

Volume 35
Number 16
May 1, 2018
Pages 577 - 608

The Oklahoma Register

Oklahoma
Secretary of State
Office of Administrative Rules



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Tod Wall,
Secretary of State
Peggy Coe, Editor-in-Chief

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ISSN 0030-1728

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Agency	Title	Agency	Title
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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 38. OKLAHOMA BOARD OF LICENSED ALCOHOL AND DRUG COUNSELORS **CHAPTER 10. LICENSURE AND CERTIFICATION OF ALCOHOL AND DRUG COUNSELORS**

[OAR Docket #18-249]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

Subchapter 3. Rules of Professional Conduct [AMENDED]
Subchapter 7. Application [AMENDED]
Subchapter 11. Fees [AMENDED]
Subchapter 13. Continuing Education Requirements [AMENDED]

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 26, 2018

[OAR Docket #18-249; filed 3-26-18]

TITLE 75. ATTORNEY GENERAL **CHAPTER 1. ADMINISTRATION**

[OAR Docket #18-321]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

Chapter 1. Administration [AMENDED]

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 30, 2018

[OAR Docket #18-321; filed 3-30-18]

TITLE 75. ATTORNEY GENERAL **CHAPTER 15. STANDARDS AND CRITERIA FOR DOMESTIC VIOLENCE AND SEXUAL ASSAULT PROGRAMS**

[OAR Docket #18-322]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

Chapter 15. Standards and Criteria for Domestic Violence and Sexual Assault Programs [AMENDED]

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 30, 2018

[OAR Docket #18-322; filed 3-30-18]

TITLE 75. ATTORNEY GENERAL **CHAPTER 25. STANDARDS AND CRITERIA FOR BATTERERS INTERVENTION PROGRAMS**

[OAR Docket #18-323]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

Chapter 25. Standards and Criteria for Batters Intervention Programs [AMENDED]

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 30, 2018

[OAR Docket #18-323; filed 3-30-18]

TITLE 75. ATTORNEY GENERAL **CHAPTER 30. STANDARDS AND CRITERIA FOR ADULT VICTIMS OF HUMAN SEX TRAFFICKING PROGRAMS**

[OAR Docket #18-324]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

Chapter 30. Standards and Criteria for Adult Victims of Sex Trafficking Programs [AMENDED]

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 30, 2018

[OAR Docket #18-324; filed 3-30-18]

Submissions to Governor and Legislature

TITLE 140. BOARD OF CHIROPRACTIC EXAMINERS CHAPTER 10. LICENSURE OF CHIROPRACTIC PHYSICIANS

[OAR Docket #18-305]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

Subchapter 3. Application, Examination and Licensing

140:10-3-5. [AMENDED]

140:10-3-6. [AMENDED]

Subchapter 5. Procedures for Renewal Licenses

140:10-5-2. [AMENDED]

140:10-5-3. [AMENDED]

Subchapter 8. Administrative Fees and Penalties

140:10-8-1. [AMENDED]

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 29, 2018

[OAR Docket #18-305; filed 3-30-18]

TITLE 140. BOARD OF CHIROPRACTIC EXAMINERS CHAPTER 15. SPECIAL CERTIFICATIONS AND MISCELLANEOUS PROVISIONS

[OAR Docket #18-306]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

Subchapter 7. Public Welfare

140:15-7-1. [AMENDED]

140:15-7-2. [AMENDED]

140:15-7-4. [AMENDED]

140:15-7-5. [AMENDED]

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 29, 2018

[OAR Docket #18-306; filed 3-30-18]

TITLE 140. BOARD OF CHIROPRACTIC EXAMINERS CHAPTER 30. CERTIFIED CHIROPRACTIC ASSISTANTS

[OAR Docket #18-307]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

Subchapter 3. Certified Chiropractic Assistant

140:30-3-3. [AMENDED]

140:30-3-4. [AMENDED]

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 29, 2018

[OAR Docket #18-307; filed 3-30-18]

TITLE 145. OKLAHOMA DEPARTMENT OF EMERGENCY MANAGEMENT CHAPTER 15. OKLAHOMA 9-1-1 MANAGEMENT AUTHORITY

[OAR Docket #18-293]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

Subchapter 1. Administrative Operations [NEW]

145:15-1-1. Purpose [NEW]

145:15-1-2. Definitions [NEW]

145:15-1-3. Computation of time [NEW]

145:15-1-4. Availability of forms and documents [NEW]

145:15-1-5. Petition requesting promulgation, amendment or repeal of a rule [NEW]

145:15-1-6. Filing and disposition of petitions for declaratory rulings [NEW]

145:15-1-7. Relief from rules [NEW]

Subchapter 3. Oklahoma 9-1-1 Management Authority [NEW]

145:15-3-1. Officers [NEW]

145:15-3-2. Committees [NEW]

145:15-3-3. Meetings [NEW]

Subchapter 5. Reporting Requirements [NEW]

145:15-5-1. Annual reports [NEW]

145:15-5-2. Audits of service providers [NEW]

Subchapter 7. Disbursement of 9-1-1 Telephone Fees [NEW]

145:15-7-1. Annual determination of eligibility and population [NEW]

145:15-7-2. Escrow of funds [NEW]

Subchapter 9. Grant program [NEW]

145:15-9-1. Purpose [NEW]

145:15-9-2. Application process [NEW]

145:15-9-3. Award process [NEW]

145:15-9-4. Grant administration and evaluation [NEW]

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 27, 2018

[OAR Docket #18-293; filed 3-29-18]

**TITLE 165. CORPORATION COMMISSION
CHAPTER 5. RULES OF PRACTICE**

[OAR Docket #18-295]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

- Subchapter 1. General Provisions
 - Part 1. General
 - 165:5-1-3. Definitions [AMENDED]
 - 165:5-1-4. Office location; office hours; records [AMENDED]
 - 165:5-1-5. Filing of documents [AMENDED]
 - 165:5-1-9. Telephonic or videoconferencing testimony [AMENDED]
- Subchapter 3. Fees
 - Part 1. General Provisions
 - 165:5-3-1. Fees, fines and bonds [AMENDED]
 - 165:5-3-2. Fees for the Petroleum Storage Tank Division [AMENDED]
- Subchapter 5. Dockets
 - 165:5-5-1. Dockets; identifying initials [AMENDED]
- Subchapter 7. Commencement of a Cause
 - Part 3. Oil and Gas
 - 165:5-7-6. Drilling and spacing unit establishment or modification [AMENDED]
 - 165:5-7-6.1. Horizontal well unitization for ~~shale~~targeted reservoirs [AMENDED]
 - 165:5-7-6.2. Multiunit horizontal wells in targeted reservoirs [AMENDED]
 - 165:5-7-7. Pooling [AMENDED]
 - 165:5-7-11. Change of operator [AMENDED]
 - 165:5-7-12. Applications; determination of allowables [AMENDED]
 - 165:5-7-33. Extension of time for closure of a noncommercial pit [AMENDED]
 - 165:5-7-34. Waiver of pit closure requirements [AMENDED]
 - 165:5-7-35. Operation of commercial pit, commercial soil farming site and/or commercial recycling facility [AMENDED]
- Subchapter 9. Subsequent Pleadings
 - 165:5-9-2. Subsequent pleadings [AMENDED]
 - 165:5-9-6. Continuances [AMENDED]
- Subchapter 13. Initial and Subsequent Proceedings
 - 165:5-13-2. Setting of causes [AMENDED]
 - 165:5-13-5. Exceptions to Report of Administrative Law Judge [AMENDED]
- Subchapter 17. Post Order Relief
 - 165:5-17-5. Appeals [AMENDED]
- Subchapter 19. Contempt
 - 165:5-19-1. Contempt procedure [AMENDED]

Subchapter 21. Procedure for the Petroleum Storage Tank Docket

165:5-21-3. Application and notice requirements for Petroleum Storage Tank cases [AMENDED]

165:5-21-3.1. Applications ~~to close a storage tank in place~~for a variance [AMENDED]

Subchapter 23. Informal Resolution of Natural Gas Gathering Disputes

165:5-23-3. Form and service of a Notice of Intent to Mediate; reply by Respondent [AMENDED]

Appendix D. Notice of Application for Waiver of Pit Closure [REVOKED]

Appendix D. Notice of Application for Waiver of Pit Closure [NEW]

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 29, 2018

[OAR Docket #18-295; filed 3-29-18]

**TITLE 165. CORPORATION COMMISSION
CHAPTER 10. OIL & GAS CONSERVATION**

[OAR Docket #18-281]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

Chapter 10. Oil & Gas Conservation [AMENDED]

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 26, 2018

[OAR Docket #18-281; filed 3-27-18]

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

[OAR Docket #18-340]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

- Subchapter 1. General Provisions
 - 210:10-1-5. Audits [AMENDED]
 - 210:10-1-16. Oklahoma Academic Scholar Recognition [AMENDED]
- Subchapter 13. Student Assessment
 - 210:210-10-13-24. Medical exemptions from chronic absenteeism [NEW]

Submissions to Governor and Legislature

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 26, 2018

[OAR Docket #18-340; filed 4-3-18]

TITLE 210. STATE DEPARTMENT OF EDUCATION CHAPTER 25. FINANCE

[OAR Docket #18-341]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

Subchapter 3. Funding Criteria
210:25-3-4. Personnel [AMENDED]

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 26, 2018

[OAR Docket #18-341; filed 4-3-18]

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

[OAR Docket #18-342]

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:

March 26, 2018

[OAR Docket #18-342; filed 4-3-18]

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

[OAR Docket #18-263]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

317:2-1-2 [AMENDED]

317:2-1-2.5 [NEW]

(Reference APA WF # 17-10A)

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 27, 2018

[OAR Docket #18-263; filed 3-27-18]

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

[OAR Docket #18-279]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

317:2-1-16 [AMENDED]

(Reference APA WF # 17-33A)

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 27, 2018

[OAR Docket #18-279; filed 3-27-18]

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

[OAR Docket #18-258]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

Subchapter 3. General Provider Policies
Part 1. General Scope and Administration

317:30-3-24 [AMENDED]

Part 5. Eligibility [REVOKED]

317:30-3-88 [REVOKED]

(Reference APA WF # 17-05A)

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 27, 2018

[OAR Docket #18-258; filed 3-27-18]

