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Cancelled Hearings/Comment Periods

If an agency cancels a hearing or comment period announced in a published Notice of Rulemaking Intent, the agency must submit a notice of such cancellation to the Office of Administrative Rules (OAR). The OAR publishes the cancellation notice in the next possible issue of the *Register*.

For additional information on cancelled hearings and comment periods, see OAC 655:10-7-27.

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

[OAR Docket #20-384]

RULEMAKING ACTION:

Cancelled public hearing relating to a proposed PERMANENT rulemaking action

PROPOSED RULES:

575:10-1-2. Requirements to become licensed as a psychologist [AMENDED]

575:10-1-3. Private Practice Under Supervision [AMENDED]

REGISTER PUBLICATION NOTICE:

The Notice of Rulemaking Intent for this action was published at 37 Ok Reg 485.

CANCELLED PUBLIC HEARING:

9:00 a.m., March 23, 2020, 421 NW 13th Street, Suite 100, Oklahoma City, Oklahoma

COMMENT PERIOD:

Written comments will be accepted February 18, 2020 until March 19, 2020 at: 421 NW 13th Street, Suite 180, Oklahoma City, OK 73103, Attn: Teanne Rose.

ADDITIONAL INFORMATION:

Another comment period and public hearing will be announced at a later date. For additional information, contact Teanne Rose, Executive Officer (405) 522-1333 or Teanne.Rose@psychology.ok.gov

[OAR Docket #20-384; filed 4-7-20]

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 165. CORPORATION COMMISSION CHAPTER 10. OIL & GAS CONSERVATION

[OAR Docket #20-322]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

Subchapter 1. Administration
Part 1. General Provisions
165:10-1-2. Definitions [AMENDED]
165:10-1-4. Citation effective date [AMENDED]
165:10-1-6. Duties and authority of the Conservation Division [AMENDED]
165:10-1-7. Prescribed forms [AMENDED]
Part 3. Surety
165:10-1-10. Operator's agreement; Category A and Category B surety [AMENDED]
165:10-1-15. Transfer of operatorship of wells [AMENDED]
Subchapter 3. Drilling, Developing, and Producing
Part 1. Drilling
165:10-3-1. Required approval of notice of intent to drill, deepen, re-enter, or recomplete; Permit to Drill [AMENDED]
165:10-3-2. Notification of spudding of new well [AMENDED]
165:10-3-3. Well casing strings [AMENDED]
165:10-3-4. Casing, cementing, wellhead equipment, and cementing reports [AMENDED]
Part 3. Completions
165:10-3-10. Well completion operations [AMENDED]
165:10-3-16. Operation in hydrogen sulfide areas [AMENDED]
165:10-3-17. Well site and surface facilities [AMENDED]
Part 5. Operations
165:10-3-28. Horizontal drilling [AMENDED]
Subchapter 5. Underground Injection Control
165:10-5-2. Approval of ~~enhanced recovery~~ injection wells or disposal wells [AMENDED]
165:10-5-5. Application for approval of ~~enhanced recovery~~ injection and disposal operations [AMENDED]
165:10-5-6. Testing and monitoring requirements for ~~enhanced recovery~~ injection wells and disposal wells [AMENDED]
165:10-5-7. Monitoring and reporting requirements for wells covered by 165:10-5-1 [AMENDED]
165:10-5-9. Duration of underground injection well orders or permits [AMENDED]

165:10-5-10. Transfer of authority to inject [AMENDED]
Subchapter 7. Pollution Abatement
Part 1. General Provisions
165:10-7-2. Administration and enforcement of rules [AMENDED]
165:10-7-5. Prohibition of pollution [AMENDED]
165:10-7-7. Informal complaints, ~~citations~~, red tags, and shut down of operations [AMENDED]
165:10-7-9. Scheduled monetary fines [REVOKED]
Part 3. Storage and Disposal of Fluids
165:10-7-16. Use of noncommercial pits [AMENDED]
165:10-7-19. Land application of water-based fluids from earthen pits, tanks and pipeline construction [AMENDED]
165:10-7-20. Noncommercial disposal or enhanced recovery well pits used for temporary storage of saltwater [AMENDED]
165:10-7-26. Land application of contaminated soils and petroleum hydrocarbon based drill cuttings [AMENDED]
165:10-7-33. Use of truck wash pits [AMENDED]
Subchapter 8. Commercial Recycling
Part 1. Hydrocarbon Recycling/Reclaiming Facilities
165:10-8-5. Surety requirements for reclaimers [AMENDED]
Subchapter 9. Commercial Disposal Facilities
165:10-9-1. Use of commercial pits [AMENDED]
165:10-9-2. Commercial soil farming [AMENDED]
165:10-9-3. Commercial disposal well surface facilities [AMENDED]
165:10-9-4. Commercial recycling facilities [AMENDED]
Subchapter 11. Plugging and Abandonment
165:10-11-9. Temporary exemption from plugging requirements [AMENDED]
Subchapter 17. Gas Well Operations and Permitted Production
165:10-17-7. Well tests [AMENDED]
165:10-17-16. Reports [REVOKED]
Appendix E. Schedule A Fines [REVOKED]
Appendix E. Fine Schedule [NEW]
Appendix F. Schedule B Fines [REVOKED]
SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:
March 24, 2020

[OAR Docket #20-322; filed 3-26-20]

Submissions to Governor and Legislature

TITLE 170. DEPARTMENT OF CORRECTIONS CHAPTER 1. ORGANIZATION

[OAR Docket #20-365]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

- Subchapter 1. Organization [NEW]
- 170:1-1-4. Director [REVOKED]
- 170:1-1-7. Divisions, subdivisions, institutions, units, sections, offices, and positions [AMENDED]
- 170:1-1-8. Penal institutions [REVOKED]
- 170:1-1-9. Community corrections centers [REVOKED]
- 170:1-1-11. Community corrections districts [REVOKED]
- 170:1-1-14. Public access to public information [REVOKED]
- 170:1-1-15. Principle office [AMENDED]

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

April 1, 2020

[OAR Docket #20-365; filed 4-1-20]

TITLE 170. DEPARTMENT OF CORRECTIONS CHAPTER 10. PRISONER PUBLIC WORKS CONTRACTS

[OAR Docket #20-366]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

- Subchapter 3. Application and Approval
- 170:10-3-3. Approval process [AMENDED]
- Subchapter 5. Project Administration
- 170:10-5-5. Medical and dental care [AMENDED]

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

April 1, 2020

[OAR Docket #20-366; filed 4-1-20]

TITLE 170. DEPARTMENT OF CORRECTIONS CHAPTER 15. PRIVATE PRISON CONTRACTOR COMPLIANCE MONITORING

[OAR Docket #20-367]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

- Subchapter 1. General Provisions
- 170:15-1-2. Scope: Initial point of contact [AMENDED]
- Subchapter 13. Private Prison Emergency Plans
- 170:15-13-3. Departmental emergency response reimbursement [AMENDED]

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

April 1, 2020

[OAR Docket #20-367; filed 4-1-20]

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

[OAR Docket #20-385]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

- Subchapter 1. General Provisions
- 210:10-1-16. Oklahoma Academic Scholar Recognition [AMENDED]

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 30, 2020

[OAR Docket #20-385; filed 4-8-20]

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

[OAR Docket #20-386]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

- Subchapter 13. Special Education
- 210:15-13-9. Guidelines for minimizing seclusion and restraint of students [NEW]
- Subchapter 27. Reading Sufficiency Act
- 210:15-27-1. Reading Sufficiency Plans and Summer Academy Reading Programs [AMENDED]
- 210:15-27-2. Good cause exemptions for promotion under the Reading Sufficiency Act [AMENDED]
- 210:15-27-3. Standards for mid-year promotion of retained third graders [AMENDED]
- 210:15-27-4. Program of reading instruction [AMENDED]

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 30, 2020

[OAR Docket #20-386; filed 4-8-20]

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

[OAR Docket #20-387]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

Subchapter 87. Charter Schools

210:40-87-7. Charter school contracts [AMENDED]

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 30, 2020

[OAR Docket #20-387; filed 4-8-20]

**TITLE 310. OKLAHOMA STATE DEPARTMENT OF HEALTH
CHAPTER 535. IMMUNIZATION REGULATIONS**

[OAR Docket #20-323]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

Subchapter 1. Childhood Immunizations

310:535-1-2 [AMENDED]

310:535-1-3 [AMENDED]

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 26, 2020

[OAR Docket #20-323; filed 3-26-20]

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

[OAR Docket #20-329]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

317:2-1-17 [NEW]

(Reference APA WF # 19-13A)

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 31, 2020

[OAR Docket #20-329; filed 3-31-20]

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

[OAR Docket #20-330]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

317:2-1-2 [AMENDED]

317:2-1-6 [REVOKED]

317:2-1-13 [AMENDED]

317:2-1-18 [NEW]

(Reference APA WF # 19-19A)

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 31, 2020

[OAR Docket #20-330; filed 3-31-20]

**TITLE 317. OKLAHOMA HEALTH CARE AUTHORITY
CHAPTER 25. SOONERCARE CHOICE**

[OAR Docket #20-357]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

Subchapter 7. SoonerCare

Part 1. General Provisions

317:25-7-2 [AMENDED]

317:25-7-3 [AMENDED]

317:25-7-5 [AMENDED]

Part 3. Enrollment Criteria

317:25-7-10 [AMENDED]

317:25-7-13 [AMENDED]

Part 5. Enrollment Process

317:25-7-25 [AMENDED]

317:25-7-26 [AMENDED]

317:25-7-27 [AMENDED]

317:25-7-28 [AMENDED]

Part 7. Coordination and Continuity of Care

317:25-7-29 [REVOKED]

317:25-7-30 [AMENDED]

Part 9. Reimbursement

317:25-7-40 [AMENDED]

Subchapter 9. Health Access Networks

Submissions to Governor and Legislature

317:25-9-1 [AMENDED]
317:25-9-2 [AMENDED]
317:25-9-3 [AMENDED]
Subchapter 11. Health Management Program [NEW]
317:25-11-1 [NEW]
317:25-11-2 [NEW]
317:25-11-3 [NEW]

(Reference APA WF # 19-41A)

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 31, 2020

[OAR Docket #20-357; filed 3-31-20]

