both the emergency and permanent rulemaking processes.

## **CONTACT PERSON:**

Bonnie Morris, Agency Rulemaking Liaison, (405) 943-6472

## **PURSUANT TO THE ACTIONS DESCRIBED HEREIN, THE FOLLOWING EMERGENCY RULE IS CONSIDERED PROMULGATED AND EFFECTIVE UPON APPROVAL BY THE GOVERNOR AS SET FORTH IN 75 O.S., SECTION 253(F):**

### **325:25-1-10. Horses ineligible to start in a race**

(a) In addition to any other valid ground or reason, a horse is ineligible to start in any race if:

- (1) Such horse is not registered by The Jockey Club if a Thoroughbred; the American Quarter Horse Association

## Emergency Adoptions

---

if a Quarter Horse; the Appaloosa Horse Club if an Appaloosa; the Arabian Horse Club Registry of America if an Arabian; the American Paint Horse Association if a Paint; the Pinto Horse Association of America, Inc., if a Pinto; or any successors to any of the foregoing or other registry recognized by the Commission.

(2) The original, replacement, or corrected Certificate of Foal Registration, or other registration issued by the official registry for such horse is not on file with the Racing Secretary prior to the race in which the horse is scheduled to race. The Stewards may make exceptions in certain stakes races, in which case such Foal Certificate must be on file no later than one (1) hour prior to post time for the first race of that race program, except that in emergency situations for finals and stakes races, the Stewards may allow a horse to start in a race if an acceptable photocopy of the Foal Certificate is provided by a representative of a turf governing body, a licensed racetrack or a breed registry, and the original Foal Certificate is on file with that entity. However, under no circumstances shall any money earned be paid to said starter until the original, replacement, or corrected Foal Certificate is received by the Stewards so that all information may be verified and any eligibility notations recorded on or attached to the Foal Certificate.

(3) Such horse has been entered or raced at any recognized race meeting under any name or designation other than the name or designation duly assigned by and registered with the official registry.

(4) The Win Certificate, Certificate of Foal Registration, eligibility papers, or other registration issued by the official registry has been materially altered, erased, removed, or forged.

(5) Such horse is ineligible to enter said race, is not duly entered for such race, or remains ineligible to time of starting.

(6) The ownership and Trainer of such horse has not completed the prescribed licensing procedures required by the Commission before starting the horse, or the horse is in the care of an unlicensed Trainer.

~~(7) Such horse is owned in whole or in part or trained by any person who is suspended or ineligible for a license or ineligible to participate under the rules of any Turf Governing Authority or Stud Book Registry.~~

(78) Such horse is a suspended horse.

(89) Such horse is on the Stewards' List, Starter's List, or the Veterinarian's List.

(940) Except with permission of the Stewards and Horse Identifier, the identification markings of the horse do not agree with the identification as set forth on the Registration Certificate to the extent that a correction is required from the appropriate breed registry.

(1044) Except with the permission of the Stewards, the horse has not been lip tattooed by a Commission-approved Tattooer.

(1142) The entry of a horse is not in the name of its true Owner.

~~(1243)~~ The horse has drawn into the field or has started in a race on the same day.

~~(1344)~~ The age of the horse as determined by an examination of its teeth by the Official Veterinarian does not correspond to the age shown on its Registration Certificate, such determination by tooth examination to be made in accordance with the current OFFICIAL GUIDE FOR DETERMINING THE AGE OF THE HORSE as adopted by the American Association of Equine Practitioners.

~~(1445)~~ The Certificate of Registration of a horse reflects an unknown sire or dam.

~~(1546)~~ An Ownership transfer for a claimed horse is being processed by the Racing Secretary to a breed registry, and an acceptable photocopy of the Foal Certificate is not on file with the Racing Secretary.

~~(1647)~~ A horse is wholly or partially owned by a disqualified person, or a horse is under the direct or indirect management of a disqualified person.

~~(1748)~~ A horse is wholly or partially owned by the spouse of a disqualified person or a horse is under the direct or indirect management of the spouse of a disqualified person, in such cases, it being presumed that the disqualified person and spouse constitute a single financial entity with respect to the horse, which presumption may be rebutted.

~~(1849)~~ The horse is a cloned horse.

~~(1920)~~ The horse has an open hole in its trachea, by means of a tracheotomy or otherwise.