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

[OAR Docket #18-260]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

- Subchapter 3. General Provider Policies
- Part 3. General Medical Program Information
- 317:30-3-57 [AMENDED]
- Subchapter 5. Individual Providers and Specialties
- Part 5. Pharmacies
- 317:30-5-70 [AMENDED]
- 317:30-5-70.1 [AMENDED]
- 317:30-5-70.2 [AMENDED]
- 317:30-5-72 [AMENDED]
- 317:30-5-72.1 [AMENDED]
- 317:30-5-76 [AMENDED]
- 317:30-5-77.2 [AMENDED]
- 317:30-5-78.1 [AMENDED]

(Reference APA WF # 17-06)

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

March 27, 2018

[OAR Docket #18-260; filed 3-27-18]

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

[OAR Docket #18-261]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

- Subchapter 5. Individual Providers and Specialties
- Part 103. Qualified Schools as Providers of ~~Health~~
~~Related~~Health-Related Services
- 317:30-5-1020 [AMENDED]
- 317:30-5-1021 [AMENDED]
- 317:30-5-1023 [AMENDED]

(Reference APA WF # 17-07)

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

March 27, 2018

[OAR Docket #18-261; filed 3-27-18]

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

[OAR Docket #18-262]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

- Subchapter 5. Individual Providers and Specialties
- Part 21. Outpatient Behavioral Health Agency Services
- 317:30-5-241.1 [AMENDED]
- 317:30-5-241.6 [AMENDED]

(Reference APA WF # 17-09)

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

March 27, 2018

[OAR Docket #18-262; filed 3-27-18]

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

[OAR Docket #18-265]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

- Subchapter 5. Individual Providers and Specialties
- Part 9. ~~Long-Term~~Long-Term Care Facilities
- 317:30-5-131.1 [REVOKED]
- 317:30-5-131.2 [AMENDED]

(Reference APA WF # 17-12)

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

March 27, 2018

[OAR Docket #18-265; filed 3-27-18]

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

[OAR Docket #18-266]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

- Subchapter 5. Individual Providers and Specialties
- Part 79. Dentists
- 317:30-5-695 [AMENDED]

Submissions to Governor and Legislature

317:30-5-696 [AMENDED]
(Reference APA WF # 17-14)

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 27, 2018

[OAR Docket #18-266; filed 3-27-18]

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

[OAR Docket #18-268]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

Subchapter 5. Individual Providers and Specialties
Part 21. Outpatient Behavioral Health Agency Services
317:30-5-240.1 [AMENDED]
317:30-5-240.2 [AMENDED]
317:30-5-241.2 [AMENDED]

(Reference APA WF # 17-16)

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 27, 2018

[OAR Docket #18-268; filed 3-27-18]

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

[OAR Docket #18-269]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

Subchapter 5. Individual Providers and Specialties
Part 6. Inpatient Psychiatric ~~Hospitals~~ Services
317:30-5-95 [AMENDED]
317:30-5-95.1 [AMENDED]
317:30-5-95.4 [AMENDED]
317:30-5-95.6 [AMENDED]
317:30-5-95.9 [AMENDED]
317:30-5-95.10 [AMENDED]
317:30-5-95.11 [AMENDED]
317:30-5-95.12 [AMENDED]
317:30-5-95.13 [AMENDED]
317:30-5-95.14 [AMENDED]
317:30-5-95.16 [AMENDED]
317:30-5-95.19 [AMENDED]

317:30-5-95.20 [AMENDED]
317:30-5-95.21 [AMENDED]
317:30-5-95.33 [AMENDED]
317:30-5-95.35 [AMENDED]
317:30-5-95.39 [AMENDED]
317:30-5-97 [AMENDED]
(Reference APA WF # 17-19)

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 27, 2018

[OAR Docket #18-269; filed 3-27-18]

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

[OAR Docket #18-271]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

Subchapter 3. General Provider Policies
Part 1. General Scope and Administration
317:30-3-31 [NEW]
317:30-3-32 [NEW]
Part 5. Eligibility [REVOKED]
317:30-3-78 [REVOKED]
317:30-3-79 [REVOKED]
317:30-3-82 [REVOKED]
317:30-3-83 [REVOKED]

(Reference APA WF # 17-22A)

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 27, 2018

[OAR Docket #18-271; filed 3-27-18]

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

[OAR Docket #18-273]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

Subchapter 5. Individual Providers and Specialties
Part 95. Agency Personal Care Services
317:30-5-950 [AMENDED]
317:30-5-953 [AMENDED]
(Reference APA WF # 17-24A)

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 27, 2018

[OAR Docket #18-273; filed 3-27-18]

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

[OAR Docket #18-277]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

Subchapter 5. Individual Providers and Specialties

Part 9. ~~Long-Term~~Long-Term Care Facilities

317:30-5-137 [NEW]

(Reference APA WF # 17-30)

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 27, 2018

[OAR Docket #18-277; filed 3-27-18]

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

[OAR Docket #18-278]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

Subchapter 3. General Provider Policies

Part 4. Early and Periodic Screening, Diagnosis and Treatment (EPSDT) Program/~~Child~~Health Services

~~Services~~Child-Health Services

317:30-3-65 [AMENDED]

317:30-3-65.1 [REVOKED]

317:30-3-65.2 [AMENDED]

317:30-3-65.4 [AMENDED]

317:30-3-65.6 [AMENDED]

317:30-3-65.7 [AMENDED]

317:30-3-65.8 [AMENDED]

317:30-3-65.9 [AMENDED]

317:30-3-65.10 [AMENDED]

Subchapter 5. Individual Providers and Specialties

Part 73. Early Intervention Services

317:30-5-640.1 [AMENDED]

Part 103. Qualified Schools as Providers of ~~Health~~RelatedHealth-Related Services

317:30-5-1022 [AMENDED]

(Reference APA WF # 17-32)

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 27, 2018

[OAR Docket #18-278; filed 3-27-18]

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

[OAR Docket #18-280]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

Subchapter 5. Individual Providers and Specialties

Part 9. ~~Long-Term~~Long-Term Care Facilities

317:30-5-136 [AMENDED]

(Reference APA WF # 17-33B)

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 27, 2018

[OAR Docket #18-280; filed 3-27-18]

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

[OAR Docket #18-259]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

Subchapter 7. Medical Services

Part 5. Determination of Eligibility for Medical Services

317:35-7-40 [AMENDED]

Subchapter 9. ICF/IID, HCBW/IID, and Individuals Age 65 or Older in Mental Health Hospitals

Part 9. Certification, Redetermination and Notification

317:35-9-75 [AMENDED]

Subchapter 15. Personal Care Services

317:35-15-7 [AMENDED]

Subchapter 17. Advantage Waiver Services

317:35-17-12 [AMENDED]

Subchapter 19. Nursing Facility Services

317:35-19-22 [AMENDED]

(Reference APA WF # 17-05B)

Submissions to Governor and Legislature

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 27, 2018

[OAR Docket #18-259; filed 3-27-18]

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

[OAR Docket #18-264]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

Subchapter 5. Eligibility and Countable Income

Part 7. Application, ~~and~~ Eligibility Determination and Notification Procedures

317:35-5-65 [NEW]

317:35-5-66 [NEW]

Subchapter 6. SoonerCare for Pregnant Women and Families with Children

Part 7. Certification, Redetermination and Notification

317:35-6-62 [AMENDED AND RENUMBERED TO 317:35-5-65]

317:35-6-62.1 [AMENDED AND RENUMBERED TO 317:35-5-66]

(Reference APA WF # 17-10B)

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 27, 2018

[OAR Docket #18-264; filed 3-27-18]

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

[OAR Docket #18-267]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

Subchapter 5. Eligibility and Countable Income

Part 5. Countable Income and Resources

317:35-5-42 [AMENDED]

(Reference APA WF # 17-15)

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 27, 2018

[OAR Docket #18-267; filed 3-27-18]

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

[OAR Docket #18-270]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

Subchapter 7. Medical Services

Part 5. Determination of Eligibility for Medical Services
317:35-7-48 [AMENDED]

Subchapter 9. ICF/IID, HCBW/IID, and Individuals Age 65 or Older in Mental Health Hospitals

Part 7. Determination of Financial Eligibility
317:35-9-67 [AMENDED]

Subchapter 10. Other Eligibility Factors for Families with Children and Pregnant Women

Part 3. Resources

317:35-10-10 [AMENDED]

Part 5. Income

317:35-10-26 [AMENDED]

Subchapter 15. Personal Care Services

317:35-15-6 [AMENDED]

Subchapter 19. Nursing Facility Services

317:35-19-20 [AMENDED]

(Reference APA WF # 17-21)

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 27, 2018

[OAR Docket #18-270; filed 3-27-18]

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

[OAR Docket #18-272]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

Subchapter 3. Coverage and Exclusions

317:35-3-3 [REVOKED]

Subchapter 5. Eligibility and Countable Income

Part 3. Non-Medical Eligibility Requirements

317:35-5-25 [AMENDED]

(Reference APA WF # 17-22B)

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 27, 2018

[OAR Docket #18-272; filed 3-27-18]

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

[OAR Docket #18-274]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

Subchapter 17. ADvantage Waiver Services

317:35-17-16 [AMENDED]

317:35-17-19 [AMENDED]

317:35-17-26 [NEW]

(Reference APA WF # 17-24B)

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

March 27, 2018

[OAR Docket #18-274; filed 3-27-18]

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

[OAR Docket #18-275]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

Subchapter 1. General Provisions

317:45-1-3 [AMENDED]

317:45-1-4 [AMENDED]

Subchapter 5. Insure Oklahoma Qualified Benefit Plans

317:45-5-1 [AMENDED]

Subchapter 7. Insure Oklahoma ESI Employer Eligibility

317:45-7-1 [AMENDED]

Subchapter 9. Insure Oklahoma ESI Employee Eligibility

317:45-9-1 [AMENDED]

317:45-9-2 [AMENDED]

Subchapter 11. Insure Oklahoma IP

Part 3. Insure Oklahoma IP Member ~~Health Care~~ Benefits

317:45-11-10 [AMENDED]

317:45-11-11 [AMENDED]

Part 5. Insure Oklahoma IP Member Eligibility

317:45-11-20 [AMENDED]

317:45-11-23 [AMENDED]

317:45-11-25 [REVOKED]

(Reference APA WF # 17-26)

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

March 27, 2018

[OAR Docket #18-275; filed 3-27-18]