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

[OAR Docket #20-331]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

Subchapter 3. General Provider Policies
Part 4. Early and Periodic Screening, ~~Diagnosis~~-Diagnostic and Treatment (EPSDT) Program/Child-Health Services
317:30-3-65.12 [NEW]
Subchapter 5. Individual Providers and Specialties
Part 1. Physicians
317:30-5-2 [AMENDED]
Part 35. Rural Health Clinics
317:30-5-355.1 [AMENDED]
317:30-5-357 [AMENDED]
Part 37. Advanced Practice Registered Nurse
317:30-5-376 [AMENDED]
Part 75. Federally Qualified Health Centers
317:30-5-664.1 [AMENDED]
Part 108. Nutrition Services
317:30-5-1076 [AMENDED]
Part 110. Indian Health Services, Tribal Programs, and Urban Indian Clinics (I/T/Us)
317:30-5-1090 [AMENDED]
Part 112. Public Health Clinic Services
317:30-5-1154 [AMENDED]

(Reference APA WF # 19-03)

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 31, 2020

[OAR Docket #20-331; filed 3-31-20]

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

[OAR Docket #20-332]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

Subchapter 5. Individual Providers and Specialties
Part 83. ~~Residential~~ ~~Behavior~~ ~~Management~~ Services Therapeutic Foster Care
317:30-5-740 [AMENDED]
317:30-5-740.1 [AMENDED]
317:30-5-740.2 [AMENDED]
317:30-5-741 [AMENDED]
317:30-5-742 [AMENDED]
317:30-5-742.1 [AMENDED]
317:30-5-742.2 [AMENDED]
317:30-5-743.1 [AMENDED]
317:30-5-744 [AMENDED]
317:30-5-745 [AMENDED]
317:30-5-746 [AMENDED]
Part 84. Intensive Treatment Family Care [NEW]
317:30-5-750 [NEW]
317:30-5-750.1 [NEW]
317:30-5-750.2 [NEW]
317:30-5-751 [NEW]
317:30-5-752 [NEW]
317:30-5-753 [NEW]
317:30-5-754 [NEW]
317:30-5-755 [NEW]
317:30-5-756 [NEW]
317:30-5-757 [NEW]

(Reference APA WF # 19-05)

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 31, 2020

[OAR Docket #20-332; filed 3-31-20]

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

[OAR Docket #20-333]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

Subchapter 5. Individual Providers and Specialties
Part 3. Hospitals
317:30-5-42.1 [AMENDED]
Part 109. Diabetes Self-Management Training [NEW]

317:30-5-1080 [NEW]
317:30-5-1081 [NEW]
317:30-5-1082 [NEW]
317:30-5-1083 [NEW]
317:30-5-1084 [NEW]

(Reference APA WF # 19-06)

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 31, 2020

[OAR Docket #20-333; filed 3-31-20]

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

[OAR Docket #20-334]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

Subchapter 3. General Provider Policies
Part 1. General Scope and Administration
317:30-3-27 [AMENDED]

(Reference APA WF # 19-08)

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 31, 2020

[OAR Docket #20-334; filed 3-31-20]

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

[OAR Docket #20-335]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

Subchapter 5. Individual Providers and Specialties
Part 1. Physicians
317:30-5-22.1 [AMENDED]
Part 3. Hospitals
317:30-5-42.11 [AMENDED]

(Reference APA WF # 19-12)

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 31, 2020

[OAR Docket #20-335; filed 3-31-20]

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

[OAR Docket #20-336]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

Subchapter 5. Individual Providers and Specialties
Part 9. Long-Term Care Facilities
317:30-5-132 [AMENDED]
317:30-5-132.1 [NEW]
317:30-5-132.2 [NEW]
317:30-5-136.1 [AMENDED]

(Reference APA WF # 19-13B)

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 31, 2020

[OAR Docket #20-336; filed 3-31-20]

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

[OAR Docket #20-337]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

Subchapter 5. Individual Providers and Specialties
Part 35. Rural Health Clinics
317:30-5-359.1 [AMENDED]
317:30-5-359.2 [AMENDED]

(Reference APA WF # 19-15)

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 31, 2020

[OAR Docket #20-337; filed 3-31-20]

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

[OAR Docket #20-338]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

Subchapter 5. Individual Providers and Specialties

Submissions to Governor and Legislature

Part 21. Outpatient Behavioral Health Agency Services
317:30-5-241.6 [AMENDED]

(Reference APA WF # 19-16)

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 31, 2020

[OAR Docket #20-338; filed 3-31-20]

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

[OAR Docket #20-339]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

Subchapter 5. Individual Providers and Specialties

Part 5. Pharmacies

317:30-5-86 [AMENDED]

(Reference APA WF # 19-18)

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 31, 2020

[OAR Docket #20-339; filed 3-31-20]

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

[OAR Docket #20-340]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

Subchapter 5. Individual Providers and Specialties

Part 5. Pharmacies

317:30-5-77.2 [AMENDED]

317:30-5-77.3 [AMENDED]

317:30-5-77.4 [NEW]

(Reference APA WF # 19-19B)

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 31, 2020

[OAR Docket #20-340; filed 3-31-20]

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

[OAR Docket #20-341]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

Subchapter 3. General Provider Policies

Part 1. General Scope and Administration

317:30-3-5 [AMENDED]

Subchapter 5. Individual Providers and Specialties

Part 5. Pharmacies

317:30-5-72 [AMENDED]

317:30-5-77.1 [AMENDED]

(Reference APA WF # 19-20)

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 31, 2020

[OAR Docket #20-341; filed 3-31-20]

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

[OAR Docket #20-342]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

Subchapter 5. Individual Providers and Specialties

Part 1. Physicians

317:30-5-20 [AMENDED]

317:30-5-20.1 [AMENDED]

(Reference APA WF # 19-24)

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 31, 2020

[OAR Docket #20-342; filed 3-31-20]

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

[OAR Docket #20-343]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

Subchapter 5. Individual Providers and Specialties
Part 1. Physicians
317:30-5-20.2 [NEW]

(Reference APA WF # 19-25)

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 31, 2020

[OAR Docket #20-343; filed 3-31-20]

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

[OAR Docket #20-344]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

Subchapter 5. Individual Providers and Specialties
Part 33. Transportation by Ambulance
317:30-5-344 [NEW]

(Reference APA WF # 19-27)

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 31, 2020

[OAR Docket #20-344; filed 3-31-20]

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

[OAR Docket #20-345]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

Subchapter 5. Individual Providers and Specialties
Part 6. Inpatient Psychiatric Services
317:30-5-94 [NEW]
317:30-5-95 [AMENDED]
317:30-5-95.4 [AMENDED]
317:30-5-95.14 [AMENDED]
317:30-5-95.22 [AMENDED]
317:30-5-95.24 [AMENDED]
317:30-5-95.29 [AMENDED]
317:30-5-95.30 [AMENDED]
317:30-5-95.31 [AMENDED]
317:30-5-95.33 [AMENDED]
317:30-5-95.34 [AMENDED]
317:30-5-95.35 [AMENDED]

317:30-5-95.37 [AMENDED]
317:30-5-95.38 [AMENDED]
317:30-5-95.40 [AMENDED]
317:30-5-95.41 [AMENDED]
317:30-5-95.42 [AMENDED]
317:30-5-96.2 [AMENDED]
317:30-5-96.3 [AMENDED]

(Reference APA WF # 19-32)

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 31, 2020

[OAR Docket #20-345; filed 3-31-20]

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

[OAR Docket #20-346]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

Subchapter 5. Individual Providers and Specialties
Part 80. Mobile and/or Portable Dental Treatment Facilities
[NEW]
317:30-5-706 [NEW]
317:30-5-707 [NEW]
317:30-5-708 [NEW]
317:30-5-709 [NEW]
317:30-5-710 [NEW]
317:30-5-711 [NEW]

(Reference APA WF # 19-37)

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 31, 2020

[OAR Docket #20-346; filed 3-31-20]

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

[OAR Docket #20-347]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

Subchapter 5. Individual Providers and Specialties
Part 8. Rehabilitation Hospitals
317:30-5-111 [AMENDED]
(Reference APA WF # 19-42)

Submissions to Governor and Legislature

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 31, 2020

[OAR Docket #20-347; filed 3-31-20]

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

[OAR Docket #20-348]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

Subchapter 1. General Provisions

317:30-1-3 [AMENDED]

317:30-1-4 [NEW]

(Reference APA WF # 19-43A)

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 31, 2020

[OAR Docket #20-348; filed 3-31-20]

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

[OAR Docket #20-349]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

Subchapter 5. Individual Providers and Specialties

Part 62. Private Duty Nursing

317:30-5-555 [AMENDED]

317:30-5-556 [AMENDED]

317:30-5-558 [AMENDED]

(Reference APA WF # 19-45)

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 31, 2020

[OAR Docket #20-349; filed 3-31-20]

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

[OAR Docket #20-350]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

Subchapter 3. General Provider Policies

Part 4. Early and Periodic Screening, ~~Diagnosis~~Diagnostic and Treatment (EPSDT) Program/Child-Health Services
317:30-3-65 [AMENDED]

Subchapter 5. Individual Providers and Specialties

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

317:30-5-1022 [REVOKED]

317:30-5-1023 [AMENDED]

317:30-5-1024 [REVOKED]

317:30-5-1025 [REVOKED]

317:30-5-1026 [AMENDED]

317:30-5-1027 [AMENDED]

(Reference APA WF # 19-46)

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 31, 2020

[OAR Docket #20-350; filed 3-31-20]

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

[OAR Docket #20-351]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

Subchapter 5. Individual Providers and Specialties

Part 79. Dentists

317:30-5-695 [AMENDED]

317:30-5-696 [AMENDED]

317:30-5-698 [AMENDED]

317:30-5-699 [AMENDED]

317:30-5-700 [AMENDED]

317:30-5-700.1 [AMENDED]

317:30-5-704 [AMENDED]

317:30-5-705 [AMENDED]

(Reference APA WF # 19-47)

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 31, 2020

[OAR Docket #20-351; filed 3-31-20]

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

[OAR Docket #20-352]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

Subchapter 6. Soonercare for Pregnant Women and Families with Children

Part 5. Determination of Eligibility for Soonercare Health Benefits for Pregnant Women and Families with Children

317:35-6-45 [NEW]

(Reference APA WF # 19-09)

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 31, 2020

[OAR Docket #20-352; filed 3-31-20]

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

[OAR Docket #20-353]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

Subchapter 5. Eligibility and Countable Income

Part 5. Countable Income and Resources

317:35-5-41.1 [AMENDED]

