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Table of Contents

Agency/Action/Subject Index	iii
Rules Affected Index	iv
Agency Index (Title numbers assigned)	vi
Notices of Rulemaking Intent	
Workers' Compensation Commission, Oklahoma (Title 810)	587
Governor's Declarations	
Governor	589

Agency/Action/Subject Index

GOVERNOR

Governor's Declarations

Corrected Governor's Declaration Regarding Submitted Agency Rules	589
Governor's Declaration Regarding Submitted Agency Rules	589

WORKERS' Compensation Commission, Oklahoma (Title 810)

Notices of Rulemaking Intent

Workers' Compensation Insurance and Self Insurance (Chapter 25)	587
---	-----

Rules Affected Index

[(E) = Emergency action]

Rule	Register Page	Rule	Register Page
35:48-3-12.	[AMENDED] (E) 545	165:59-9-1.	[AMENDED] (E) 25
35:48-3-14.	[AMENDED] (E) 545	165:59-9-3.	[AMENDED] (E) 25
40:1-1-1.	[AMENDED] (E) 95	165:59-9-5.	[AMENDED] (E) 26
40:20-1-3.	[AMENDED] (E) 96	165:59-9-6.	[AMENDED] (E) 26
40:25-1-2.	[AMENDED] (E) 98	165:59-9-11.	[AMENDED] (E) 26
40:25-1-3.	[AMENDED] (E) 99	165:59-9-13.	[AMENDED] (E) 27
40:25-1-4.	[REVOKED] (E) 99	165:59-9-15.	[AMENDED] (E) 27
75:25-1-2.1.	[AMENDED] (E) 571	165:59-9-17.	[AMENDED] (E) 27
75:25-1-3.	[AMENDED] (E) 572	165:59-9-21.	[AMENDED] (E) 27
75:25-3-1.	[AMENDED] (E) 574	165:59-9-23.	[AMENDED] (E) 27
75:25-3-4.	[AMENDED] (E) 575	165:59-9-25.	[AMENDED] (E) 28
75:25-3-13.	[AMENDED] (E) 577	165:59-9-27.	[AMENDED] (E) 29
75:25-5-3.	[AMENDED] (E) 577	165:59-9-29.	[AMENDED] (E) 29
75:25-5-20.	[AMENDED] (E) 577	175:20-1-1.	[NEW] (E) 437
75:25-5-21.	[AMENDED] (E) 578	175:20-1-2.	[NEW] (E) 437
165:5-21-3.1.	[NEW] (E) 53	175:20-3-1.	[NEW] (E) 438
165:25-1-11.	[AMENDED] (E) 121	175:20-5-1.	[NEW] (E) 438
165:25-3-6.28.	[AMENDED] (E) 123	175:20-5-2.	[NEW] (E) 439
165:59-1-1.	[AMENDED] (E) 5	175:20-5-3.	[NEW] (E) 439
165:59-1-2.	[AMENDED] (E) 6	175:20-5-4.	[NEW] (E) 440
165:59-1-3.	[AMENDED] (E) 6	175:20-5-5.	[NEW] (E) 440
165:59-1-4.	[AMENDED] (E) 6	175:20-5-6.	[NEW] (E) 440
165:59-1-7.	[AMENDED] (E) 8	175:20-5-7.	[NEW] (E) 440
165:59-3-1.	[REVOKED] (E) 8	175:20-7-1.	[NEW] (E) 440
165:59-3-11.	[AMENDED] (E) 8	175:20-9-1.	[NEW] (E) 441