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

[OAR Docket #18-276]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

Subchapter 1. Medically Fragile Waiver Services

317:50-1-2 [AMENDED]

317:50-1-3 [AMENDED]

317:50-1-5 [AMENDED]

317:50-1-6 [AMENDED]

317:50-1-9 [AMENDED]

317:50-1-11 [AMENDED]

317:50-1-12 [AMENDED]

317:50-1-14 [AMENDED]

(Reference APA WF # 17-27)

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

March 27, 2018

[OAR Docket #18-276; filed 3-27-18]

**TITLE 365. INSURANCE DEPARTMENT
CHAPTER 15. PROPERTY AND CASUALTY**

[OAR Docket #18-282]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

Subchapter 3. Claims Resolution and Unfair Claim
Settlement Practices

365:15-3-1. Purpose [AMENDED]

365:15-3-2. Definitions [AMENDED]

365:15-3-2.1. Minimum standard of performance
[AMENDED]

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

March 28, 2018

[OAR Docket #18-282; filed 3-28-18]

**TITLE 365. INSURANCE DEPARTMENT
CHAPTER 25. OTHER LICENSEES**

[OAR Docket #18-283]

RULEMAKING ACTION:

Submission to Governor and Legislature

Submissions to Governor and Legislature

RULES:

Subchapter 3. Producers, Brokers, Limited Lines Producers and Vehicle Protection Product Warrantors
365:25-3-14. Insurance adjusters continuing education [AMENDED]
Subchapter 5. Bail Bondsmen
Part 7. Specific Financial Circumstances Warranting Release of Professional Deposit
365:25-5-52. Time governing release of professional deposit [AMENDED]
Subchapter 7. Companies
Part 5. Oklahoma Insurance Holding Company System Regulatory Act
365:25-7-20. Purpose [AMENDED]
365:25-7-22. Definitions [AMENDED]
365:25-7-23. Forms: general requirements [AMENDED]
365:25-7-27.1. Subsidiaries of domestic insurers [AMENDED]
365:25-7-28. Acquisition of control; statement filing (Form A) [AMENDED]
365:25-7-28.1. Pre-acquisition notification [AMENDED]
365:25-7-29. Annual registration of insurers; statement filing (Form B) [AMENDED]
365:25-7-29.1. Transactions subject to prior notice - notice filing (Form D) [AMENDED]
365:25-7-29.2. Enterprise risk report [AMENDED]
365:25-7-30. Extraordinary dividends and other distributions [AMENDED]
365:25-7-31. Adequacy of surplus [AMENDED]
Part 15. Company Supervision
365:25-7-81. Definitions [AMENDED]
365:25-7-82. Authorization [AMENDED]
365:25-7-83. Professional confidentiality [AMENDED]
365:25-7-84. Passing on of confidential information [AMENDED]
365:25-7-85. Agreements for information exchange [AMENDED]
365:25-7-86. Supervisory Colleges [AMENDED]
Subchapter 15. Captive Insurance Companies Regulation
365:25-15-2. Annual reporting requirements [AMENDED]
Subchapter 29. Pharmacy Benefits Managers
365:25-29-6. Surety bond [AMENDED]
365:25-29-9. Contractual requirements-maximum allowable cost [AMENDED]
Appendix A. Form A: Oklahoma Insurance Holding Company System Acquisition Statement [REVOKED]
Appendix A. Form A: Oklahoma Insurance Holding Company System Acquisition Statement [NEW]

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 28, 2018

[OAR Docket #18-283; filed 3-28-18]

TITLE 380. DEPARTMENT OF LABOR CHAPTER 25. BOILER AND PRESSURE VESSEL RULES

[OAR Docket #18-289]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

Subchapter 1. General Provisions
380:25-1-3 [AMENDED]
Subchapter 19. Boiler Operator Licensing
380:25-19-1 [AMENDED]

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 29, 2018

[OAR Docket #18-289; filed 3-29-18]

TITLE 380. DEPARTMENT OF LABOR CHAPTER 40. OKLAHOMA OCCUPATIONAL HEALTH AND SAFETY STANDARDS ACT RULES

[OAR Docket #18-291]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

380:40-1-7 [AMENDED]
380:40-1-9 [AMENDED]
380:40-1-12 [AMENDED]
380:40-1-17 [AMENDED]
380:40-1-19 [AMENDED]
380:40-1-20 [AMENDED]
380:40-1-24 [AMENDED]

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 29, 2018

[OAR Docket #18-291; filed 3-29-18]

TITLE 380. DEPARTMENT OF LABOR CHAPTER 70. ELEVATOR SAFETY ACT

[OAR Docket #18-290]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

Subchapter 1. General Provisions
380:70-1-3 [AMENDED]

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 29, 2018

[OAR Docket #18-290; filed 3-29-18]

**TITLE 380. DEPARTMENT OF LABOR
CHAPTER 75. ALARM AND LOCKSMITH
INDUSTRY RULES**

[OAR Docket #18-287]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

Subchapter 3. License Requirements
380:75-3-2 [AMENDED]

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 29, 2018

[OAR Docket #18-287; filed 3-29-18]

**TITLE 380. DEPARTMENT OF LABOR
CHAPTER 80. ALTERNATIVE FUELS
PROGRAM**

[OAR Docket #18-288]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

Subchapter 7. Testing, Certification, and Recertification
380:80-7-6 [AMENDED]
380:80-7-7 [AMENDED]

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 29, 2018

[OAR Docket #18-288; filed 3-29-18]

**TITLE 390. COUNCIL ON LAW
ENFORCEMENT EDUCATION AND
TRAINING
CHAPTER 1. AGENCY AUTHORITY AND
OBJECTIVES**

[OAR Docket #18-296]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

390:1-1-6 [AMENDED]
390:1-1-13 [AMENDED]

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 29, 2018

[OAR Docket #18-296; filed 3-30-18]

**TITLE 390. COUNCIL ON LAW
ENFORCEMENT EDUCATION AND
TRAINING
CHAPTER 2. ADMINISTRATIVE
PROCEDURES**

[OAR Docket #18-297]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

390:2-1-2 [AMENDED]

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 29, 2018

[OAR Docket #18-297; filed 3-30-18]

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

[OAR Docket #18-298]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

390:10-1-2 [AMENDED]
390:10-1-7 [AMENDED]

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 29, 2018

[OAR Docket #18-298; filed 3-30-18]

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

[OAR Docket #18-299]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

390:20-1-16 [NEW]

Submissions to Governor and Legislature

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 29, 2018

[OAR Docket #18-299; filed 3-30-18]

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

[OAR Docket #18-300]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

390:25-1-8 [AMENDED]

390:25-1-12 [AMENDED]

390:25-1-19 [AMENDED]

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 29, 2018

[OAR Docket #18-300; filed 3-30-18]

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TITLE 390. COUNCIL ON LAW ENFORCEMENT EDUCATION AND TRAINING CHAPTER 30. CDS DETECTOR DOG CERTIFICATION

[OAR Docket #18-301]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

390:30-1-6 [AMENDED]

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 29, 2018

[OAR Docket #18-301; filed 3-30-18]

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TITLE 390. COUNCIL ON LAW ENFORCEMENT EDUCATION AND TRAINING CHAPTER 35. REGULATION OF PRIVATE SECURITY INDUSTRY

[OAR Docket #18-302]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

Subchapter 1. General Provisions

390:35-1-3 [AMENDED]

Subchapter 5. License Requirements

390:35-5-2 [REVOKED]

390:35-5-2.1 [NEW]

390:35-5-3 [AMENDED]

Subchapter 7. Application Procedure

390:35-7-3 [AMENDED]

390:35-7-4 [AMENDED]

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 29, 2018

[OAR Docket #18-302; filed 3-30-18]

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TITLE 390. COUNCIL ON LAW ENFORCEMENT EDUCATION AND TRAINING CHAPTER 40. OKLAHOMA SELF-DEFENSE ACT

[OAR Docket #18-303]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

Subchapter 1. General Provisions

390:40-1-3 [AMENDED]

Subchapter 9. Training Standards and Requirements

390:40-9-2 [AMENDED]

390:40-9-4 [AMENDED]

390:40-9-5 [AMENDED]

390:40-9-6 [AMENDED]

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 29, 2018

[OAR Docket #18-303; filed 3-30-18]

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TITLE 390. COUNCIL ON LAW ENFORCEMENT EDUCATION AND TRAINING CHAPTER 45. RETIRED PEACE OFFICER FIREARMS PERMITS

[OAR Docket #18-304]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

390:45-1-3 [AMENDED]

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 29, 2018

[OAR Docket #18-304; filed 3-30-18]

**TITLE 420. OKLAHOMA LIQUEFIED PETROLEUM GAS BOARD
CHAPTER 10. LIQUEFIED PETROLEUM GAS ADMINISTRATION**

[OAR Docket #18-294]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

420:10-1-5 [AMENDED]

420:10-1-18 [AMENDED]

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 29, 2018

[OAR Docket #18-294; filed 3-29-18]

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

[OAR Docket #18-310]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

Subchapter 9. Certification and Designation of Facility Services

450:1-9-5.1. Types and duration of certification status for facilities and programs [AMENDED]

450:1-9-6. Procedures for application for certification [AMENDED]

450:1-9-7. Procedures for completion of the Permit for Temporary Operations certification process [AMENDED]

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 30, 2018

[OAR Docket #18-310; filed 3-30-18]

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

[OAR Docket #18-311]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

Subchapter 1. General Provisions

450:17-1-2. Definitions [AMENDED]

450:17-1-6. Services and service areas [AMENDED]

Subchapter 3. Required Services

Part 3. Screening, Assessment and Referral

450:17-3-21. Integrated screening and assessment services [AMENDED]

Part 5. Emergency Services

450:17-3-41. Emergency services [AMENDED]

Part 9. Medication Clinic Services

450:17-3-81. Medication clinic services [AMENDED]

Part 11. Case Management

450:17-3-101. Case management services [AMENDED]

450:17-3-103. Case management services for consumers admitted to higher levels of care [AMENDED]

Part 17. Services to Homeless Individuals

450:17-3-161. Services to homeless individuals [AMENDED]

Part 23. Wellness Services and Related Activities

450:17-3-201. Wellness Services and Related Activities [AMENDED]

Subchapter 5. Optional Services

Part 23. Behavioral Health Home

450:17-5-140. Program description and purpose [AMENDED]