317:35-5-42 [AMENDED]

Subchapter 7. Medical Services

Part 5. Determination of Eligibility for Medical Services

317:35-7-40 [AMENDED]

(Reference APA WF # 19-26)

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 31, 2020

[OAR Docket #20-353; filed 3-31-20]

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

[OAR Docket #20-354]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

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

Part 7. Determination of Financial Eligibility

317:35-9-68 [AMENDED]

Subchapter 19. Nursing Facility Services

317:35-19-21 [AMENDED]

(Reference APA WF # 19-29)

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 31, 2020

[OAR Docket #20-354; filed 3-31-20]

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

[OAR Docket #20-355]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

Subchapter 15. Personal Care Services

317:35-15-8.2 [NEW]

Subchapter 17. Advantage Waiver Services

317:35-17-1 [AMENDED]

317:35-17-3 [AMENDED]

(Reference APA WF # 19-34)

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 31, 2020

[OAR Docket #20-355; filed 3-31-20]

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

[OAR Docket #20-356]

RULEMAKING ACTION:

Submission to Governor and Legislature

Submissions to Governor and Legislature

RULES:

Subchapter 1. General Provisions
317:35-1-2 [AMENDED]
(Reference APA WF # 19-43B)

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

March 31, 2020

[OAR Docket #20-356; filed 3-31-20]

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

[OAR Docket #20-358]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

Subchapter 9. Self-Directed Services
317:40-9-1 [AMENDED]
(Reference APA WF # 19-35)

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

March 31, 2020

[OAR Docket #20-358; filed 3-31-20]

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

[OAR Docket #20-359]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

Subchapter 9. Insure Oklahoma ESI Employee Eligibility
317:45-9-4 [AMENDED]
Subchapter 11. Insure Oklahoma IP
Part 5. Insure Oklahoma IP Member Eligibility
317:45-11-24 [AMENDED]
(Reference APA WF # 19-10)

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

March 31, 2020

[OAR Docket #20-359; filed 3-31-20]

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

[OAR Docket #20-360]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

Subchapter 9. Insure Oklahoma ESI Employee Eligibility
317:45-9-1.1 [NEW]
Subchapter 11. Insure Oklahoma IP
Part 1. Individual Plan Providers
317:45-11-2 [AMENDED]
Part 5. Insure Oklahoma IP Member Eligibility
317:45-11-21.1 [NEW]
317:45-11-22 [AMENDED]
(Reference APA WF # 19-41B)

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

March 31, 2020

[OAR Docket #20-360; filed 3-31-20]

**TITLE 320. OKLAHOMA HISTORICAL
SOCIETY
CHAPTER 15. OKLAHOMA HERITAGE
PRESERVATION GRANT PROGRAM**

[OAR Docket #20-328]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

Subchapter 1. General Provisions
320:15-1-3 [AMENDED]
Subchapter 2. Grant Applications
320:15-2-1 [AMENDED]
320:15-2-2 [AMENDED]
320:15-2-3 [AMENDED]

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

March 31, 2020

[OAR Docket #20-328; filed 3-31-20]

**TITLE 325. OKLAHOMA HORSE RACING
COMMISSION
CHAPTER 80. GAMING LICENSING
REQUIREMENTS**

[OAR Docket #20-369]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

- Subchapter 1. General Provisions
- 325:80-1-2. Definitions [AMENDED]
- Subchapter 13. Requirements for Key Executive License or Gaming Employee License and Amendments to Any Employee License
- 325:80-13-6. Employee Licenses - Refusal to issue or denial and license termination upon loss of employment [AMENDED]
- Subchapter 15. Requirements for Independent Testing Laboratory License
- 325:80-15-1. Application Required [AMENDED]

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

April 1, 2020

[OAR Docket #20-369; filed 4-1-20]

**TITLE 325. OKLAHOMA HORSE RACING COMMISSION
CHAPTER 85. GAMING MACHINE SPECIFICATIONS AND USE AND OPERATION REQUIREMENTS**

[OAR Docket #20-370]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

- Subchapter 1. General Provisions
- 325:85-1-2. Definitions [AMENDED]
- Subchapter 15. Use and Operation Requirements Applicable to Electronic Amusement Games, Electronic Bonanza-Style Bingo Games and Electronic Instant Bingo Games
- 325:85-15-14. Logic compartment [AMENDED]
- Subchapter 20. Use and Operation Requirements Applicable to Compact Electronic Games and Non-Compact Electronic Games
- 325:85-20-6. Logic compartment [AMENDED]
- Subchapter 25. Transportation, Receipt, Installation and Disposal of Gaming Machines
- 325:85-25-2. Transportation of gaming machines into the state [AMENDED]
- 325:85-25-3. ~~Receipt-Delivery~~ of gaming machines ~~in the state to gaming facilities~~ [AMENDED]
- 325:85-25-4. Transportation of gaming machines ~~between Commission licensed gaming facilities in the state~~ [AMENDED]
- 325:85-25-5. ~~Approval to distribute~~ ~~Removal of~~ gaming machines ~~outside of the state~~ [AMENDED]
- 325:85-25-6. On-site testing, installation and placement of gaming machines - including each player terminal and each game [AMENDED]

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

April 1, 2020

[OAR Docket #20-370; filed 4-1-20]

**TITLE 325. OKLAHOMA HORSE RACING COMMISSION
CHAPTER 90. GAMING OPERATIONS**

[OAR Docket #20-371]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

- Subchapter 5. Unresolved Patron Disputes
- 325:90-5-1. Unresolved patron disputes [AMENDED]

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

April 1, 2020

[OAR Docket #20-371; filed 4-1-20]

**TITLE 365. INSURANCE DEPARTMENT
CHAPTER 10. LIFE, ACCIDENT AND HEALTH**

[OAR Docket #20-319]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

- Subchapter 5. Minimum Standards; Contract Guidelines
- Part 13. Medicare Supplement Insurance Minimum Standards
- 365:10-5-129.1. Guaranteed Issue for Eligible Persons [AMENDED]
- 365:10-5-132. Filing and approval of policies and certificates and premium rates [AMENDED]
- Appendix C. Rescission Reporting Form for Long-Term Care Policies [REVOKED]
- Appendix C. Rescission Reporting Form for Long Term Care [NEW]
- Appendix F. Credit Insurance [REVOKED]
- Appendix F. Credit Insurance Deviation Request Form [NEW]
- Appendix H. Inventory Credit Life and Disability Presumptive Rates [REVOKED]
- Appendix H. Inventory Credit Life & Disability Presumptive Rates [NEW]
- Appendix J. Credit Life Insurance Experience Report [REVOKED]
- Appendix J. Credit Life Insurance Experience Report [NEW]

Submissions to Governor and Legislature

Appendix K. Credit Disability Insurance Experience Report [REVOKED]

Appendix K. Credit Disability Insurance Experience Report [NEW]

Appendix M. Credit Disability Insurance Experience Report [REVOKED]

Appendix M. Credit Disability Insurance Experience Report [NEW]

Appendix N. Credit Life Insurance Experience Reconciliation to State Page [REVOKED]

Appendix N. Credit Life Insurance Experience Reconciliation to State [NEW]

Appendix O. Credit Disability Insurance Experience Reconciliation to State Page [REVOKED]

Appendix O. Credit Disability Insurance Experience Reconciliation to State [NEW]

Appendix QQ. External Review Request Form [REVOKED]

Appendix QQ. External Review Request Form [NEW]

Appendix RR. Application for Registration as an Independent review organization [REVOKED]

Appendix RR. Application for Registration as an Independent Review Organization [NEW]

Appendix SS. Independent review organization external review annual report form [REVOKED]

Appendix SS. Independent Review Organization External Review Annual Report [NEW]

Appendix TT. Health Carrier External Review Annual Report Form [REVOKED]

Appendix TT. Health Carrier External Review Annual Report Form [NEW]

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 26, 2020

[OAR Docket #20-319; filed 3-26-20]

TITLE 365. INSURANCE DEPARTMENT CHAPTER 15. PROPERTY AND CASUALTY

[OAR Docket #20-320]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

Appendix C. Excess Consent Rate Application [REVOKED]

Appendix C. Excess Consent Rate Application [NEW]

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 26, 2020

[OAR Docket #20-320; filed 3-26-20]

TITLE 365. INSURANCE DEPARTMENT CHAPTER 25. OTHER LICENSEES

[OAR Docket #20-321]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

Subchapter 7. Companies

Part 17. Corporate Governance [NEW]

365:25-7-90. Authority [NEW]

365:25-7-91. Purpose [NEW]

365:25-7-92. Definitions [NEW]

365:25-7-93. Filing procedures [NEW]

365:25-7-94. Contents of Corporate Governance Annual Disclosure [NEW]

365:25-7-95. Severability clause [NEW]

Part 19. Annual financial reporting [NEW]

365:25-7-100. Authority [NEW]

365:25-7-101. Purpose and scope [NEW]

365:25-7-102. Definitions [NEW]

365:25-7-103. General requirements related to filing and extensions for filing of annual audited financial reports and audit committee reports [NEW]

365:25-7-104. Contents of annual audited financial report [NEW]

365:25-7-105. Designation of independent certified public accountant [NEW]

365:25-7-106. Qualifications of independent certified public accountant [NEW]

365:25-7-107. Consolidated or combined audits [NEW]

365:25-7-108. Scope of audit and report of independent certified public accountant [NEW]

365:25-7-109. Notification of adverse financial condition [NEW]

365:25-7-110. Communication of internal control related matters noted in audit [NEW]

365:25-7-111. Accountant's letter of qualifications [NEW]

365:25-7-112. Definition, availability and maintenance of independent certified public accountants work papers [NEW]

365:25-7-113. Requirements for audit committees [NEW]

365:25-7-114. Internal audit function requirements [NEW]

365:25-7-115. Conduct of insurer in connection with the preparation of required reports and documents [NEW]

365:25-7-116. Management's report of internal control over financial reporting [NEW]

365:25-7-117. Exemptions and effective dates [NEW]

365:25-7-118. Canadian and British companies [NEW]

365:25-7-119. Severability provision [NEW]

Subchapter 29. Pharmacy Benefits Managers

365:25-29-1. Purpose [AMENDED]

365:25-29-2. Scope [AMENDED]

365:25-29-3. Authority [AMENDED]

365:25-29-4. Definitions [AMENDED]