165:59-3-13.	[AMENDED] (E) 8	175:20-9-2.	[NEW] (E) 441
165:59-3-14.	[AMENDED] (E) 8	175:20-9-3.	[NEW] (E) 441
165:59-3-15.	[REVOKED] (E) 9	175:20-9-4.	[NEW] (E) 442
165:59-3-16.	[AMENDED] (E) 9	175:20-11-1.	[NEW] (E) 442
165:59-3-30.	[AMENDED] (E) 10	175:20-13-1.	[NEW] (E) 442
165:59-3-32.	[AMENDED] (E) 10	175:20-15-1.	[NEW] (E) 442
165:59-3-34.	[AMENDED] (E) 10	317:2-1-2.	[AMENDED] (E) 339
165:59-3-36.	[AMENDED] (E) 11	317:2-1-16.	[NEW] (E) 340
165:59-3-38.	[AMENDED] (E) 11	317:30-3-19.2.	[NEW] (E) 187
165:59-3-40.	[AMENDED] (E) 11	317:30-3-27.	[AMENDED] (E) 342
165:59-3-42.	[AMENDED] (E) 11	317:30-5-2.	[AMENDED] (E) 188
165:59-3-44.	[AMENDED] (E) 11	317:30-5-22.	[AMENDED] (E) 193
165:59-3-46.	[AMENDED] (E) 12	317:30-5-42.17.	[AMENDED] (E) 57
165:59-3-60.	[AMENDED] (E) 12	317:30-5-72.1.	[AMENDED] (E) 347
165:59-3-61.	[AMENDED] (E) 12	317:30-5-78.	[AMENDED] (E) 348
165:59-3-62.	[REVOKED] (E) 12	317:30-5-87.	[AMENDED] (E) 349
165:59-3-65.	[RESERVED] (E) 14	317:30-5-136.	[NEW] (E) 343
165:59-3-66.	[NEW] (E) 14	317:30-5-226.	[AMENDED] (E) 194
165:59-3-67.	[RESERVED] (E) 15	317:30-5-229.	[AMENDED] (E) 194
165:59-3-68.	[NEW] (E) 15	317:30-5-241.1.	[AMENDED] (E) 54
165:59-3-69.	[RESERVED] (E) 16	317:30-5-356.	[AMENDED] (E) 195
165:59-3-70.	[NEW] (E) 16	317:30-5-432.1.	[AMENDED] (E) 57
165:59-3-71.	[RESERVED] (E) 17	317:30-5-664.8.	[AMENDED] (E) 195
165:59-3-72.	[NEW] (E) 17	317:30-5-1090.	[AMENDED] (E) 350
165:59-7-1.	[AMENDED] (E) 18	317:30-5-1098.	[AMENDED] (E) 350
165:59-7-5.	[REVOKED] (E) 21	317:35-5-2.	[AMENDED] (E) 196
165:59-7-6.	[AMENDED] (E) 21	317:35-22-2.	[AMENDED] (E) 197
165:59-7-7.	[REVOKED] (E) 22	340:10-3-5.	[AMENDED] (E) 491
165:59-7-8.	[AMENDED] (E) 23	340:10-3-6.	[AMENDED] (E) 495
165:59-7-9.	[REVOKED] (E) 23	340:10-3-40.	[AMENDED] (E) 496
165:59-7-10.	[AMENDED] (E) 24	340:20-1-11.	[AMENDED] (E) 498
165:59-7-13.	[AMENDED] (E) 24	340:40-1-2.	[AMENDED] (E) 58
165:59-7-15.	[AMENDED] (E) 24	340:40-3-1.	[AMENDED] (E) 58
165:59-7-17.	[AMENDED] (E) 24	340:40-7-3.	[AMENDED] (E) 60
165:59-7-18.	[RESERVED] (E) 24	340:40-7-5.	[AMENDED] (E) 60
165:59-7-19.	[NEW] (E) 24	340:40-7-6.	[AMENDED] (E) 61