450:17-5-146. Treatment team; children and adolescent team [AMENDED]

450:17-5-149. Admission [AMENDED]

450:17-5-151. Comprehensive assessment [AMENDED]

Subchapter 7. Facility Clinical Records

450:17-7-8. Behavioral Health Service plan [AMENDED]

Subchapter 19. Human Resources

450:17-19-3. Utilization of volunteers [AMENDED]

Subchapter 21. Staff development and training

450:17-21-3. Annually required in-service training for all employees and volunteers [AMENDED]

450:17-21-6. Clinical supervision [AMENDED]

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 30, 2018

[OAR Docket #18-311; filed 3-30-18]

Submissions to Governor and Legislature

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 #18-312]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

Subchapter 1. General Provisions
450:18-1-2. Definitions [AMENDED]
450:18-1-10. Volunteers [NEW]
Subchapter 5. Organizational and Facility Management
450:18-5-12. Americans with Disabilities Act of 1990 [NEW]
450:18-5-13. Human Immunodeficiency Virus (HIV), and Acquired Immunodeficiency Syndrome (AIDS) [NEW]
Subchapter 7. Facility Clinical records
Part 3. Screening and Assessment
450:18-7-21. Clinical record content, screening and assessment [AMENDED]
450:18-7-23. Biopsychosocial assessment [AMENDED]
Part 9. Service Planning
450:18-7-81. Service Plan [AMENDED]
Part 13. Discharge Planning
450:18-7-123. Discharge Summary [AMENDED]
Subchapter 9. Services Support and Enhancement
Part 1. Staff Support
450:18-9-2. Clinical supervision [AMENDED]
450:18-9-3. Staff privileging [AMENDED]
Subchapter 13. Substance Use Disorder Treatment Services
Part 11. Residential Treatment
450:18-13-101. Residential treatment for adults [AMENDED]
450:18-13-101.1. Intensive residential treatment for adults [AMENDED]
Part 13. Residential Treatment for Persons with Dependent Children
450:18-13-121. Residential treatment for persons with dependent children [AMENDED]
Part 15. Residential Treatment for Adults with Co-occurring Disorders
450:18-13-141. Adult residential treatment for consumers with co-occurring disorders [AMENDED]
Part 17. Residential Treatment for Adolescents
450:18-13-161. Residential treatment for adolescents [AMENDED]
Part 19. Halfway House Services
450:18-13-181. Halfway house services [AMENDED]
Part 20. Adolescent Halfway House Services
450:18-13-190. Adolescent halfway house services [AMENDED]

Part 21. Halfway House Services for Persons with Dependent Children
450:18-13-201. Halfway house services for persons with dependent children [AMENDED]
SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:
March 30, 2018

[OAR Docket #18-312; filed 3-30-18]

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

[OAR Docket #18-313]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

Subchapter 1. General Provisions
450:24-1-2. Definitions [AMENDED]
Subchapter 3. Required Services
Part 3. Screening, Assessment and Referral
450:24-3-21. Integrated screening and assessment services [AMENDED]
Part 7. Ambulatory Withdrawal Management Services
450:24-3-61. Ambulatory withdrawal management services without extended on-site monitoring services [AMENDED]
Part 13. Medication Clinic Services
450:24-3-121. Medication clinic services [AMENDED]
Part 15. Case Management
450:24-3-143. Case management services for consumers admitted to higher levels of care [AMENDED]
Part 19. Services to Homeless Individuals
450:24-3-181. Services to homeless individuals [AMENDED]
Part 23. Wellness Services and Related Activities
450:24-3-221. Wellness Services and Related Activities [AMENDED]
Subchapter 7. Facility Clinical Records
450:24-7-5. Clinical record content, screening and assessment [AMENDED]
450:24-7-7. Behavioral Health Service Plan [AMENDED]
450:24-7-13. Discharge Summary [AMENDED]
Subchapter 17. Human Resources
450:24-17-3. Utilization of volunteers [AMENDED]
Subchapter 19. Staff Development
450:24-19-3. Annually required in-service training for all employees and volunteers [AMENDED]
Subchapter 21. Facility Environment
450:24-21-1.2. Hygiene and sanitation [NEW]
450:24-21-1.3. Standards for food service [NEW]

450:24-21-1.4. Dietetic services [NEW]
**SUBMISSION OF ADOPTED RULES TO GOVERNOR
AND LEGISLATURE:**
March 30, 2018

[OAR Docket #18-313; filed 3-30-18]

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

[OAR Docket #18-314]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

Subchapter 3. Organization Structure and Administrative
Operations

Part 3. Human Resources Organization

450:27-3-23. Volunteers [AMENDED]

450:27-3-26. Annually required in-service training for all
employees and volunteers [AMENDED]

450:27-3-27. Clinical supervision [AMENDED]

Subchapter 7. Clinical Services

Part 1. Required Services

450:27-7-3. Assessment services [AMENDED]

Part 3. Additional or Optional Services

450:27-7-24. Medication clinic services [AMENDED]

450:27-7-29. Wellness services and supports [AMENDED]

Part 5. Clinical Documentation

450:27-7-42. Behavioral health service plan;
documentation [AMENDED]

Subchapter 9. Behavioral Health Home

450:27-9-1. Program description and purpose
[AMENDED]

450:27-9-7. Treatment team; children and adolescent team
[AMENDED]

450:27-9-10. Admission [AMENDED]

450:27-9-12. Comprehensive assessments [AMENDED]

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

March 30, 2018

[OAR Docket #18-314; filed 3-30-18]

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

[OAR Docket #18-316]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

Subchapter 3. Behavioral Health Case Manager
Certification Application

450:50-3-1. Qualifications for certification [AMENDED]

Subchapter 7. Rules of Professional Conduct

450:50-7-2. Consumer welfare [AMENDED]

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

March 30, 2018

[OAR Docket #18-316; filed 3-30-18]

**TITLE 450. DEPARTMENT OF MENTAL
HEALTH AND SUBSTANCE ABUSE
SERVICES
CHAPTER 53. STANDARDS AND CRITERIA
FOR CERTIFIED PEER RECOVERY
SUPPORT SPECIALISTS**

[OAR Docket #18-317]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

Subchapter 3. Peer Recovery Support Specialists
Certification Application

450:53-3-1. Qualifications for certification [AMENDED]

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

March 30, 2018

[OAR Docket #18-317; filed 3-30-18]

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

[OAR Docket #18-318]

RULEMAKING ACTION:

Submission to Governor and Legislature

Submissions to Governor and Legislature

RULES:

- Subchapter 3. Program Description and Pact Services
- 450:55-3-2. Admission criteria [AMENDED]
- 450:55-3-3. Total case load and admission rate [AMENDED]
- Subchapter 5. Pact Clinical Documentation
- 450:55-5-4. Initial assessment and treatment plan [AMENDED]
- 450:55-5-5. Comprehensive assessment [AMENDED]
- Subchapter 25. Behavioral Health Home
- 450:55-25-1. Program description and purpose [AMENDED]
- 450:55-25-9. Admission [AMENDED]

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 30, 2018

[OAR Docket #18-318; filed 3-30-18]

TITLE 450. DEPARTMENT OF MENTAL HEALTH AND SUBSTANCE ABUSE SERVICES CHAPTER 60. STANDARDS AND CRITERIA FOR CERTIFIED EATING DISORDER TREATMENT PROGRAMS

[OAR Docket #18-319]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

- Subchapter 1. General Provisions
- 450:65-1-2. Definitions [AMENDED]
- Subchapter 3. Required Services
- 450:60-3-3. Screening, intake, and assessment services [AMENDED]
- 450:60-3-14. Psychotherapist credentialing [AMENDED]
- Subchapter 5. Optional Services
- 450:60-5-3. Outpatient services [AMENDED]
- Subchapter 17. Human Resources
- 450:60-17-3. Utilization of volunteers [AMENDED]
- Subchapter 19. Staff Development and Training
- 450:60-19-3. Annually required inservice training for all employees and volunteers [AMENDED]

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 30, 2018

[OAR Docket #18-319; filed 3-30-18]

TITLE 450. DEPARTMENT OF MENTAL HEALTH AND SUBSTANCE ABUSE SERVICES CHAPTER 70. STANDARDS AND CRITERIA FOR OPIOID TREATMENT PROGRAMS

[OAR Docket #18-320]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

- Subchapter 1. General Provisions
- 450:70-1-2. Definitions [AMENDED]
- Subchapter 3. Facility Record System
- Part 5. Biopsychsocial Assessment
- 450:70-3-7. Biopsychsocial assessment [AMENDED]
- Part 7. Service Planning
- 450:70-3-8. Individualized service planning [AMENDED]
- Subchapter 4. Services Support and Enhancement
- Part 3. Organizational and Facility Management
- 450:70-4-5.4. Organizational - Fee structure and exceptions

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 30, 2018

[OAR Docket #18-320; filed 3-30-18]

TITLE 460. DEPARTMENT OF MINES CHAPTER 1. OKLAHOMA MINING COMMISSION

[OAR Docket #18-347]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

- Subchapter 7. Oklahoma Miner Training Institute
- 460:1-7-1. [AMENDED]

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 23, 2018

[OAR Docket #18-347; filed 4-6-18]

TITLE 460. DEPARTMENT OF MINES CHAPTER 15. UNDERGROUND COAL AND ASPHALT

[OAR Docket #18-348]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

- Subchapter 1. General Standards
- 460:15-1-10 [AMENDED]

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE

March 23, 2018

[OAR Docket #18-348; filed 4-6-18]

**TITLE 460. DEPARTMENT OF MINES
CHAPTER 20. THE PERMANENT
REGULATIONS GOVERNING THE COAL
RECLAMATION ACT OF 1979**

[OAR Docket #18-349]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

Subchapter 27. Surface Mining Permit Applications:
Minimum Requirements for Reclamation and Operation
Plan

460:20-27-6 [AMENDED]

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 23, 2018

[OAR Docket #18-349; filed 4-6-18]

**TITLE 485. OKLAHOMA BOARD OF
NURSING
CHAPTER 10. LICENSURE OF PRACTICAL
AND REGISTERED NURSES**

[OAR Docket #18-284]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

Subchapter 3. Regulations for Approved Nursing
Education Programs

485:10-3-2. [AMENDED]

485:10-3-5. [AMENDED]