365:25-29-5. Forms and contents of application for PBM license [AMENDED]
365:25-29-6. Surety bond [AMENDED]
365:25-29-7.1. Retail pharmacy network access [NEW]
365:25-29-9. Contractual requirements - maximum allowable costs [AMENDED]
365:25-29-10. Penalty for noncompliance [AMENDED]
365:25-29-12. Commissioner's authority - advisory committee [NEW]
365:25-29-13. Claims payment [NEW]
365:25-29-14. Inquiry/complaint handling process [NEW]
365:25-29-15. Examinations of PBMs and health insurers [NEW]
Appendix B. Form B: Oklahoma Insurance Holding Company System Registration Statement [REVOKED]
Appendix B. Form B: Oklahoma Insurance Holding Company System Registration Statement [NEW]
Appendix D. Fidelity Bond [REVOKED]
Appendix D. Fidelity Bond [NEW]
Appendix E. Application to Withdraw Funds Deposited for Prepaid Funeral Expenses [REVOKED]
Appendix E. Application to withdraw funds deposited for prepaid funeral expenses [NEW]
Appendix F. Buyers Application to Terminate Contract or Withdraw Funds Previously Deposited for Prepaid Funeral Benefits Under a Non-Specified or Guaranteed Contract [REVOKED]
Appendix F. Buyers application to terminate contract or withdraw funds previously deposited for prepaid funeral benefits under a non-specified or guaranteed contract [NEW]
Appendix G. Annual Report [REVOKED]
Appendix G. Annual report Form PF-1-a filed in accordance with 36 O.S. § 6128 for prepaid funeral benefits and funds [NEW]
Appendix H. Annual Statement of Financial Condition (Reconciliation of Trust Accounts) [REVOKED]
Appendix H. Annual statement of financial condition (reconciliation of trust accounts) [NEW]
Appendix N. Form C: Summary of Registration Statement [REVOKED]
Appendix N. Form C: Summary of registration statement [NEW]
Appendix O. Form D: Prior Notice of a Transaction [REVOKED]
Appendix O. Form D: Prior notice of a transaction [NEW]
Appendix Q. Form E [REVOKED]
Appendix Q. Form E [NEW]
Appendix R. Conversion From Pre-Paid Funeral Trust to Insurance Funded Contracts [REVOKED]
Appendix R. Conversion from pre-paid funeral trust to insurance funded contracts [NEW]

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 26, 2020

[OAR Docket #20-321; filed 3-26-20]

**TITLE 380. DEPARTMENT OF LABOR
CHAPTER 55. AMUSEMENT RIDE SAFETY
RULES**

[OAR Docket #20-316]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

Subchapter 15. Waiver Self-Inspections
380:55-15-2 [AMENDED]

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 26, 2020

[OAR Docket #20-316; filed 3-26-20]

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

[OAR Docket #20-317]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

Subchapter 1. General Provisions
380:70-1-2 [AMENDED]
Subchapter 3. Administration
380:70-3-4 [AMENDED]
380:70-3-9 [AMENDED]
Subchapter 5. Licenses
380:70-5-1 [AMENDED]
380:70-5-2 [AMENDED]

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 26, 2020

[OAR Docket #20-317; filed 3-26-20]

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

[OAR Docket #20-318]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

Subchapter 3. License Requirements

Submissions to Governor and Legislature

380:75-3-2 [AMENDED]
380:75-3-3 [AMENDED]
Subchapter 5. Special Provisions
380:75-5-1 [AMENDED]

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 26, 2020

[OAR Docket #20-318; filed 3-26-20]

TITLE 465. OKLAHOMA MOTOR VEHICLE COMMISSION CHAPTER 10. LICENSE

[OAR Docket #20-364]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

Subchapter 3. ~~License~~ ~~Identification~~ Licenses and Changes Registration
465:10-3-1 [AMENDED]
465:10-3-3 [AMENDED]
465:10-3-5 [AMENDED]
465:10-3-6 [NEW]

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 31, 2020

[OAR Docket #20-364; filed 3-31-20]

TITLE 655. SECRETARY OF STATE CHAPTER 25. NOTARY PUBLIC

[OAR Docket #20-376]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

Subchapter 1. General Provisions
655:25-1-1.1. Availability of forms and instructions [AMENDED]
655:25-1-2. Application for commission as a notary public; renewal [AMENDED]
655:25-1-5. Bond, oaths, signatures, and seal; failure to file [AMENDED]
655:25-1-5.1. Term of notary commission [NEW]
655:25-1-8. Electronic notarization and seal [NEW]
Subchapter 3. Revocation, Resignation, and Death
655:25-3-1. Revocation [AMENDED]
655:25-3-2. Resignation [AMENDED]
655:25-3-3. Death [AMENDED]
Subchapter 5. Seal
655:25-5-2. Official seal [AMENDED]
655:25-5-3. Lost ~~journal~~ or stolen seal [AMENDED]

Subchapter 7. Change of Name or Address [NEW]
655:25-7-1. Change of address [NEW]
655:25-7-2. Change of name [NEW]
Subchapter 11. Remote Online Notarization [NEW]
655:25-11-1. Purpose [NEW]
655:25-11-2. Definitions [NEW]
655:25-11-3. Registration to perform remote online notarizations [NEW]
655:25-11-4. Electronic signature and electronic seals [NEW]
655:25-11-5. Standards for identity verification [NEW]
655:25-11-6. Standards for communication technology [NEW]
655:25-11-7. Certificate of notarial act for remote online notarizations [NEW]
655:25-11-8. Record retention and depositories [NEW]
Appendix A. Contents and Sufficiency of Certificates of Remote Online Notarial Acts [NEW]

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 31, 2020

[OAR Docket #20-376; filed 4-6-20]

TITLE 655. SECRETARY OF STATE CHAPTER 35. CERTIFICATION AUTHORITIES

[OAR Docket #20-377]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

Subchapter 1. General Provisions [NEW]
655:35-1-1. Purpose [NEW]
Subchapter 3. Reciprocity [NEW]
655:35-3-1. Reciprocity [NEW]
655:35-3-2. Lapse of out-of-state license [NEW]

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 31, 2020

[OAR Docket #20-377; filed 4-6-20]

TITLE 660. DEPARTMENT OF SECURITIES CHAPTER 2. ORGANIZATION AND PROCEDURES OF DEPARTMENT OF SECURITIES

[OAR Docket #20-378]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

Subchapter 1. General Provisions

- 660:2-1-1. Purpose [AMENDED]
- 660:2-1-3. Definitions [AMENDED]
- Subchapter 5. Authority and Actions of Administrator
- 660:2-5-1. Official ~~action~~actions [AMENDED]
- 660:2-5-4. Summary orders [REVOKED]
- Subchapter 7. Investigations
- 660:2-7-3. Investigative processes [AMENDED]
- Subchapter 9. Individual Proceeding Practices and Procedures
- 660:2-9-1. Hearings in general [AMENDED]
- 660:2-9-3. Prehearing proceedings and processes [AMENDED]
- 660:2-9-4. Authority to subpoena witnesses [AMENDED]
- 660:2-9-5. Representation [AMENDED]
- 660:2-9-6. Conduct of individual proceeding [AMENDED]
- Subchapter 11. Procedures for Inspecting and/or Copying Public Records
- 660:2-11-4. Hours of inspection [AMENDED]
- 660:2-11-5. Procedures for inspection of records [AMENDED]
- 660:2-11-6. Procedures for copying records [AMENDED]
- 660:2-11-7. Fees [AMENDED]

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

April 1, 2020

[OAR Docket #20-378; filed 4-6-20]

**TITLE 660. DEPARTMENT OF SECURITIES
CHAPTER 6. FORMS**

[OAR Docket #20-379]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

- Subchapter 3. Forms for General Purposes
- 660:6-3-1. Forms to inspect or copy records [AMENDED]
- 660:6-3-2. Forms to file a complaint [AMENDED]
- Subchapter 5. Forms Used Under the Securities Act
- 660:6-5-1. Forms for Registration or Exemption of Securities [AMENDED]
- 660:6-5-2. Forms for securities industry registration
~~Licensing forms~~ [AMENDED]
- Subchapter 9. Forms Used Under the Land Sales Act
- 660:6-9-1. Forms for registration of subdivided land [AMENDED]

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

April 1, 2020

[OAR Docket #20-379; filed 4-6-20]

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

[OAR Docket #20-380]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

- Subchapter 1. General Provisions
- 660:11-1-3. Definitions [AMENDED]
- Subchapter 5. Broker-Dealers and Agents
- Part 1. General Provisions
- 660:11-5-2. Definitions [AMENDED]
- Part 3. Licensing Procedures
- 660:11-5-14. Agent termination [AMENDED]
- 660:11-5-21. Supplemental disclosures [AMENDED]
- 660:11-5-26. Merger and acquisition broker exemption [NEW]
- Part 7. Record Keeping and Ethical Standards
- 660:11-5-42. Standards of ethical practices for broker-dealers and their agents [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]
- 660:11-7-14. Investment adviser representative termination [NEW]
- 660:11-7-20. Supplemental disclosures [AMENDED]
- 660:11-7-21. Errors and omissions coverage [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]
- 660:11-7-46. Information security and privacy [NEW]
- Subchapter 9. Registration of Securities
- Part 5. Guidelines and Policies Applicable to Offerings of Registered Securities
- 660:11-9-31. Prospectus delivery requirement [AMENDED]
- 660:11-9-33. Special requirements for promotional or ~~developmental~~—development stage companies [AMENDED]
- 660:11-9-36. Promoters' and organizers' equity contributions [AMENDED]
- Subchapter 11. Exemptions from Securities Registration
- Part 1. General Provisions
- 660:11-11-1. Definitions [AMENDED]
- Part 5. Exempt Transactions
- 660:11-11-40. Manual exemption [AMENDED]
- 660:11-11-52. Oklahoma Accredited Investor Exemption [AMENDED]

Submissions to Governor and Legislature

660:11-11-53. Exemption for offers but not sales
[AMENDED]

Subchapter 15. Miscellaneous Provisions

660:11-15-2. Protection from financial exploitation [NEW]

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

April 1, 2020

[OAR Docket #20-380; filed 4-6-20]

TITLE 660. DEPARTMENT OF SECURITIES CHAPTER 20. OKLAHOMA SUBDIVIDED LAND SALES CODE

[OAR Docket #20-381]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

Subchapter 1. General Provisions

660:20-1-3. Definitions [AMENDED]