340:40-7-7. [AMENDED] (E)	62	490:1-7-2. [AMENDED] (E)	443
340:40-7-8. [AMENDED] (E)	63	490:10-3-3. [AMENDED] (E)	444
340:40-7-9. [AMENDED] (E)	68	595:11-11-1. [NEW] (E)	293
340:40-7-11. [AMENDED] (E)	70	595:11-11-2. [NEW] (E)	293
340:40-7-12. [AMENDED] (E)	73	595:11-11-3. [NEW] (E)	294
340:40-7-12. [AMENDED] (E)	503	595:11-11-4. [NEW] (E)	294
340:40-9-1. [AMENDED] (E)	75	595:11-11-5. [NEW] (E)	295
340:40-9-2. [AMENDED] (E)	76	595:11-11-6. [NEW] (E)	296
340:40-13-3. [AMENDED] (E)	77	595:11-11-7. [NEW] (E)	297
340:50-7-22. [AMENDED] (E)	506	595:11-11-8. [NEW] (E)	297
340:60-1-6. [AMENDED] (E)	509	595:11-11-9. [NEW] (E)	297
340:65-3-8. [AMENDED] (E)	78	595:11-11-10. [NEW] (E)	297
340:110-1-17. [AMENDED] (E)	198	595:11-11-11. [NEW] (E)	297
340:110-3-85. [AMENDED] (E)	201	595:11-11-12. [NEW] (E)	298
340:110-3-86. [AMENDED] (E)	204	595:11-11-13. [NEW] (E)	298
340:110-3-86.1. [NEW] (E)	206	595:11-11-14. [NEW] (E)	299
340:110-3-88. [AMENDED] (E)	207	595:11-11-15. [NEW] (E)	299
340:110-3-89.1. [AMENDED] (E)	208	595:11-11-16. [NEW] (E)	300
340:110-3-91.1. [AMENDED] (E)	209	595:11-11-17. [NEW] (E)	300
340:110-3-93. [AMENDED] (E)	209	595:11-11-18. [NEW] (E)	300
340:110-3-97.1. [AMENDED] (E)	210	595:11-11-19. [NEW] (E)	301
340:110-3-278. [AMENDED] (E)	211	595:11-11-20. [NEW] (E)	301
340:110-3-279. [AMENDED] (E)	212	595:11-11-21. [NEW] (E)	301
340:110-3-280. [AMENDED] (E)	214	595:11-11-22. [NEW] (E)	302
340:110-3-281.1. [AMENDED] (E)	215	595:11-11-23. [NEW] (E)	302
340:110-3-281.2. [AMENDED] (E)	216	595:11-11-24. [NEW] (E)	302
340:110-3-284. [AMENDED] (E)	218	595:11-11-25. [NEW] (E)	302
340:110-3-284.1. [AMENDED] (E)	220	595:11-11-26. [NEW] (E)	302
340:110-3-284.2. [AMENDED] (E)	220	595:11-11-27. [NEW] (E)	303
340:110-3-289. [AMENDED] (E)	222	595:40-1-9. [AMENDED] (E)	303
340:110-3-296. [AMENDED] (E)	223	710:45-9-81. [AMENDED] (E)	80
340:110-3-301. [AMENDED] (E)	224	710:45-9-82. [AMENDED] (E)	80
340:110, App. EE. [REVOKED] (E)	227	710:45-9-83. [AMENDED] (E)	80
340:110, App. EE. [NEW] (E)	227	710:45-9-84. [AMENDED] (E)	80
365:25-7-60. [AMENDED] (E)	351	710:50-3-35. [AMENDED] (E)	81
365:25-7-63. [AMENDED] (E)	352	710:50-9-3. [AMENDED] (E)	81
365:25-7-65. [AMENDED] (E)	352	710:50-15-50. [AMENDED] (E)	82
365:25-7-66. [AMENDED] (E)	356	710:50-15-74. [AMENDED] (E)	82
365:25-7-67. [AMENDED] (E)	356	710:50-15-76. [AMENDED] (E)	84
365:25-7-68. [AMENDED] (E)	356	710:50-15-90. [AMENDED] (E)	85
365:25-7-70. [AMENDED] (E)	360	710:50-15-103. [AMENDED] (E)	85
365:25-7-72. [AMENDED] (E)	360	710:50-15-104. [AMENDED] (E)	86
365:25-7-73. [NEW] (E)	361	715:1-1-16. [AMENDED] (E)	513
365:25, App. CC. [NEW] (E)	366	715:10-15-3. [AMENDED] (E)	513
365:25, App. DD. [NEW] (E)	368	715:10-15-3.1. [NEW] (E)	514
365:25, App. EE. [NEW] (E)	370	715:10-15-10. [AMENDED] (E)	514
365:25, App. FF. [NEW] (E)	375	715:10-15-11.1. [NEW] (E)	515
435:1-1-7. [AMENDED] (E)	579	800:25-37-12. [AMENDED] (E)	123
485:10-5-3.2. [AMENDED] (E)	172	800:25-37-13. [AMENDED] (E)	124
485:10-5-5.2. [AMENDED] (E)	172	800:25-37-14. [AMENDED] (E)	124
485:10-6-2. [AMENDED] (E)	173	800:25-37-16. [NEW] (E)	125