Subchapter 5. Minimum Standards for Approved Nursing
Education Programs

485:10-5-7. [AMENDED]

485:10-5-9. [AMENDED]

Subchapter 6. Minimum Standards for Approved Advanced
Practice Registered Nursing (APRN) Education
Programs (Effective January 1, 2016)

485:10-6-3. [AMENDED]

Subchapter 7. Requirements for Registration and Licensure
as a Registered Nurse

485:10-7-1. [AMENDED]

485:10-7-2. [AMENDED]

485:10-7-4. [AMENDED]

485:10-7-5. [AMENDED]

485:10-7-6. [REVOKED]

485:10-7-7. [REVOKED]

485:10-7-10. [NEW]

Subchapter 9. Requirements for Registration and Licensure
as a Licensed Practical Nurse

485:10-9-1. [AMENDED]

485:10-9-2. [AMENDED]

485:10-9-4. [AMENDED]

485:10-9-5. [AMENDED]

485:10-9-6. [REVOKED]

485:10-9-7. [REVOKED]

485:10-9-10. [NEW]

Subchapter 10. Advanced Unlicensed Assistant

485:10-10-2. [AMENDED]

Subchapter 11. Disciplinary Action

485:10-11-2. [AMENDED]

485:10-11-3. [AMENDED]

Subchapter 15. Requirements for Practice as an Advanced
Practice Registered Nurse

485:10-15-4. [AMENDED]

Subchapter 19. Peer Assistance Program

485:10-19-5. [AMENDED]

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 28, 2018

[OAR Docket #18-284; filed 3-28-18]

**TITLE 490. OKLAHOMA STATE BOARD
OF EXAMINERS FOR LONG TERM CARE
ADMINISTRATORS
CHAPTER 1. ADMINISTRATIVE
OPERATIONS**

[OAR Docket #18-251]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

Subchapter 1. General Provisions

490:1-1-2. Definitions [AMENDED]

Subchapter 7. Fees and Deposits

490:1-7-2. Schedule of fees [AMENDED]

Subchapter 9. Continuing Education

490:1-9-2. Criteria for continuing education programs
[AMENDED]

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 21, 2018

[OAR Docket #18-251; filed 3-26-18]

Submissions to Governor and Legislature

TITLE 490. OKLAHOMA STATE BOARD OF EXAMINERS FOR LONG TERM CARE ADMINISTRATORS CHAPTER 10. LONG TERM CARE ADMINISTRATORS

[OAR Docket #18-252]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

- Subchapter 1. Licensing of Long Term Care Administrators
490:10-1-3. Requirements for initial license for nursing/skilled nursing facility (includes ICF/MR) administrator (also known as nursing home administrator) [AMENDED]
490:10-1-3.1. Requirements for initial licensure for residential care/assisted living (RC/AL) administrators [AMENDED]
490:10-1-3.3. Requirements for initial licensure for residential care (RC) administrators [AMENDED]
490:10-1-4. Requirements for licensure by endorsement for long term care administrators [AMENDED]
Subchapter 3. Application for Long Term Care Administrator Licensure
490:10-3-2. National examination [AMENDED]
Subchapter 5. Discipline
490:10-5-3. Disciplinary action
Subchapter 7. Administrator University
490:10-7-3. General provisions
Subchapter 8. Administrator in Training (AIT) Internship Program for Nursing Home Administrators and Certified Assistant Administrators [AMENDED]
490:10-8-2. Application [AMENDED]
490:10-8-6. Curriculum for nursing home administrator and certified assistant administrator (CAA) AITs [AMENDED]
490:10-8-7. Module reports for nursing home administrator and certified assistant administrator (CAA) AITs [AMENDED]
490:10-8-14. AIT Internship exempt status [AMENDED]
Subchapter 13. Standards for Administrators
490:10-13-2. Administrator responsibilities [AMENDED]
490:10-13-3. Requirements for administrators who serve as the Administrator-of-Record of two (2) or more licensed long term care (nursing) facilities employing Certified Assistant Administrators located within a fifty (50) mile radius of each other, wherein the total number of occupied beds does not exceed one hundred twenty (120) beds and wherein one or more individuals is/are employed in Certified Assistant Administrator capacities [AMENDED]

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 21, 2018

[OAR Docket #18-252; filed 3-26-18]

TITLE 490. OKLAHOMA STATE BOARD OF EXAMINERS FOR LONG TERM CARE ADMINISTRATORS CHAPTER 15. LONG TERM CARE CERTIFIED ASSISTANT ADMINISTRATORS

[OAR Docket #18-253]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

- Subchapter 1. Certification of Long Term Care Assistant Administrators
490:15-1-1. Purpose [AMENDED]
490:15-1-3. Minimum qualifications for an individual applicant to meet certification requirements, for a Certified Assistant Administrator (CAA) [AMENDED]

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 21, 2018

[OAR Docket #18-253; filed 3-26-18]

TITLE 515. PARDON AND PAROLE BOARD CHAPTER 10. CLEMENCY HEARINGS

[OAR Docket #18-255]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

- Subchapter 1. General Provisions [NEW]
515:10-1-1. Purpose [NEW]
515:10-1-2. Definitions [NEW]
Subchapter 3. Scheduling and Notice of Clemency Hearings [NEW]
515:10-3-1. Scheduling of a Clemency Hearing [NEW]
515:10-3-2. Notice of Clemency Hearing [NEW]
Subchapter 5. Clemency Hearing Procedures [NEW]
515:10-5-1. Clemency Hearing Packets [NEW]
515:10-5-2. Clemency Hearing Procedures [NEW]

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 23, 2018

[OAR Docket #18-255; filed 3-27-18]

**TITLE 515. PARDON AND PAROLE BOARD
CHAPTER 15. COMMUTATION
PROCEDURES**

[OAR Docket #18-256]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

- Subchapter 1. General Provisions [NEW]
- 515:15-1-1. Purpose [NEW]
- 515:15-1-2. Definitions [NEW]
- Subchapter 3. Commutation Eligibility Criteria [NEW]
- 515:15-3-1. General Eligibility [NEW]
- Subchapter 5. Commutation Application [NEW]
- 515:15-5-1. Application for Commutation [NEW]
- 515:15-5-2. Incomplete Applications [NEW]
- Subchapter 7. Victim Notification Program [NEW]
- 515:15-7-1. Victim Registration [NEW]
- Subchapter 9. Application Notification [NEW]
- 515:15-9-1. Notification of Application of a Commutation [NEW]
- 515:15-9-2. Public Notice [NEW]
- 515:15-9-3. Notification of a Docketed Application [NEW]
- Subchapter 11. Board Review Process and Commutation Application Hearing [NEW]
- 515:15-11-1. Application Review Process [NEW]
- 515:15-11-2. Attendance [NEW]
- 515:15-11-3. Inmate Personal Appearances at Stage Two Review [NEW]
- 515:15-11-4. Trial Officials Appearances and Communication with the Board [NEW]
- 515:15-11-5. Victims or Victim Representative Appearances and Communication with the Board [NEW]

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 23, 2018

[OAR Docket #18-256; filed 3-27-18]

**TITLE 515. PARDON AND PAROLE BOARD
CHAPTER 20. PARDON PROCEDURES**

[OAR Docket #18-257]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

- Subchapter 1. General Provisions [NEW]
- 515:20-1-1. Purpose [NEW]
- 515:20-1-2. Definitions [NEW]
- Subchapter 3. Pardon Eligibility Criteria [NEW]
- 515:20-3-1. General Eligibility [NEW]

- 515:20-3-2. Application Ineligibility [NEW]
- Subchapter 5. Pardon Application [NEW]
- 515:20-5-1. Application for Pardon [NEW]
- 515:20-5-2. Incomplete Applications [NEW]
- Subchapter 7. Pre-Pardon Investigations [NEW]
- 515:20-7-1. Pre-Pardon Investigation [NEW]
- Subchapter 9. Victim Notification [NEW]
- 515:20-9-1. Victim Registration [NEW]
- Subchapter 11. Application Notification [NEW]
- 515:20-11-1. Notification of and Response to Pardon Application [NEW]
- 515:20-11-2. Notification of Docketed Application [NEW]
- Subchapter 13. Board Review Process and Pardon Application Hearing [NEW]
- 515:20-13-1. Application Review Process [NEW]
- 515:20-13-2. Attendance [NEW]
- 515:20-13-3. Applicant Attendance [NEW]
- 515:20-13-4. District Attorney Appearances and Communication with the Board [NEW]
- 515:20-13-5. Victim or Victim Representative Appearances and Communication with the Board [NEW]
- Subchapter 15. Board Recommendation and Governor's Action [NEW]
- 515:20-15-1. Board Recommendation [NEW]
- 515:20-15-2. Status Results [NEW]
- 515:20-15-3. Governor Review and Action [NEW]
- Subchapter 17. Process Following Pardon Approval or Denial [NEW]
- 515:20-17-1. Pardon Notifications [NEW]

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 23, 2018

[OAR Docket #18-257; filed 3-27-18]

**TITLE 535. OKLAHOMA STATE BOARD OF
PHARMACY
CHAPTER 1. ADMINISTRATIVE
OPERATIONS**

[OAR Docket #18-334]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

- Subchapter 5. Board Administrative Operations
- 535:1-5-4. Board Meetings [AMENDED]

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 15, 2018

[OAR Docket #18-334; filed 4-2-18]

**TITLE 535. OKLAHOMA STATE BOARD OF
PHARMACY
CHAPTER 10. PHARMACISTS; AND
INTERNS, PRECEPTORS AND TRAINING
AREAS**

[OAR Docket #18-335]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

- Subchapter 5. Interns, Preceptors and Training Areas
- 535:10-5-1.3. Intern experience requirements [AMENDED]
- 535:10-5-9. Training Area requirements [AMENDED]
- Subchapter 9. Pharmaceutical Care
- 535:10-9-14. Epinephrine [NEW]
- 535:10-9-15. Naloxone [NEW]

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

March 15, 2018

[OAR Docket #18-335; filed 4-2-18]