Subchapter 3. Registration of Subdivided Land

660:20-3-4. Renewal procedures [AMENDED]

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 31, 2020

[OAR Docket #20-381; filed 4-6-20]

TITLE 660. DEPARTMENT OF SECURITIES CHAPTER 25. OKLAHOMA BUSINESS OPPORTUNITY SALES ACT

[OAR Docket #20-382]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

Subchapter 1. General Provisions

660:25-1-3. Definitions [AMENDED]

Subchapter 5. Sales Literature or Advertising

660:25-5-1. Filing of sales literature [AMENDED]

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

April 1, 2020

[OAR Docket #20-382; filed 4-6-20]

TITLE 725. OKLAHOMA TOURISM AND RECREATION DEPARTMENT CHAPTER 15. FISCAL, PERSONNEL AND GENERAL OPERATIONS

[OAR Docket #20-361]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

Subchapter 33. Oklahoma Tourism Development Act Tax
Credit Program

725:15-33-8. Necessity, function, and conformity
[AMENDED]

725:15-33-9. Definitions [AMENDED]

725:15-33-11. Oklahoma Tourism Development Act Tax
Credit Program application Application [AMENDED]

725:15-33-12. Final Approval [AMENDED]

725:15-33-13. Application form [AMENDED]

725:15-33-14. Appeals [AMENDED]

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 31, 2020

[OAR Docket #20-361; filed 3-31-20]

TITLE 725. OKLAHOMA TOURISM AND RECREATION DEPARTMENT CHAPTER 30. DIVISION OF STATE PARKS

[OAR Docket #20-362]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

Subchapter 22. Concession Leases and Commercial Use

725:30-22-1. Purpose and authority [AMENDED]

725:30-22-1.1. Examination [AMENDED]

725:30-22-1.2. Definitions [NEW]

725:30-22-2. Bidding process [AMENDED]

725:30-22-3. Evaluation of ~~proposals—bids~~ and award of
contracts [AMENDED]

725:30-22-4. General lease ~~agreement~~—requirements
[AMENDED]

725:30-22-5. Lease ~~agreement~~—modifications
[AMENDED]

725:30-22-6. ~~Commercial use, Concessions and permits~~
Permits [AMENDED]

725:30-22-7. ~~Capital—improvements—Repairs~~ and
improvements in lieu of royalties [AMENDED]

725:30-22-8. Grievance process [AMENDED]

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 31, 2020

[OAR Docket #20-362; filed 3-31-20]

**TITLE 725. OKLAHOMA TOURISM AND RECREATION DEPARTMENT
CHAPTER 35. THE OKLAHOMA FILM AND MUSIC OFFICE**

[OAR Docket #20-363]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

Subchapter 1. The Oklahoma Film Enhancement Rebate Program

725:35-1-1. Purpose [AMENDED]

725:35-1-2. Definitions [AMENDED]

725:35-1-3. Program requirements and qualification [AMENDED]

725:35-1-4. Items not eligible for rebate [AMENDED]

725:35-1-5. Procedures for submission and review of rebate claims [AMENDED]

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 31, 2020

[OAR Docket #20-363; filed 3-31-20]

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

[OAR Docket #20-374]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

Subchapter 9. Service Contracts and Equipment Guidelines
780:10-9-2 [AMENDED]

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 31, 2020

[OAR Docket #20-374; filed 4-6-20]

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

[OAR Docket #20-375]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

Subchapter 3. Secondary, Full-Time and Short-Term Adult Careertech Programs

780:20-3-2 [AMENDED]

780:20-3-3 [AMENDED]

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

March 31, 2020

[OAR Docket #20-375; filed 4-6-20]

Emergency Adoptions

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

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

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

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

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

TITLE 310. OKLAHOMA STATE DEPARTMENT OF HEALTH CHAPTER 677. NURSE AIDE TRAINING AND CERTIFICATION

[OAR Docket #20-383]

RULEMAKING ACTION:

EMERGENCY adoption

RULES:

Subchapter 1. General Provisions
310:677-1-7 [NEW]

AUTHORITY:

Oklahoma State Commissioner of Health; Title 63 O.S. Section 1-104;
Oklahoma Executive Department's Third Amended Executive Order 2020-07.

COMMENT PERIOD:

None

PUBLIC HEARING:

None

ADOPTION:

April 1, 2020

EFFECTIVE:

Immediately upon Governor's approval.

APPROVED BY GOVERNOR:

April 6, 2020

EXPIRATION:

Effective through September 14, 2021, unless superseded by another rule or disapproved, by the Legislature.

SUPERSEDED EMERGENCY ACTIONS:

n/a

INCORPORATIONS BY REFERENCE:

n/a

FINDING OF EMERGENCY:

The purpose of the rule is to address impending and actual staffing shortages among those health care providers that are required to employ certified nurse aides, medication aides and technicians, and feeding assistants. During the emergency, access to training and testing for these occupations is limited or non-existent. Demand for staffing has increased based on restrictions on communal dining, staff screening, and the COVID19 virus. This emergency rule identifies procedures for facilities to document that a licensed health care professional has verified the new employee demonstrated competency in a skill prior to assignment.

GIST/ANALYSIS:

To address impending and actual staffing shortages among those health care providers that are required to employ certified nurse aides, medication aides and technicians, and feeding assistants. During the emergency, access to

training and testing for these occupations is limited or non-existent. Demand for staffing has increased based on restrictions on communal dining, staff screening, and the COVID19 virus.

This emergency rule seeks enactment under the emergency rule making authority established in the Oklahoma Executive Department's Third Amended Executive Order 2020-07, and would be effective immediately upon approval by the Governor and valid for the duration of the emergency declaration, except where time limited by the Administrative Procedures Act at 75 O.S. § 253. Nothing in this emergency rule supersedes the requirements in statute in Title 63 of the Public Health Code relating to the employment and certification of nurse aides. Title 63 O.S. § 1-1951(A)(2) authorizes the Department to approve nurse aide training and competency programs including, but not limited to, education-based programs and employer-based programs. Where a nursing facility, specialized facility for individuals with developmental disabilities, continuum of care facility, assisted living center, adult day care center or residential care home, a facility operated by the Oklahoma Department of Veterans Affairs, home health agency, or hospice agency meets the requirements specified in law, this emergency rule grants presumptive approval of an employer based nurse aide training program.

Title 63 O.S. § 1-1950.3 authorizes the issuance of temporary emergency nurse aide training waivers. This emergency rule grants presumptive approval of temporary emergency waivers for the employment of nurse aide trainees in employer based nurse aide training programs, where said programs meet the requirements specified in law.

The rule establishes procedures for facilities to document that the required training is provided consistent with the established curriculum and that a licensed health care professional has verified the new employee demonstrated competency in a skill prior to working.

This emergency rule would not waive the employment screening requirements established under the Long Term Care Security Act, Title 63 O.S. 1-1944 et seq.

CONTACT PERSON:

Audrey C. Talley, Agency Rules Liaison, Oklahoma State Department of Health, 1000 N.E. 10th Street, Oklahoma City, OK 73117-1207; phone (405) 271-9444 ext. 56535 e-mail: AudreyT@health.ok.gov.

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

SUBCHAPTER 1. GENERAL PROVISIONS

Emergency Adoptions

310:677-1-7. Presumptive approval of nurse aide training programs and emergency training exception for unlicensed health professionals and feeding assistants during the state of emergency caused by COVID-19

(a) This section of rule is enacted under the emergency rule making authority established in the Oklahoma Executive Department's Third Amended Executive Order 2020-07.

(b) This rule shall be effective immediately upon approval by the Governor and valid for the duration of the emergency declaration in Executive Order 2020-07, as amended, except where time limited by the Administrative Procedures Act at 75 O.S. § 253.

(c) Nothing in this emergency rule supersedes the requirements in statute in Title 63 of the Public Health Code relating to the employment and certification of nurse aides.

(d) Title 63 O.S. § 1-1951(A)(2) authorizes the Department to approve nurse aide training and competency programs including, but not limited to, education-based programs and employer-based programs. Where a nursing facility, specialized facility for individuals with developmental disabilities, continuum of care facility, assisted living center, adult day care center or residential care home, a facility operated by the Oklahoma Department of Veterans Affairs, home health agency, or hospice agency meets the requirements specified in law, this emergency rule grants presumptive approval of an employer based nurse aide training program.

(e) Title 63 O.S. § 1-1950.3 authorizes the issuance of temporary emergency nurse aide training waivers. This emergency rule grants presumptive approval of temporary emergency waivers for the employment of nurse aide trainees in employer based nurse aide training programs, where said programs meet the requirements specified in law.

(f) The following requirements of this Chapter are suspended for this emergency for those facilities operating under the presumptive approval authority of this section: OAC 310:677-1-6, temporary emergency waiver; OAC 310:677-3-3, application; OAC 310:677-3-4(b), relating to disqualifying criteria for training program approval; and OAC 310:677-13-1, relating to prior certification of medication aides. The requirements at OAC 310:677-13-8(a)(3) and (4), relating to certification of medication aides as nurse aides and experience, are not applicable to the medication aide in training, with the exception that no trainee may have an abuse notation.

(g) Facilities with presumptive approval shall provide curriculum and skills assessments for their applicable training program consistent with the curriculum and skill assessment requirements specified in this Chapter and the following:

(1) Document training progress in the applicant's training record;

(2) Document in the training record the time spent in training in each of the required areas;

(3) Document satisfactory completion of applicable skill elements on the Skills Performance Checklist or Medication Skills Checklist, provided by the Department;

(4) When a skill element has been documented to have been demonstrated at satisfactory competency the trainee is authorized to perform the task; and

(5) An appropriate licensed health care professional documents and signs to acknowledge the training in competencies and demonstration of satisfactory performance for each skill.

(h) Unlicensed health professionals under this section seeking certification may, at any time, but not later than 120 days following the lifting of the declaration of emergency, submit a training exception request and sit for the competency examination pursuant to OAC 310:677-1-3(c).

(i) The requirements for issuance of certificates, registration and registration renewal for feeding assistants, as specified in Subchapter 19 of Chapter 675 of this Title, are suspended for the duration of the emergency declaration. Nursing facilities employing feeding assistants should continue to provide the feeding assistant eight hours of training as evidenced by signed statements from authorized facility staff, as established at Subchapter 19 of Chapter 675 of this Title.