Agency/Title Index

[Assigned as of 7-17-17]

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

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

Agency/Title Index – continued

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

Notices of Rulemaking Intent

Prior to adoption and gubernatorial/legislative review of a proposed PERMANENT rulemaking action, an agency must publish a Notice of Rulemaking Intent in the *Register*. In addition, an agency may publish a Notice of Rulemaking Intent in the *Register* prior to adoption of a proposed EMERGENCY or PREEMPTIVE rulemaking action.

A Notice of Rulemaking Intent announces a comment period, or a comment period and public hearing, and provides other information about the intended rulemaking action as required by law, including where copies of proposed rules may be obtained.

For additional information on Notices of Rulemaking Intent, see 75 O.S., Section 303.

TITLE 810. OKLAHOMA WORKERS' COMPENSATION COMMISSION CHAPTER 25. WORKERS' COMPENSATION INSURANCE AND SELF INSURANCE

[OAR Docket #17-485]

RULEMAKING ACTION:

Notice of proposed EMERGENCY rulemaking

PROPOSED RULES:

Subchapter 1. General Provisions

810:25-1-2. Definitions [AMENDED]

SUMMARY:

Pursuant to 85A O.S., §36, the Commission is responsible for issuing Certificates of Noncoverage to "sole proprietors" and "partners of a partnership" who elect not to be covered by the Administrative Workers' Compensation Act. In order to avoid serious prejudice to the public interest, the proposed emergency rule amendments are necessary to define these terms and clarify the scope of the regulatory role of the Commission when issuing Certificates of Noncoverage.

AUTHORITY:

Workers' Compensation Commission; 85A O.S., §36.

COMMENT PERIOD:

Pursuant to 75 O.S., §253(J), the Commission will hold an abbreviated notice and hearing period to consider public comments. Persons may submit written comments through July 26, 2017 to Lindsey Christopher at 1915 N. Stiles, Oklahoma City, OK 73105, or by email to rules@wcc.ok.gov.

PUBLIC HEARING:

A public hearing will be held at 1:30 p.m. on Thursday, July 27, 2017 in Commission Chambers on the 2nd floor of

the Denver N. Davison Building, 1915 N. Stiles Avenue, Oklahoma City, Oklahoma. Interested parties must sign in at the door.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

Business entities affected by these proposed rules are requested to provide the agency with information, in dollar amounts if possible, about the increase in the level of direct costs, indirect costs, or other costs expected to be incurred by the business entity due to compliance with the proposed rules. Business entities may submit this information in writing to Lindsey Christopher at the above address on or before July 26, 2017.

COPIES OF PROPOSED RULES:

Copies of the proposed rules may be obtained from the Workers' Compensation Commission, 1915 N. Stiles, Suite 231, Oklahoma City, OK 73105. Copies of proposed rules may be obtained at a cost of 10 cents per page. The proposed rules are also available at <http://www.ok.gov/wcc>.

RULE IMPACT STATEMENT:

Pursuant to 75 O.S., §303(D), a rule impact statement will be prepared and may be obtained from the Workers' Compensation Commission at the above address beginning June 23, 2017.

CONTACT PERSON:

Lindsey Christopher, Commission Counsel, 918-295-3731, lindsey.christopher@wcc.ok.gov

[OAR Docket #17-485; filed 6-22-17]

Governor's Declarations

If a proposed permanent rule is disapproved by an omnibus joint resolution of the Legislature, as set forth in 75 O.S., Section 308.3, the Governor may issue a Governor's Declaration declaring the rule to be approved and finally adopted if, after receiving a petition from the issuing agency, the Governor determines that the rule is necessary and that the agency has the authority to make the rule.

The Governor may also issue a Governor's Declaration approving and finally adopting rules if:

- the Legislature fails to pass an omnibus joint resolution during the legislative session; or
- the Governor finds that an omnibus joint resolution has "a technical legal defect preventing approval of administrative rules intended to be approved by the Legislature" [75 O.S., Section 308.3(D)(4)].

A Governor's Declaration must be published in the *Register* on or before July 17 following that legislative session.

CORRECTED GOVERNOR'S DECLARATION REGARDING SUBMITTED AGENCY RULES

Pursuant to Section 308.3 of Title 75 of the Oklahoma Statutes, if the Oklahoma Legislature fails to pass an omnibus joint resolution specifying which proposed permanent administrative rules (Rules) are approved and which Rules are disapproved, the Governor may approve Rules by means of a single declaration published in the *Oklahoma Register*.

On May 26, 2017, the Oklahoma Legislature adjourned without presenting a joint omnibus resolution to me specifying which Rules are approved and which Rules are disapproved. Accordingly, pursuant to Section 308.3(D)(4) of Title 75 of the Oklahoma Statutes, I hereby declare that all Rules submitted for consideration for the period beginning April 2, 2016 through April 1, 2017, are approved and finally adopted, except for the following:

300:35-7-2 300:35-11-14 505:10-5-6
765:4-1-5 777:10-3-3 777:10-5-3.

Executed this the 13th day of June, 2017.

BY THE GOVERNOR OF THE STATE OF OKLAHOMA
Mary Fallin

ATTEST:
Dave Lopez
Secretary of State

GOVERNOR'S DECLARATION REGARDING SUBMITTED AGENCY RULES

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111:10-3-3 111:10-5-3 300:35-7-2
300:35-11-14 505:10-5-6 765:4-1-5.

Executed this the 13th day of June, 2017.

BY THE GOVERNOR OF THE STATE OF OKLAHOMA
Mary Fallin

ATTEST:
Dave Lopez
Secretary of State