**TITLE 535. OKLAHOMA STATE BOARD OF
PHARMACY
CHAPTER 15. PHARMACIES**

[OAR Docket #18-336]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

- Subchapter 3. Pharmacies
- 535:15-3-2. Pharmacy responsibilities [AMENDED]
- 535:15-3-4. Physical requirements for pharmacies [AMENDED]
- 535:15-3-9. Non-resident pharmacies [AMENDED]
- 535:15-3-10. Inventory [AMENDED]
- 535:15-3-11. Prescription drugs [AMENDED]
- Subchapter 5. Hospital Pharmacies
- 535:15-5-2. Definitions [AMENDED]
- 535:15-5-7.4. Pharmacy technician tasks [AMENDED]
- Subchapter 10. Good Compounding Practices
- Part 1. Good Compounding Practices for Non-sterile ~~Products~~Preparations
- 535:15-10-13. Compounding veterinarian preparations [AMENDED]
- Part 3. Good Compounding Practices for Sterile Preparations
- 535:15-10-64.1. Compounding veterinarian sterile preparations [NEW]
- Subchapter 18. Customized Adherence Medication Package (CAMP) [NEW]

- 535:15-18-1. Purpose [NEW]
- 535:15-18-2. Definition [NEW]
- 535:15-18-3. Packaging requirements [NEW]
- 535:15-18-4. Labeling [NEW]
- Subchapter 19. Automation Rules [NEW]
- 535:15-19-1. Purpose [NEW]
- 535:15-19-2. Definitions [NEW]
- 535:15-19-3. Medication stocking [NEW]
- 535:15-19-4. Pharmacist verification [NEW]
- 535:15-19-5. Policies and procedures [NEW]
- 535:15-19-6. Recordkeeping [NEW]
- 535:15-19-7. Prepacking by automation [NEW]

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

March 15, 2018

[OAR Docket #18-336; filed 4-2-18]

**TITLE 535. OKLAHOMA STATE BOARD OF
PHARMACY
CHAPTER 20. MANUFACTURERS,
REPACKAGERS, OUTSOURCING
FACILITIES, WHOLESALERS,
THIRD-PARTY LOGISTICS PROVIDERS,
AND MEDICAL GAS SUPPLIERS AND
DISTRIBUTORS**

[OAR Docket #18-337]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

- Subchapter 9. Medical Gas Suppliers and Distributors
- 535:20-9-3. Medical gas suppliers [AMENDED]
- 535:20-9-4. Medical gas distributors [AMENDED]

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

March 15, 2018

[OAR Docket #18-337; filed 4-2-18]

**TITLE 535. OKLAHOMA STATE BOARD OF
PHARMACY
CHAPTER 25. RULES AFFECTING
VARIOUS REGISTRANTS**

[OAR Docket #18-338]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

- Subchapter 3. Applicants, Registrants, and Applications
- 535:25-3-5. Multiple licenses/permits [AMENDED]

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 15, 2018

[OAR Docket #18-338; filed 4-2-18]

**TITLE 575. STATE BOARD OF EXAMINERS OF PSYCHOLOGISTS
CHAPTER 1. ORGANIZATION OF BOARD AND PROCEDURES FOR HANDLING COMPLAINTS**

[OAR Docket #18-308]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

575:1-1-4 [AMENDED]

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 30, 2018

[OAR Docket #18-308; filed 3-30-18]

**TITLE 575. STATE BOARD OF EXAMINERS OF PSYCHOLOGISTS
CHAPTER 10. LICENSURE OF PSYCHOLOGISTS**

[OAR Docket #18-309]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

575:10-1-2 [AMENDED]

575:10-1-8 [AMENDED]

575:10-1-9 [AMENDED]

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 30, 2018

[OAR Docket #18-309; filed 3-30-18]

**TITLE 595. DEPARTMENT OF PUBLIC SAFETY
CHAPTER 10. CLASS D DRIVER LICENSES AND IDENTIFICATION CARDS AND MOTOR LICENSE AGENT PROCEDURES**

[OAR Docket #18-325]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

Subchapter 1. Procedures for Obtaining and Maintaining a Driver License or Identification Card

Part 3. Driver License Renewal

595:10-1-12. Oklahoma licensee temporarily residing out of the state [AMENDED]

Part 5. Driver License Replacement

595:10-1-19. Oklahoma licensee temporarily residing out of the state [AMENDED]

Part 9. Change of Name on a Driver License or Identification Card

595:10-1-35. Procedure to make a change of name on a driver license or an identification card [AMENDED]

Subchapter 3. Examination

595:10-3-9. Skills examination [AMENDED]

Subchapter 11. Certified Schools and Designated Class D Examiners

595:10-11-9. Driver license applicant [AMENDED]

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 30, 2018

[OAR Docket #18-325; filed 3-30-18]

**TITLE 595. DEPARTMENT OF PUBLIC SAFETY
CHAPTER 11. COMMERCIAL DRIVER LICENSES**

[OAR Docket #18-326]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

Subchapter 1. Commercial Driver Licensing

Part 2. Application for Initial Driver License

595:11-1-15. Applicability, substitutions, limitations, and additions to federal regulations adopted by reference [AMENDED]

Part 5. Commercial Driver License Replacement - In Person

595:11-1-31. Procedure for obtaining a replacement driver license in person [AMENDED]

Subchapter 3. Examination

595:11-3-2. Study guide [AMENDED]

595:11-3-7. Pre-trip inspection examination of commercial motor vehicles [AMENDED]

Subchapter 5. Commercial Driver License Third-Party Examiners

595:11-5-4. Requirements for certification as a certified school; display of certificate; certification renewal [AMENDED]

595:11-5-9. Failed examinations and reexamination [AMENDED]

595:11-5-13. Prescribed forms [AMENDED]

Submissions to Governor and Legislature

595:11-5-14. Official seal, Map and CDL Examiners Manual [AMENDED]
595:11-5-15. Prohibited acts; conduct [AMENDED]
Subchapter 7. Truck Driver Training
595:11-7-3. School licenses and instructor permits [AMENDED]
595:11-7-15. Suspension or revocation of license [AMENDED]
Subchapter 9. Driver Status Notification System
595:11-9-2. Applicability [AMENDED]
595:11-9-3. Definitions [AMENDED]
595:11-9-4. Employer application [AMENDED]
595:11-9-5. Requirements for enrolling drivers by subscribing employers [AMENDED]
595:11-9-6. Renewing enrolled drivers [AMENDED]
595:11-9-8. Methods of notification and content of information [AMENDED]
595:11-9-9. Fee schedule and payment [AMENDED]
595:11-9-10. Maintenance of subscription [REVOKED]

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 30, 2018

[OAR Docket #18-326; filed 3-30-18]

TITLE 595. DEPARTMENT OF PUBLIC SAFETY CHAPTER 25. WRECKERS AND TOWING SERVICES

[OAR Docket #18-327]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

Subchapter 5. All Wrecker Operators
595:25-5-1. Physical requirements for storage facility [AMENDED]
595:25-5-2. Equipment requirements for all classes of wrecker vehicles [AMENDED]
595:25-5-3. Operation [AMENDED]
Subchapter 9. Oklahoma Highway Patrol Rotation Log - Additional Requirements
595:25-9-1. Oklahoma Highway Patrol Rotation Log [AMENDED]

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 30, 2018

[OAR Docket #18-327; filed 3-30-18]

TITLE 595. DEPARTMENT OF PUBLIC SAFETY CHAPTER 30. SIZE AND WEIGHTS PERMITS

[OAR Docket #18-328]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

Subchapter 3. Size and Weight Permit Load
595:30-3-2. A permit is a legal document; permit types [AMENDED]
595:30-3-3. Requesting, obtaining, and paying for a permit [AMENDED]
595:30-3-4. Conditions and restrictions [AMENDED]
595:30-3-7. Establishing a monthly billing account [AMENDED]

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 30, 2018

[OAR Docket #18-328; filed 3-30-18]

TITLE 595. DEPARTMENT OF PUBLIC SAFETY CHAPTER 35. ENFORCEMENT OF OKLAHOMA MOTOR CARRIER SAFETY AND HAZARDOUS MATERIALS TRANSPORTATION ACT

[OAR Docket #18-329]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

595:35-1-4. Adoption by reference [AMENDED]
595:35-1-5. Applicability [AMENDED]
595:35-1-10. Administrative penalty assessment guidelines [AMENDED]

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 30, 2018

[OAR Docket #18-329; filed 3-30-18]

TITLE 595. DEPARTMENT OF PUBLIC SAFETY CHAPTER 40. DRIVER TRAINING AND IMPROVEMENT

[OAR Docket #18-330]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

- Subchapter 1. Driver Education Instruction
- 595:40-1-3. Driver education instructor permit/license [AMENDED]
- 595:40-1-4. Qualifications for instructors [AMENDED]
- 595:40-1-9. Prescribed course of study [AMENDED]

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 30, 2018

[OAR Docket #18-330; filed 3-30-18]

**TITLE 660. DEPARTMENT OF SECURITIES
CHAPTER 11. OKLAHOMA UNIFORM
SECURITIES ACT OF 2004**

[OAR Docket #18-346]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

- Subchapter 5. Broker-Dealers and Agents
- Part 3. Licensing Procedures
- 660:11-5-16. Qualification examination requirements [AMENDED]
- 660:11-5-21. Supplemental disclosures [NEW]
- 660:11-5-22. Private offering issuer agent exemption [NEW]
- 660:11-5-23. Coordinated limited offering issuer agent exemption [NEW]
- 660:11-5-24. Oklahoma Accredited Investor issuer agent exemption [NEW]
- 660:11-5-25. Registration relief for military service members and their spouses [NEW]
- Part 7. Record Keeping and Ethical Standards
- 660:11-5-41. Books and records requirements for broker-dealers [AMENDED]
- Subchapter 7. Investment Advisers and Investment Adviser Representatives
- Part 1. General Provisions
- 660:11-7-2. Definitions [AMENDED]
- Part 3. Licensing Procedures
- 660:11-7-11. Initial registration [AMENDED]
- 660:11-7-13. Qualification examination requirements [AMENDED]
- 660:11-7-18. Oil and gas professional exclusion [NEW]
- 660:11-7-19. Registration relief for military service members and their spouses [NEW]
- 660:11-7-20. Supplemental disclosures [NEW]
- Part 5. Reporting Requirements
- 660:11-7-31. Post-registration reporting requirements [AMENDED]

Part 7. Record Keeping and Ethical Standards

- 660:11-7-41. Record keeping requirements [AMENDED]
- 660:11-7-42. Standards of ethical practices [AMENDED]
- 660:11-7-43. Disclosure requirements [AMENDED]
- 660:11-7-48. Custody requirements for investment advisers [AMENDED]