(j) Unlicensed health professionals and feeding assistants addressed in this section remain subject to the requirements of the Long Term Care Security Act, 63 O.S. 1-1944 et seq. Nurse aide trainees shall be enrolled in OK-SCREEN, the Department's web based employee screening portal, in the position category of "Technical, Unlicensed Health Care," and in the position of "Nurse Aide in Training." This enrollment shall serve as the registry for nurse aide trainees, as required in 63 O.S. 1-1951.

(k) Unlicensed health professionals and feeding assistants addressed in this section remain subject to all applicable state and federal law and rule prescribing conduct for a nurse aide, home health or hospice aide, medication aide or technician, or feeding assistant; that prohibit abuse, neglect, exploitation or misappropriation; and reporting requirements to applicable authorities and the Department for violations of those provisions.

(l) An applicant actively certified on another State's nurse aide registry as a nurse aide, home health aide, or medication aide, is presumptively approved for reciprocity of their certification to Oklahoma and may be employed. Maintain validation of the employee's certification from another state in their personnel record.

[OAR Docket #20-383; filed 4-7-20]

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

1:2020-7H.

EIGHTH AMENDED EXECUTIVE ORDER 2020-7

On April 2, 2020, the 879th case of a novel coronavirus ("COVID-19"), was confirmed in the State of Oklahoma. As noted in a previous Executive Order, the United States Centers for Disease Control and Prevention has identified the potential public health threat posed by COVID-19 as "high" both globally and in the United States. In addition, on March 14, 2020, the President of the United States declared a national health emergency in the United States as a result of the national spread of COVID-19.

As COVID-19's impact continues to evolve, it is important to take measures to protect all Oklahomans against this threat. Therefore, I believe, after consultation with numerous health experts within my administration, it is now necessary to provide for the rendering of mutual assistance among the State and political subdivisions of the State and to cooperate with the Federal government with respect to carrying out emergency functions during the continuance of the State emergency pursuant to the provisions of the Oklahoma Emergency Management Act of 2003.

Therefore, I, J. Kevin Stitt, 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 and order the following:

1. There is hereby declared an emergency caused by the impending threat of COVID-19 to the people of this State and the public's peace, health, and safety. The counties included in this declaration are:

All 77 Oklahoma Counties

2. 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 prepare for and respond to COVID-19 and to protect the health and safety of the public. 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.

3. State agencies, in responding to this emergency, may make necessary emergency acquisitions to fulfill the purposes of this declaration. If using a P-Card to make such acquisitions, agencies may purchase the necessary acquisitions without regard to the current P-Card policy limitation of \$5,000.00 purchase limit. Agencies may make the necessary emergency acquisitions without the requirement to follow bidding requirement/limitations on such emergency acquisitions, without the need to purchase from State Use Vendors, or to purchase from mandatory State Wide contracts. Such necessary emergency purchases shall be capped at \$250,000.00 per transaction. All such purchases must be readily identifiable as such, as following the conclusions of this threat, all such necessary emergency acquisitions will be audited to determine if they were made for emergency purposes.

4. Effective immediately, a moratorium is placed on all out-of-state travel for all employees and officers of agencies that is paid for, in whole or in part, by the State of Oklahoma. This moratorium shall apply to all travel expenses not already incurred as of the date of this Order. Any state employee or officer seeking an exception to this moratorium may submit a written request to the Governor, who shall have the sole discretion to approve or deny the request.

5. State agencies, in responding to this emergency, may employ additional staff without regard to the classification requirements of such employment.

6. State agencies shall continue to follow guidance for interaction with the public provided by the Oklahoma Department of Health.

In addition, I direct as follows:

1. Transmit a clear delegation of authority for state agency directors and designate an Emergency Management Liaison by 5:00 p.m. on March 16, 2020;

2. Establish and, if necessary, implement a remote work policy that balances the safety and welfare of state employees with the critical services they provide;

3. Encourage Oklahomans interacting with agency services to utilize online options whenever possible;

4. Ensure continued compliance with Executive Order 2019-13, which limits non-essential out-of-state travel.

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5. Promulgate any emergency rules necessary to respond to the emergency and to comply with the directives contained herein.

6. Any medical professional who holds a license, certificate, or other permit issued by any state that is a party to the Emergency Management Compact evidencing the meeting of qualifications for the practice of certain medical services, as more particularly described below, shall be deemed licensed to practice in Oklahoma so long as this Order shall be in effect, subject to the following conditions:

a. This shall only apply to Medical (MD) and Allied Licenses issued by the Board of Medical Licensure and Supervision, Licenses issued by State Board of Osteopathic Examiners, and Licenses and Certificates issued by the Board of Nursing, all three shall collectively be referred to as "Boards";

b. Any medical professional intending to practice in Oklahoma pursuant to this Order, hereinafter referred to as "Applicant," shall first apply with and receive approval from appropriate Board;

c. It is the responsibility of each Board to verify the license status of any applicant and, upon verification of good standing, shall issue a temporary license to practice within this State; and

d. Any applicant licensed under this Order shall be subject to the oversight and jurisdiction of the licensing Board, which includes the ability of the Board to revoke said license and to initiate any administrative or civil proceeding related to any alleged misconduct of the applicant.

7. All occupational licenses issued by any agency, board, or commission of the State of Oklahoma that expire during this emergency shall be extended so long as this Order is in effect. All occupational licenses extended during this Order will expire fourteen (14) days following the withdrawal or termination of this Order.

8. Hospitals and Physician Clinics (collectively referred to as "hospitals") operating in the State shall cooperate with and respond to all requests for critical data from the Oklahoma State Department of Health ("OSDH"), as applicable to the services they provide. This shall include, but will not be limited to, the daily submission, no later than noon, of critical data in a manner and format prescribed by OSDH. Critical Data shall include, but not be limited to:

a. The number of available (i) ICU beds, (ii) medical surgery beds, (iii) operating room beds, (iv) pediatric beds, (v) PICU beds, (vi) ventilators, (vii) anesthesia machines capable of patient ventilation, (viii) ventilator connecting circuits, (ix) patient interfaces, (x) negative flow rooms, (xi) and overall occupancy status;

b. COVID-19 Test Availability, as measured by the number of COVID-19 testing kits available for use at the hospital;

c. The number of (i) positive patients and persons under investigation in the hospital receiving treatment and (ii) positive patients and persons under investigation sent home for self-quarantine; and

d. Personal Protective Equipment stock on hand.

9. The OSDH shall provide daily an aggregated summary of the information requested in the preceding paragraph to the Office of the Governor by 3:00 p.m.

10. Every public or private entity that is utilizing, or has utilized, an FDA-approved test, including an emergency use authorization test, for human diagnostic purposes of COVID-19, shall submit to Oklahoma State Department of Health (OSDH), as well as to the local health department, daily reports of all test results, both positive and negative, the number of test supplies ordered, the number of test supplies available, the number of samples/specimens received and pending processing, and timeframe of test completion, for all days from March 15, 2020 forward. In addition, OSDH shall promptly share this information with the CDC.

11. Telemedicine shall be used to maximum potential and shall be allowed for non-established patients for the purposes of the COVID-19 response. The preexisting patient relationship requirement for telemedicine, as required by 59 O.S. § 478.1, only applies to the prescribing of opiates and other controlled dangerous substances. 59 O.S. § 478.1 already allows the physician to see patients using telemedicine without the prior establishment of the physician patient relationship. Nothing in this Order shall waive 59 O.S. § 478.1 (C) for the purpose of prescribing opiates and other controlled dangerous substances reference therein.

12. The requirement that an individual be unemployed for a waiting period of one (1) week before benefits are paid, as required by 40 O.S. § 2-206, is hereby waived so long as this Order remains in effect.

13. Advanced practice registered nurses, registered nurses, licensed practical nurses and advanced unlicensed assistants who have lapsed or inactive licenses or certifications may have their single-state license or certification reinstated if they submit a reinstatement application and fee prescribed by the Board and meet the qualifications for licensure or certification established by the Board, provided such license shall only be valid as long as this Order is in effect. The continuing qualifications as required for licensure or certification by OAC 485:10-7-4 (h); 485: 10-7-5 (g); 485:10-9-4 (h); 485:10-9-5 (g); 485:10-10-8.1 (d) are hereby waived as long as this Order remains in effect. It is strongly recommended any required fees be waived to the fullest extent possible.

14. The requirements for Oklahoma Tax Commission compliance for any advanced practice registered nurse, registered nurse, licensed practical nurse and advanced unlicensed assistant application for renewal or reinstatement of a lapsed or inactive license or certification who is identified as being Oklahoma Tax Commission non-compliant, as set forth in 68 OS § 238.1 (E), is hereby waived as long as this Order remains in effect.

15. Oklahoma State regulations requiring Clinical Laboratory Improvement Amendment (CLIA) certification for testing laboratories are hereby suspended until further notice for the universities named below and for the narrow purposes described herein. During this suspension, laboratories operated by or through the University of Oklahoma and Oklahoma State University are authorized to conduct testing and testing-related activities in response to the COVID-19 pandemic. Further, the Oklahoma Commissioner of Health, acting through and on behalf of OSDH, is hereby authorized to contract with the Board of Regents for the Oklahoma Agricultural and Mechanical Colleges, the Board of Regents for the University of Oklahoma, and/or their constituent agencies to perform laboratory tests and test-related activities, without regard to CLIA certification requirements, as necessary to detect and report COVID-19 infection in compliance with applicable law. The Commissioner of Health is authorized to negotiate and execute any and all agreements and terms necessary to execute and implement this provision.

16. No prescription for chloroquine or hydroxychloroquine may be dispensed unless all of the following apply:

a. The prescription bears a written diagnosis from the prescriber consistent with the evidence for its use.

b. The prescription is limited to no more than a fourteen (14) day supply, unless the patient was previously established on the medication prior to the effective date of this Order.

c. No refills may be permitted unless a new prescription is furnished.

If a scenario is not addressed in these medication limitations a pharmacy can use the waiver form provided by the Board of Pharmacy to request further consideration.

17. Adults over the age of sixty-five (65) and people of any age who have serious underlying medical conditions, collectively referred to as "vulnerable individuals," shall stay in their home or place of residence except for working in a critical infrastructure sector, as more particularly described herein, and the conduct of essential errands. Essential errands shall mean those errands which are critical to everyday life and includes obtaining medication, groceries, gasoline, and visiting medical providers. The vulnerable population is encouraged to use delivery and/or curbside services whenever available.