(b) Additionally, a horse is ineligible to start in a race if:

(1) The horse is owned in whole or in part or is trained by any person who is suspended or ineligible for a license or ineligible to participate under the rules of any Stud Book Registry; and

(2) The Commission determines that:

(A) The Stud Book Registry has adopted uniform criteria and procedures for use in excluding horses from participating in a race for the horse's breed and for suspending or finding an Owner or Trainer ineligible;

(B) The Stud Book Registry has adopted procedures that afford the affected Owner(s) or Trainer(s) with Notice and a meaningful opportunity to respond, that comports with due process, prior to suspending or finding the Owner or Trainer ineligible or excluding a horse; and

(C) The Stud Registry has provided the Commission's Director of Law Enforcement Division with (1) the Registry's Order of Suspension or Ineligibility for an act or omission that violates the Oklahoma Horse Racing Act and/or Commission Rules and (2) the Due Process Notice provided to the Owner or Trainer in the proceeding leading to the Order of Suspension or Ineligibility.

*[OAR Docket #16-301; filed 3-25-16]*

**TITLE 377. OFFICE OF JUVENILE AFFAIRS  
CHAPTER 3. ADMINISTRATIVE SERVICES**

*[OAR Docket #16-263]*

**RULEMAKING ACTION:**

EMERGENCY adoption

**RULES:**

Subchapter 13. Office of Public Integrity  
Part 11. Requirements for Certification of Secure Juvenile Facilities  
377:3-13-129. General emergency procedures [AMENDED]

**AUTHORITY:**

The Board of Juvenile Affairs; 10A O.S., Sections 2-7-101(H)(3) and 2-7-101(I)(1); 75 O.S., Section 302(A)(1).

**ADOPTION:**

July 17, 2015

**APPROVED BY GOVERNOR**

July 30, 2015

**EFFECTIVE:**

Immediately upon Governor's approval

**EXPIRATION:**

Effective through September 14, 2016, unless superseded by another rule or disapproved by the Legislature

**SUPERSEDED EMERGENCY ACTIONS:**

N/A

**INCORPORATIONS BY REFERENCE:**

N/A

**FINDING OF EMERGENCY:**

Pursuant to 75 O.S., § 253, the emergency rule is necessary as an emergency in order to protect the public health, safety, and welfare. The emergency rule is necessary as the existing rule does not conform to 70 O.S., § 5-149, regarding frequency and timing of tornado drills in schools. With the implementation of OJA's Oklahoma Youth Academy Charter School, rules must comply with laws and the State Department of Education's requirements for schools, as per 10A O.S., § 2-7-616.

**ANALYSIS:**

This emergency rule interprets Oklahoma state laws pertaining to school tornado drills.

**CONTACT PERSON:**

JLynn Hartman, (405) 530-2866

**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., § 253(F):**

**SUBCHAPTER 13. OFFICE OF PUBLIC  
INTEGRITY**

**PART 11. REQUIREMENTS FOR  
CERTIFICATION OF SECURE JUVENILE  
FACILITIES**

**377:3-13-129. General emergency procedures**

- (a) Temporary unit closure shall be a programmed response to significant unit/facility disorders and may also be utilized in other types of emergencies;
- (b) Emergency evacuation plans shall be posted in prominent locations on all floors of every building and include the locations of primary and secondary exits;
- (c) ~~A minimum of one seasonal (April-June) tornado drill per fiscal year shall be conducted.~~ Tornado drills shall be conducted each September and March;
- (d) There shall be an established system for immediate emergency notification of secure facility juveniles and employees, as well as emergency responders;
- (e) Power generators and/or alternate emergency power sources shall be inspected weekly and load tested quarterly.

*[OAR Docket #16-263; filed 3-25-16]*



# 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

### 1:2016-7.

#### EXECUTIVE ORDER 2016-07

I, Todd Lamb, 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 upon receipt until 5:00 p.m. on Friday, March 25, 2016, in memory of those killed and injured in the senseless act of violence perpetrated in Brussels, Belgium on March 22, 2016.

This Executive Order shall be forwarded to the Division of Capital Assets Management, which 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 22<sup>nd</sup> day of March, 2016.