Subchapter 11. Exemptions from Securities Registration

- Part 5. Exempt Transactions
- 660:11-11-40. Manual exemption [AMENDED]
- 660:11-11-43. Coordinated limited offering exemption [AMENDED]

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 30, 2018

[OAR Docket #18-346; filed 4-5-18]

**TITLE 715. TEACHERS' RETIREMENT
SYSTEM
CHAPTER 10. GENERAL OPERATIONS**

[OAR Docket #18-286]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

- Subchapter 3. Service Eligibility
- 715:10-3-1 [AMENDED]
- Subchapter 7. Membership Vesting and Termination
- 715:10-7-1 [AMENDED]
- Subchapter 13. Contributions for Membership Service
- 715:10-13-15 [NEW]
- Subchapter 15. Service Retirement
- 715:10-15-10.3 [AMENDED]
- 715:10-15-11 [AMENDED]
- 715:10-15-25 [AMENDED]
- 715:10-15-28 [NEW]
- Subchapter 17. Post-Retirement Employment
- 715:10-17-2 [AMENDED]
- 715:10-17-6 [AMENDED]
- 715:10-17-8 [AMENDED]
- 715:10-17-10 [REVOKED]
- 715:10-17-11 [REVOKED]
- 715:10-17-13 [AMENDED]
- 715:10-17-15 [NEW]

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 28, 2018

[OAR Docket #18-286; filed 3-29-18]

Submissions to Governor and Legislature

TITLE 748. OKLAHOMA UNIFORM BUILDING CODE COMMISSION CHAPTER 20. ADOPTED CODES

[OAR Docket #18-250]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

- Subchapter 1. IBC® 2015
- 748:20-1-3. IBC® 2015 and Other Appendices [AMENDED]
- 748:20-1-7. IBC® 2015 Chapter 2 Definitions [REVOKED]
- 748:20-1-9. IBC® 2015 Chapter 4 Special Detailed Requirements Based on Use and Occupancy [AMENDED]
- 748:20-1-18. IBC® 2015 Chapter 35 Referenced Standards [AMENDED]
- 748:20-1-19. Appendix N, Supplemental Storm Shelter and Safe Room Requirements [AMENDED]
- Subchapter 5. IRC® 2015
- 748:20-5-5.1. IRC® 2015 Chapter 2 Definitions [AMENDED]
- 748:20-5-6. IRC® 2015 Chapter 3 Building Planning [AMENDED]
- 748:20-5-9. IRC® 2015 Chapter 6 Wall Construction [AMENDED]
- 748:20-5-11.1. IRC® 2015 Chapter 9 Roof Assemblies [AMENDED]
- 748:20-5-12. IRC® 2015 Chapter 11 Energy Efficiency [AMENDED]
- 748:20-5-13.1. IRC® 2015 Chapter 16 Duct Systems [AMENDED]
- 748:20-5-15. IRC® 2015 Chapter 25 Plumbing Administration [AMENDED]
- 748:20-5-24.1. IRC® 2015 Chapter 44 Referenced Standards [NEW]
- Subchapter 13. IMC® 2015
- 748:20-13-9. IMC® 2015 Chapter 5 Exhaust Systems [AMENDED]
- 748:20-13-11. IMC® 2015 Chapter 15 Referenced Standards [AMENDED]
- Subchapter 15. IPC® 2015
- 748:20-15-16. IPC® 2015 Chapter 11 Storm Drainage [AMENDED]
- 748:20-15-17. IPC® 2015 Chapter 15 Referenced Standards [AMENDED]

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 26, 2018

[OAR Docket #18-250; filed 3-26-18]

TITLE 780. OKLAHOMA DEPARTMENT OF CAREER AND TECHNOLOGY EDUCATION CHAPTER 10. ADMINISTRATION AND SUPERVISION

[OAR Docket #18-343]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

- Subchapter 5. Finance
- 780:10-5-4 [AMENDED]
- Subchapter 7. Local Programs or Instructional Positions:
Application; Student Accounting; Evaluation
- 780:10-7-1 [AMENDED]
- 780:10-7-3.2 [AMENDED]

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 29, 2018

[OAR Docket #18-343; filed 4-5-18]

TITLE 780. OKLAHOMA DEPARTMENT OF CAREER AND TECHNOLOGY EDUCATION CHAPTER 15. TECHNOLOGY CENTERS

[OAR Docket #18-344]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

- Subchapter 3. Technology Centers Education
- 780:15-3-1 [AMENDED]
- 780:15-3-2 [AMENDED]
- 780:15-3-4 [AMENDED]
- 780:15-3-6 [AMENDED]
- 780:15-3-7 [AMENDED]

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 29, 2018

[OAR Docket #18-344; filed 4-5-18]

TITLE 780. OKLAHOMA DEPARTMENT OF CAREER AND TECHNOLOGY EDUCATION CHAPTER 20. PROGRAMS AND SERVICES

[OAR Docket #18-345]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

- Subchapter 1. General Provisions
- 780:20-1-2 [AMENDED]

Subchapter 3. Secondary, Full-Time and Short-Term Adult CareerTech Programs
780:20-3-1 [AMENDED]
780:20-3-2 [AMENDED]
780:20-3-3 [AMENDED]
780:20-3-4 [AMENDED]

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 29, 2018

[OAR Docket #18-345; filed 4-5-18]

**TITLE 810. OKLAHOMA WORKERS' COMPENSATION COMMISSION
CHAPTER 1. GENERAL INFORMATION**

[OAR Docket #18-331]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

810:1-1-2 [AMENDED]
810:1-1-6 [AMENDED]
810:1-1-8 [AMENDED]

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 30, 2018

[OAR Docket #18-331; filed 3-30-18]

**TITLE 810. OKLAHOMA WORKERS' COMPENSATION COMMISSION
CHAPTER 10. PRACTICE AND PROCEDURE**

[OAR Docket #18-332]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

Subchapter 1. General Provisions
810:10-1-3 [AMENDED]
810:10-1-4 [AMENDED]
810:10-1-7 [AMENDED]
810:10-1-10 [AMENDED]
810:10-1-14 [NEW]
Subchapter 3. Informal Dispute Resolution Processes
810:10-3-3 [AMENDED]
Subchapter 5. Hearings Conducted by Administrative Law Judges and Commissioners
Part 1. Commencement of Claims
810:10-5-2 [AMENDED]
Part 3. Subsequent Pleadings
810:10-5-18 [AMENDED]
Part 5. Prehearing Proceedings

810:10-5-31 [AMENDED]
Part 7. Initial and Subsequent proceedings
810:10-5-45 [AMENDED]
Part 9. Post Order Relief
810:10-5-66 [AMENDED]
810:10-5-69 [NEW]
Part 11. Contempt
810:10-5-75 [AMENDED]
Part 15. Settlements
810:10-5-95 [AMENDED]

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 30, 2018

[OAR Docket #18-332; filed 3-30-18]

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

[OAR Docket #18-333]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

Subchapter 1. General Provisions
810:25-1-2 [AMENDED]
Subchapter 3. Proof of Coverage
810:25-3-1 [AMENDED]
Subchapter 5. Documentation of Exempt Status
810:25-5-1 [AMENDED]
Subchapter 7. Enforcement of Workers' Compensation Insurance Requirements
810:25-7-2 [AMENDED]
Subchapter 9. Individual Own Risk Employer Permit
810:25-9-1 [AMENDED]
810:25-9-10 [AMENDED]
810:25-9-11 [AMENDED]
810:25-9-14 [AMENDED]
810:25-9-17 [AMENDED]
810:25-9-18 [AMENDED]
Subchapter 11. Group Self-Insurance Association Permit
810:25-11-1 [AMENDED]
810:25-11-2 [AMENDED]
810:25-11-3 [AMENDED]
810:25-11-8 [AMENDED]
810:25-11-10 [AMENDED]
810:25-11-12 [AMENDED]
810:25-11-16 [AMENDED]
810:25-11-17 [AMENDED]
810:25-11-19 [AMENDED]
810:25-11-21 [AMENDED]
810:25-11-22 [AMENDED]
810:25-11-23 [AMENDED]

Submissions to Governor and Legislature

810:25-11-25 [NEW]

Subchapter 13. Third-Party Administrator Permit for
Workers' Compensation Purposes

810:25-13-1 [AMENDED]

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

March 30, 2018

[OAR Docket #18-333; filed 3-30-18]

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

[OAR Docket #18-339]

RULEMAKING ACTION:

EMERGENCY adoption

RULES:

Subchapter 13. Student Assessment

210:10-13-24. Medical exemptions from chronic absenteeism [NEW]

AUTHORITY:

State Board of Education; 70 O.S. § 3-104; 70 O.S. § 1210.545

ADOPTION:

March 8, 2018

APPROVED BY GOVERNOR:

March 28, 2018

EFFECTIVE:

Immediately upon Governor's approval

EXPIRATION:

Effective through September 14, 2019, unless superseded by another rule or disapproved by the Legislature.

SUPERSEDED EMERGENCY ACTIONS:

N/A

INCORPORATIONS BY REFERENCE:

N/A

FINDING OF EMERGENCY:

The proposed rule is necessary as an emergency action so the chronic absenteeism medical exemption established by the rule can be in place by the end of school year 2017-2018, for application to this school year's student attendance data. The State Board of Education is directed in statute to "promulgate rules regarding the school site report card that grant a medical exemption from the eighteen-day chronic absenteeism provision" (70 O.S. § 1210.545(L)). In order for the medical exemption to be available to school districts in relation to 2017-2018 student attendance information, the rule must be implemented before permanent rule changes take effect at the end of the summer. The application window for schools to apply for medical exemptions will take place in July and August, once the Annual Statistical Reports submitted by school districts at the close of the year allow for final identification of chronic absentee students.

GIST/ANALYSIS:

The State Board of Education and the Oklahoma Legislature have approved a new public school accountability system in compliance with the *Every Student Succeeds Act* (ESSA), which includes chronic absenteeism as one of the indicators used in calculating the school report cards required under 70 O.S. § 1210.545. The rule establishes guidelines for the statutorily required medical exemption. The medical exemption would be available to apply to the qualifying absences of students who meet the rule's criteria for a "significant medical condition". The exemption is not for all medically excused absences, but only for those related to a condition that seriously incapacitates a student for an extended time, or absences necessary to receive treatment for a chronic

condition (e.g., chemotherapy, dialysis, or similar recurring treatment needs). The exemption would also be available for absences related to a death in the student's immediate family, or certain other catastrophic events like a serious assault on the student. Schools applying for an exemption under these provisions will be required to submit an application that includes medical documentation of the condition, and the applications will be reviewed by a committee of State Department of Education personnel in the same manner as applications for emergency medical exemptions from Oklahoma School Testing Program assessments. The rule also creates an appeal process, allowing for a school district denied an exemption request to petition for review by the State Board of Education.