18. Oklahomans and medical providers in Oklahoma shall postpone all elective surgeries, minor medical procedures, and non-emergency dental procedures until April 30, 2020.

19. Social gatherings of more than ten people are prohibited. Businesses within a critical infrastructure sector, as more particularly described herein, shall take all reasonable steps necessary to comply with this Order and protect their employees, workers, and patrons.

20. Effective at 11:59 p.m. on March 25, 2020, all businesses not identified as being within a critical infrastructure sector as defined by the U.S. Department of Homeland Security or defined as essential by the Oklahoma Department of Commerce through the use of the North American Industry Classification System (NAICS) shall close to the public. A list of the essential business NAICS codes shall be published on the Oklahoma Department of Commerce website. Additional sectors may be designated as critical or essential by Executive Memorandum. Nothing in this provision shall prevent restaurants and bars from providing takeout, curbside, and delivery. This shall be effective until April 30, 2020.

21. Visitors are prohibited from entering and visiting patients and residents at nursing homes, long-term care facilities, and retirement homes.

22. All delivery personnel including package, floral, and food delivery shall, at the request of a hospital, clinic, long-term care facility, or childcare facility submit to a screening prior to delivering goods. Such screening shall include a temperature check and may include a short questionnaire about potential exposure. Additionally, package delivery drivers must take their own temperature daily and shall not deliver packages if it registers over 100.4 degrees Fahrenheit. Questionnaires shall include questions about recent travel to areas with significant community spread and personal contact with individuals who have tested positive for COVID-19.

23. As supporting front-line healthcare workers is essential to our battle against COVID-19, front-line healthcare workers and their children, who have not tested positive for COVID-19 and are not otherwise exhibiting the symptoms thereof, shall not - simply because they are healthcare workers or children of healthcare workers - be discriminated against in housing or childcare services.

24. Any statutory or rule-based time requirements for completing training and becoming certified as a peace officer for duly appointed or elected peace officers during the existence of this emergency are hereby waived during the period of the emergency and for thirty days after the emergency is declared to be over.

25. Any requirements that county reserve deputies, municipal reserve officers, or other duly appointed reserve peace officers in this State be CLEET-certified prior to serving in an

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individual capacity or be accompanied by a CLEET-certified peace officer prior to becoming CLEET-certified are hereby waived during the period of the emergency and for thirty days after the emergency is declared to be over. Any such reserve deputy, municipal reserve officer, or other duly appointed reserve peace officer must be commissioned and authorized by his or her appointing agency's head or designee before being allowed to work as a peace officer under this provision.

26. I hereby direct all persons who enter the State of Oklahoma from an area with substantial community spread, including but not limited to the New York Tri-State Area (Connecticut, New Jersey and New York), the state of Washington, California, and Louisiana, to quarantine for a period of 14 days from the time of entry into the State of Oklahoma or the duration of the person's presence in the State of Oklahoma, whichever is shorter. This Order shall not apply to persons employed by the airlines and those performing military, emergency or health response, or those workers coming into the State to participate in businesses within critical infrastructure sectors as defined in paragraph 20 herein and in Amended Executive Memorandum 2020-01. This Order shall also not apply to persons employed by utility companies and their contractors, as well as their Mutual Aid partners, and Mutual Aide First Responders, who are traveling into the State to assist with Emergency Management. This Order shall take effect immediately and apply retroactively to all persons who have entered Oklahoma after being in any area with substantial community spread within the previous 14 days. All persons quarantining under this Section shall be responsible for all costs associated with their quarantine, including transportation, lodging, food, medical care and any other expenses to sustain the person during the period of quarantine.

27. I hereby direct all persons covered under paragraph 26 of this Order to inform any individual in Oklahoma with whom they have had direct physical contact in the past 21 days that they traveled from an area with substantial community spread.

28. All local educational agencies shall to the greatest extent practicable, continue to pay their employees and contractors for the remainder of the contracted period of the 2019-20 fiscal year, and in furtherance of this intent the State hereby authorizes accredited public school districts to pay support staff for the remainder of their contracted period for the 2019-20 fiscal year and waives any statutory or rule-based time limitations on which support personnel (as defined in 70 O.S. § 1-116) may accumulate or receive leave for the 2019-20 fiscal year.

Further, I hereby order the temporary suspension of the following as they apply to vehicles in the support efforts:

1. The cost and fees of oversize/overweight permits required of carriers whose sole purpose is transportation of materials, equipment, and supplies used for recovery/relief

efforts which require an overweight permit under Title 47 of Oklahoma statutes;

2. By execution of this Order, motor carriers and drivers providing direct assistance in support of relief efforts related to the COVID-19 outbreaks are granted emergency relief from Parts 390 through 399 of Title 49 Code of Federal Regulations, except as restricted herein. Direct assistance means transportation and other relief services provided by a motor carrier or its driver(s) incident to the immediate restoration of essential services, such as medical care, or essential supplies such as food, related to COVID-19 outbreaks during the emergency.

a. This Emergency Declaration provides regulatory relief for commercial motor vehicle operations that are providing direct assistance in support of emergency relief efforts related to the COVID-19 outbreaks, including transportation to meet immediate needs for: (1) medical supplies and equipment related to the testing, diagnosis and treatment of COVID-19; (2) supplies and equipment necessary for community safety, sanitation, and prevention of community transmission of COVID-19 such as masks, gloves, hand sanitizer, soap and disinfectants; (3) food for emergency restocking of stores; (4) equipment, supplies and persons necessary to establish and manage temporary housing, quarantine, and isolation facilities related to COVID-19; (5) persons designated by Federal, State or local authorities for medical, isolation, or quarantine purposes; (6) persons necessary to provide other medical or emergency services, the supply of which may be affected by the COVID-19 response; (7) fuels and petroleum products (to include fuel oil, diesel oil, gasoline, kerosene, propane, and liquid petroleum); and (8) livestock, poultry, feed for livestock and poultry, and crops and other agricultural products ready to be harvested.

b. Direct assistance does not include routine commercial deliveries, or transportation of mixed loads that include essential supplies, equipment and persons, along with supplies, equipment and persons that are not being transported in support of emergency relief efforts related to the COVID-19 outbreaks.

c. Direct assistance terminates when a driver or commercial motor vehicle is used in interstate commerce to transport cargo or provide services that are not in support of emergency relief efforts related to the COVID-19 outbreaks or when the motor carrier dispatches a driver or commercial motor vehicle to another location to begin operations in commerce. 49 CFR 390.23(b). Upon termination of direct assistance to emergency relief efforts related to the COVID-19 outbreaks, the motor carrier and driver are subject to the requirements of 49 CFR Parts 390 through 399, except that a driver may return empty to the motor carrier's terminal or the driver's normal work reporting location without complying with Parts 390 through 399. However, if the driver informs the motor carrier that he or she needs immediate rest, the driver must be permitted at least 10 consecutive hours off duty before the driver is required to return to the motor carrier's terminal or the driver's normal reporting location. Once the driver has

returned to the terminal or other location, the driver must be relieved of all duty and responsibilities and must receive a minimum of 10 hours off duty if transporting property, and 8 hours if transporting passengers.

3. The requirements for licensing/operating authority as required by the Oklahoma Corporation Commission; and

4. The requirements for licensing/registration authority as required by the Oklahoma Tax Commission.

Nothing contained in this Order shall be construed as an exemption from the Controlled Substance and Alcohol Use and testing requirements. (49 C.F.R. part 382), the Commercial Driver License requirements (49 C.F.R. part 383), the Financial Responsibilities requirements (49 C.F.R. part 387), or any other portion of the regulations not specifically identified herein. Motor carriers that have an Out-of-Service Order in effect cannot take advantage of the relief from regulation that this declaration provided.

This Order shall be effective until the end of thirty (30) days after the filing of this Order.

Copies of this Executive Order shall be distributed to the Director of Emergency Management, the Oklahoma State Health Commissioner, the Commissioner of the Department of Public Safety, the Director of the Office of Management and Enterprise Services, the Oklahoma Tax Commission, and the Oklahoma Corporation Commission who shall cause the provisions of this Order to be implemented by all appropriate agencies of State government.

IN WITNESS WHEREOF, I have set my hand and caused the Great Seal of the State of Oklahoma to be affixed at Oklahoma City, this 2nd day of April 2020.

BY THE GOVERNOR OF THE
STATE OF OKLAHOMA

J. Kevin Stitt

ATTEST:
Michael Rogers
Secretary of State

[OAR Docket #20-373; filed 4-2-20]

1:2020-12.

EXECUTIVE ORDER 2020-12

On April 1, 2020, the 719th case of a novel coronavirus ("COVID-19"), was confirmed in the State of Oklahoma. As noted in a previous Executive Order, the United States Centers for Disease Control and Prevention has identified the potential public health threat posed by COVID-19 as "high" both

globally and in the United States. In addition, on March 14, 2020, the President of the United States declared a national health emergency in the United States as a result of the national spread of COVID-19.

As COVID-19's impact continues to evolve, it is important to take measures to protect all Oklahomans against this threat. Therefore, I believe, after consultation with numerous health experts within my administration, that it is now time to declare that a health emergency exists in the State of Oklahoma, and the provisions of the Act set forth in Oklahoma Statutes 63 O.S. Sections 6101 et seq. should be activated.

Therefore, I, J. Kevin Stitt, Governor of the State of Oklahoma, pursuant to the power vested in me by Section 2 of Article VI of the Oklahoma Constitution, and 63 O.S. §§ 6101-6900 of the Oklahoma Statutes, specifically 63 O.S. § 6401, do hereby declare and order the following:

1. There is hereby declared a health emergency in the State of Oklahoma, as defined in 63 O.S. § 6104 of the Oklahoma Statutes.

2. The nature of the health emergency is the spread of COVID-19 both in the United States and the State of Oklahoma.

3. The political subdivisions of the State subject to this declaration are:

All 77 Oklahoma Counties

4. The conditions that have brought about the health emergency are the spread of COVID-19 in the United States and the State of Oklahoma, and its potential to sicken and threaten the life of a large number of our citizens.

5. The duration of this state health emergency shall be for thirty (30) days after the filing of this Executive Order.

6. The primary public health authority responding to the health emergency shall be the Oklahoma State Commissioner of Health.