BY THE GOVERNOR OF THE  
STATE OF OKLAHOMA

Todd Lamb

ATTEST:  
Chris Bengé  
Secretary of State

*[OAR Docket #16-243; filed 3-22-16]*

### 1:2016-8.

#### EXECUTIVE ORDER 2016-08

I, Mary Fallin, Governor of the State of Oklahoma, pursuant to the power vested in me by Section 2 of Article VI of the Oklahoma Constitution hereby declare the following:

1. Due to Moderate Drought conditions existing in north-west Oklahoma and the Panhandle, and the severe wildfires beginning March 21, 2016, and continuing, there is hereby declared a disaster emergency caused by wildfires and drought in Woods County that threatens the lives and property of the people of this State and the public's peace, health, and safety.

This declaration may be amended as conditions warrant.

2. It may be necessary to provide for the rendering of mutual assistance among the State and political subdivisions of the State with respect to carrying out disaster emergency functions during the continuance of the State emergency pursuant to the provisions of the Oklahoma Emergency Management Act of 2003.

3. State agencies, in responding to this disaster emergency, may make necessary emergency acquisitions to fulfill the purposes of this proclamation without regard to limitations or bidding requirements on such acquisitions.

4. The State Emergency Operations Plan has been activated and resources of all State departments and agencies available to meet this emergency are hereby committed to the reasonable extent necessary to protect lives and to prevent, minimize, and repair injury and damage. These efforts shall be coordinated by the Director of the Department of Emergency Management with comparable functions of the federal government and political subdivisions of the State.

5. This Executive Order shall terminate at the end of thirty (30) days.

Copies of this Executive Order shall be distributed to the Director of Emergency Management who shall cause the provisions of this Order to be implemented by all appropriate agencies of State government.

IN WITNESS WHEREOF, I have set my hand and caused the Great Seal of the State of Oklahoma to be affixed at Oklahoma City, Oklahoma, this 28th day of March 2016.

BY THE GOVERNOR OF THE  
STATE OF OKLAHOMA

Mary Fallin

ATTEST:  
Chris Bengé  
Secretary of State

*[OAR Docket #16-317; filed 3-28-16]*

# Executive Orders

---

1:2016-9.

## EXECUTIVE ORDER 2016-09

I, Mary Fallin, Governor of the State of Oklahoma, pursuant to the power vested in me by Section 2 of Article VI of the Oklahoma Constitution hereby declare the following:

1. Tornadoes, severe storms, and straight-line winds beginning March 30, 2016, and continuing have caused extensive damage to public and private properties within the State of Oklahoma; and said damages have caused an undue hardship on the citizens of this State.
2. It may be necessary to provide for the rendering of mutual assistance among the State and political subdivisions of the State with respect to carrying out disaster emergency functions during the continuance of the State emergency pursuant to the provisions of the Oklahoma Emergency Management Act of 2003.
3. There is hereby declared a disaster emergency caused by the tornadoes, severe storms, and straight-line winds in the State of Oklahoma that threatens the lives and property of the people of this State and the public's peace, health, and safety. The counties included in this declaration are:

Craig, Mayes, Nowata, Osage, Rogers, Tulsa, and Washington.

This declaration may be amended to add counties as conditions warrant.

4. The State Emergency Operations Plan was activated on March 30, 2016, and resources of all State departments

and agencies available to meet this emergency are hereby committed to the reasonable extent necessary to protect lives and to prevent, minimize, and repair injury and damage. These efforts shall be coordinated by the Director of the Department of Emergency Management with comparable functions of the federal government and political subdivisions of the State.

5. State agencies, in responding to this disaster emergency, may make necessary emergency acquisitions to fulfill the purposes of this proclamation without regard to limitations or bidding requirements on such acquisitions.

6. This Executive Order shall terminate at the end of thirty (30) days.

Copies of this Executive Order shall be distributed to the Director of Emergency Management who shall cause the provisions of this Order to be implemented by all appropriate agencies of State government.

IN WITNESS WHEREOF, I have set my hand and caused the Great Seal of the State of Oklahoma to be affixed at Oklahoma City, this 1<sup>st</sup> day of April 2016.

BY THE GOVERNOR OF THE  
STATE OF OKLAHOMA

Mary Fallin

ATTEST:  
Chris Bengel  
Secretary of State

*[OAR Docket #16-349; filed 4-1-16]*

---