CONTACT PERSON:

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**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. STUDENT ASSESSMENT

210:10-13-24. Medical exemptions from chronic absenteeism

(a) Purpose of the chronic absenteeism indicator. Because chronic absenteeism has been linked to lower academic performance, higher dropout rates, and diminished success after high school, Oklahoma has included chronic absenteeism as an indicator in the school accountability system adopted under the requirements of the *Every Student Succeeds Act* (ESSA). By highlighting the importance of regular school attendance to student success in school and beyond, the State of Oklahoma encourages schools to actively engage with students and their families in eliminating barriers to regular attendance, and to ensure students receive the supports needed to attend school every day.

(b) Purpose of the medical exemption from chronic absenteeism. The State Board of Education is directed in 70 O.S. § 1210.545 to promulgate rules providing for a medical exemption from the chronic absenteeism indicator. A public school district or charter school may request an exemption from inclusion in the school's chronic absenteeism indicator calculations

Emergency Adoptions

for the related absences of a student who meets the criteria established in this Section for a significant medical condition.

(c) **Definitions.** The following words and terms, when used in this Section, shall have the following meaning, unless the context clearly indicates otherwise:

(1) **"Chronic absenteeism"** means absence from school at least ten percent (10%) of the time that school is in session and the student is included in membership, eighteen (18) or more days on a 180 day school calendar or ten percent (10%) or more of school days on a 1,080 hours school calendar.

(2) **"Significant medical condition"** means, for the purposes of this Section, a severe, chronic, or life-threatening physical or mental illness, infection, injury, disease, or emotional trauma that meets all of the following criteria:

(A) The condition affects the student so severely as to incapacitate the student from attending school for an identifiable time period or number of school days, or for which the student must receive regular medical care requiring absence from school;

(B) The student is unable to receive instruction through homebound education services for an identifiable time period or number of school days due to the medical condition or its treatment, or homebound education is not appropriate due to brief recurring absences for the purpose of receiving treatment;

(C) The school or school district has been provided with written documentation of the condition that is verified in writing by a physician licensed to practice in the State of Oklahoma, or by a physician licensed in another state if the student has received related treatment out of state. A copy of the documentation verifying the student's condition shall be filed in the student's educational record.

(D) The term "significant medical condition" shall not include:

(i) Minor illnesses or injuries that do not incapacitate the student or require recurring treatment;

(ii) Short term illnesses or injuries resulting in absences of ten (10) or fewer consecutive instructional days, including those that require short term hospitalization of ten (10) or fewer consecutive instructional days;

(iii) Pregnancy, unless complications of the pregnancy otherwise meet this Section's criteria for a significant medical condition; or

(iv) Refusal of a parent/guardian to permit the student to attend school or receive homebound services due to the illness, injury, or trauma.

(v) The occurrence of one of the conditions listed in (D) shall not disqualify a student who is eligible for a medical exemption on a different basis.

(E) Examples of conditions that could be considered "significant medical conditions" for the purposes of this Section may include, but are not limited to:

(i) The student is in the final stages of a terminal disease or degenerative illness, or the student has been placed in hospice care;

(ii) The student is comatose;

(iii) The student has a serious chronic medical condition (a condition lasting three months or more), and is absent for the purpose of receiving condition-related treatment such as chemotherapy or dialysis;

(iv) The death or life-threatening injury of an immediate family member of the student (student's parent/guardian, sibling, or child); or

(v) The student has sustained serious mental or physical injury as a result of a catastrophic event such as:

(I) A natural disaster or other event resulting in a declared state of emergency;

(II) An act of violence, including but not limited to: acts of physical assault, sexual assault, kidnapping, homicide, torture, or terrorism;

(III) Drowning;

(IV) Poisoning, fall, or traumatic brain injury; or

(V) Fire or explosion in the student's home when the student was present.

(d) **Absences from school that do not accrue toward chronic absentee status.** A student with disabilities who is on an Individualized Education Program (IEP), or a student with a physical or mental impairment who is on a Section 504 Plan, is considered in attendance and does not accrue absences while receiving offsite services addressed in the IEP or Section 504 plan. A student on an IEP or Section 504 Plan whose condition worsens or who requires more frequent treatments should have their IEP or Section 504 Plan updated accordingly. A student who is receiving homebound education services from their school district is considered in attendance and does not accrue absences while in homebound status.

(e) **Effect of exempt absence.** The exempt absence(s) of a student who has been granted an exemption of one or more absences from school in accordance with the provisions of this Section shall not be included in the calculation of the chronic absenteeism indicator on the school site report card.

(f) **Applications for exemption of one or more student absences.** A school district's application for a significant medical condition exemption for one or more student absences must include all supporting documentation, including physician verification and documentation of each date for which an exemption is requested, and must be submitted in the time, place, and manner designated by the State Department of Education.

(g) **Appeal of a denial of a medical exemption.** A request for a medical exemption that has been denied by the State Department of Education for failure to meet the criteria for "significant medical condition" outlined in (c)(2) of this Section may be appealed to the State Board of Education in accordance with the following procedures:

(1) **Petition for appeal.** The school district or charter school in which the student is enrolled may appeal the Department's denial of a medical exemption to the State Board of Education. The parent or legal guardian of a student, an individual who has been issued letters of guardianship of the person of a student pursuant to the Oklahoma Guardianship and Conservatorship Act, or an adult who has assumed permanent care and custody of a student in accordance with local district policies and applicable state law must grant permission to the school district or charter school to file a petition for appeal to the State Board of Education. Parental consent shall be provided in writing and shall be documented by the requesting school district or charter school.

(2) **Filing requirements.** A petition for appeal must comply with the following requirements:

(A) **Time of filing.** The petition for appeal must be submitted in writing to the Secretary of the State Board of Education within ten (10) business days after the date the school district receives notice of the Department's denial of the medical exemption.

(B) **Method of filing.** Petitions for appeal may be submitted to the Secretary of the State Board of Education in person or by mail. A petition submitted by mail will be accepted as timely if the mailing envelope contains a postmark dated on or before the date of the filing deadline.

(C) **Verification of a petition for appeal.** The petition for appeal must be signed by the school Superintendent or the school Superintendent's designee, or charter school administrator or designee, for the purpose of verifying that, to the best of the individual's knowledge, the information submitted in the appeal is accurate and correct.

(D) **Acceptance of a petition for filing.** Upon receipt of the petition for appeal, the Secretary of the Board of Education shall file the petition and obtain copies of all records and information submitted by the school district or charter school to the State Department of Education pursuant to (f) of this Section. Copies of agency records and additional documentation submitted in the petition for appeal shall be provided to members of the State Board of Education for consideration. Only timely filed petitions for appeal shall be brought to the State Board of Education for consideration. The Board shall take action on the petition at the next regularly scheduled State Board of Education meeting, unless the petition is received ten (10) or fewer calendar days prior to the next regularly scheduled meeting. A petition received ten (10) or fewer calendar days prior to the next regularly scheduled meeting of the Board will be considered at the following month's regularly scheduled meeting.

(3) **Review of petitions.** Because the privacy of individual student data is protected by the Family Educational Rights and Privacy Act (FERPA) and Oklahoma's Student Data Accessibility, Transparency, and Accountability Act, the State Board of Education shall review petitions for appeal in executive session as authorized by 25 O.S. § 307 (A)(7). The State Board of Education shall evaluate each petition for appeal based on the following criteria to determine whether a "significant medical condition" exists as contended by the appealing school district or charter school:

(A) The applicability of the criteria outlined in (c)(2) of this section related to the determination of a "significant medical condition";

(B) The extent of the student's incapacitation or need for treatment; or

(C) The existence of newly discovered documentation or newly available information that significantly and substantively reflects on the student's mental and/or physical state of being and that would have resulted in an exemption being granted for one or more absences if the newly discovered information had been available when the request was denied.

(4) **Actions on a petition for appeal.** After review of the petition for appeal in accordance with (g)(3) of this section, the State Board of Education shall take action on a petition for appeal based on the merits of the information provided in the written appeal.

(A) The Board shall consider each petition for appeal on an individual basis and shall issue an approval or denial of the request for a medical exemption.

(B) The Secretary of the Board shall notify the school district or charter school and the State Department of Education in writing of the Board's determination.

(C) The State Department of Education shall document each determination to maintain an accurate agency record of each request for a medical exemption.

(D) Requests for student medical exemptions granted by the State Board of Education will be processed pursuant to (f) and (g) of this Section. The absences of students denied medical exemptions by the State Board of Education will be included in the calculation of the chronic absenteeism indicator of the school and/or school district.

[OAR Docket #18-339; filed 4-3-18]

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

1:2018-9.

EXECUTIVE ORDER 2018-9

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 ongoing drought conditions, including Extreme and Exceptional Drought existing across Western Oklahoma, and the severe wildfires beginning April 12, 2018, and continuing, there is hereby declared a disaster emergency caused by wildfires and drought in the following counties: Alfalfa, Beaver, Beckham, Blaine, Caddo, Canadian, Carter, Cimarron, Cleveland, Comanche, Cotton, Creek, Custer, Dewey, Ellis, Garfield, Garvin, Grady, Grant, Greer, Harmon, Harper, Jackson, Jefferson, Johnston, Kay, Kingfisher, Kiowa, Lincoln, Logan, Love, Major, Marshall, McClain, Murray, Noble, Oklahoma, Okfuskee, Okmulgee, Osage, Pawnee, Payne, Pontotoc, Pottawatomie, Roger Mills, Seminole, Stephens, Texas, Tillman, Washita, Woods and Woodward 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. 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 and minimize injury and prevent, minimize and repair 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.

4. 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.

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 13th day of April 2018.

BY THE GOVERNOR OF THE
STATE OF OKLAHOMA

Mary Fallin

ATTEST:
Tod Wall Acting
Secretary of State

[OAR Docket #18-353; filed 4-13-18]