7. By declaring this emergency, I hereby authorize and enforce the provisions of 63 O.S. § 6804.

8. For the duration of the state health emergency declared herein, neither the provisions of 63 O.S. §§ 1-504-1-506 nor any administrative rule, regulation or procedure pertaining to a state, county or municipal quarantine shall apply to personnel of the Oklahoma National Guard activated in support of the COVID-19 response in Oklahoma. In lieu of such requirements, the Adjutant General shall implement appropriate quarantine procedures, in accordance with established Department of Defense protocols, applicable to all Oklahoma

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National Guard personnel activated during the COVID-19 response.

The foregoing Orders shall be effective until the end of thirty (30) days after the filing of this Order.

In addition, I hereby declare and order the following:

1. Pursuant to the power and authority vested in me by Section 7 of Article VI of the Oklahoma Constitution, I hereby convoke the First Special Session of the 57th Legislature to convene at the State Capitol at 8:00am Central Daylight Time on the second business day following the date of this Order, for the sole purpose of concurring with or terminating this declaration of health emergency.

Copies of this Executive Order shall be distributed to the Speaker of the Oklahoma House of Representatives, the President Pro Tempore of the Oklahoma Senate, the Adjutant General of the Oklahoma National Guard, the Oklahoma State Commissioner of Health, the Commissioner of the Department of Public Safety and the Director of the Office of Management and Enterprise Services who shall cause the provisions of this Order to be implemented by all appropriate agencies of State government.

IN WITNESS WHEREOF, I have set my hand and caused the Great Seal of the State of Oklahoma to be affixed at Oklahoma City, this 2nd day of April, 2020.

BY THE GOVERNOR OF THE
STATE OF OKLAHOMA

J. Kevin Stitt

ATTEST:
Michael Rogers
Secretary of State

[OAR Docket #20-372; filed 4-2-20]

1:2020-13.

EXECUTIVE ORDER 2020-13

On April 7, 2020, the 1,472nd case of a novel coronavirus ("COVID-19"), was confirmed in the State of Oklahoma. As noted in a previous Executive Order, the United States Centers for Disease Control and Prevention has identified the potential public health threat posed by COVID-19 as "high" both globally and in the United States. In addition, on March 14, 2020, the President of the United States declared a national health emergency in the United States as a result of the national spread of COVID-19. On March 15, 2020, I issued Executive Order 2020-07 (which was last amended by Eighth Amended Executive Order 2020-07 dated April 2, 2020) declaring an emergency caused by the impending threat of COVID-19 to the

people of this State and the public's peace, health, and safety. Further, on April 2, 2020, I declared a health emergency in the State of Oklahoma as defined in 63 O.S. § 6104 of the Oklahoma Statutes.

Therefore, I, J. Kevin Stitt, Governor of the State of Oklahoma, pursuant to the power vested in me by Section 2 of Article VI of the Oklahoma Constitution and 63 O.S. §§ 6101-6900 of the Oklahoma Statutes, specifically 63 O.S. § 6401, do hereby declare and order the following:

1. There is hereby declared an emergency caused by the impending threat of COVID-19 to the people of this State and the public's peace, health, and safety. The counties included in this declaration are:

All 77 Oklahoma Counties

2. 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 prepare for and respond to COVID-19 and to protect the health and safety of the public. 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.

3. State agencies, in responding to this emergency, may make necessary emergency acquisitions to fulfill the purposes of this declaration. If using a P-Card to make such acquisitions, agencies may purchase the necessary acquisitions without regard to the current P-Card policy limitation of \$5,000.00 purchase limit. Agencies may make the necessary emergency acquisitions without the requirement to follow bidding requirement/limitations on such emergency acquisitions, without the need to purchase from State Use Vendors, or to purchase from mandatory State Wide contracts. Such necessary emergency purchases shall be capped at \$250,000.00 per transaction. All such purchases must be readily identifiable as such, as following the conclusions of this threat, all such necessary emergency acquisitions will be audited to determine if they were made for emergency purposes.

4. Effective immediately, a moratorium is placed on all out-of-state travel for all employees and officers of agencies that is paid for, in whole or in part, by the State of Oklahoma. This moratorium shall apply to all travel expenses not already incurred as of the date of this Order. Any state employee or officer seeking an exception to this moratorium may submit a written request to the Governor, who shall have the sole discretion to approve or deny the request.

5. State agencies, in responding to this emergency, may employ additional staff without regard to the classification requirements of such employment.

6. State agencies shall continue to follow guidance for interaction with the public provided by the Oklahoma Department of Health.

7. Emergency responders employed by the State of Oklahoma who are correctional officers, law enforcement officers, and fire personnel shall not be excluded from the application of and benefits under the Emergency Paid Sick Leave Act of the Families First Coronavirus Response Act (FFCRA).

In addition, I direct as follows:

1. All State agencies shall transmit a clear delegation of authority for state agency directors and designate an Emergency Management Liaison by 5:00 p.m. on March 16, 2020;

2. All State agencies shall establish and, if necessary, implement a remote work policy that balances the safety and welfare of state employees with the critical services they provide;

3. All State agencies shall encourage Oklahomans interacting with agency services to utilize online options whenever possible;

4. All State agencies shall ensure continued compliance with Executive Order 2019-13, which limits non-essential out-of-state travel.

5. All State agencies shall promulgate any emergency rules necessary to respond to the emergency and to comply with the directives contained herein.

6. All state agencies with licensing and certificate responsibility over medical professionals, including the Board of Medical Licensure and Supervision, State Board of Osteopathic Examiners, and Board of Nursing shall, by April 15, 2020 promulgate emergency rules necessary to increase the number of medical professionals able to practice in the State. Such action may include, but is not limited to, the following:

a. Reduction in supervisory requirements or limitations placed on non-physicians;

b. Removal of barriers of entry for retired medical professionals from re-entering the workforce. Medical professionals who have lapsed or inactive licenses or certifications may have their single-state license or certification reinstated if they submit a reinstatement application and fee proscribed by their respective licensing boards and meet the qualifications for licensure or certification established by such Board, provided such license shall only be valid as long as this Order is in effect. The continuing qualifications as required for licensure or certification are hereby waived for those reinstated licensees as long as this Order remains in effect. It is strongly recommended any required fees be waived to the fullest extent possible; and

c. Increase opportunities for students and recent graduates who are not yet fully licensed to practice.

Any license or certificate issued pursuant to such Emergency Rules or this Order shall only be valid for as long as this Order is in effect. Further, any retired physician who returns to practice to provide assistance with the State's response to COVID-19 shall register with the Medical Reserve Corps.

7. As long as this Executive Order is in effect a licensed physician shall be able to supervise any number of Physician Assistants, Certified Registered Nurse Anesthetists, and Nurse Practitioners, and shall be able to supervise the Physician Assistants, Certified Registered Nurse Anesthetists Certified Registered Nurse Anesthetists, and Nurse Practitioners using remote or telephonic means.

8. Any medical professional who holds a license, certificate, or other permit issued by any state that is a party to the Emergency Management Compact evidencing the meeting of qualifications for the practice of certain medical services, as more particularly described below, shall be deemed licensed to practice in Oklahoma so long as this Order shall be in effect, subject to the following conditions:

a. This shall only apply to Medical (MD) and Allied Licenses issued by the Board of Medical Licensure and Supervision, Licenses issued by State Board of Osteopathic Examiners, and Licenses and Certificates issued by the Board of Nursing, all three shall collectively be referred to as "Boards";

b. Any medical professional intending to practice in Oklahoma pursuant to this Order, hereinafter referred to as "Applicant," shall first apply with and receive approval from appropriate Board;

c. It is the responsibility of each Board to verify the license status of any applicant and, upon verification of good standing, shall issue a temporary license to practice within this State; and

d. Any applicant licensed under this Order shall be subject to the oversight and jurisdiction of the licensing Board, which includes the ability of the Board to revoke said license and to initiate any administrative or civil proceeding related to any alleged misconduct of the applicant.

9. All occupational licenses issued by any agency, board, or commission of the State of Oklahoma that expire during this emergency shall be extended so long as this Order is in effect. All occupational licenses extended during this Order will expire fourteen (14) days following the withdrawal or termination of this Order.

10. Hospitals and Physician Clinics (collectively referred to as "hospitals") operating in the State shall cooperate with and respond to all requests for critical data from the Oklahoma State Department of Health ("OSDH"), as applicable to the services they provide. This shall include, but will not be limited to, the daily submission, no later than noon, of critical data in

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a manner and format prescribed by OSDH. Critical Data shall include, but not be limited to:

a. The number of available (i) ICU beds, (ii) medical surgery beds, (iii) operating room beds, (iv) pediatric beds, (v) PICU beds, (vi) ventilators, (vii) anesthesia machines capable of patient ventilation, (viii) ventilator connecting circuits, (ix) patient interfaces, (x) negative flow rooms, (xi) and overall occupancy status;

b. COVID-19 Test Availability, as measured by the number of COVID-19 testing kits available for use at the hospital;

c. The number of (i) positive patients and persons under investigation in the hospital receiving treatment and (ii) positive patients and persons under investigation sent home for self-quarantine; and

d. Personal Protective Equipment stock on hand.

11. For the duration of the health emergency declared herein, any physical space offered and found to be safe for patient care by a Medicare- or Medicaid-certified and Oklahoma-licensed hospital (including psychiatric and critical access facilities) or skilled nursing facility shall be deemed an annex to a provider's license. State certificate of need requirements for adding beds are waived and Centers for Medicare and Medicaid Services regulations, including waivers of certain regulations due to COVID-19 emergency, will pre-empt state statutes and rules relating to expanding capacity.

For the duration of Executive Order 2020-12, for any Medicare- or Medicaid-certified and Oklahoma-licensed hospital (including psychiatric and critical access facilities) or skilled nursing facility, Centers for Medicare and Medicaid Services regulations, including waivers of certain regulations due to COVID-19 emergency, will pre-empt any conflicting state statutes and rules.

12. The OSDH shall provide daily an aggregated summary of the information requested in the preceding paragraphs to the Office of the Governor by 3:00 p.m.

13. Every public or private entity that is utilizing, or has utilized, an FDA-approved test, including an emergency use authorization test, for human diagnostic purposes of COVID-19, shall submit to Oklahoma State Department of Health (OSDH), as well as to the local health department, daily reports of all test results, both positive and negative, the number of test supplies ordered, the number of test supplies available, the number of samples/specimens received and pending processing, and timeframe of test completion, for all days from March 15, 2020 forward. In addition, OSDH shall promptly share this information with the CDC.

14. Telemedicine shall be used to maximum potential and shall be allowed for non-established patients for the purposes of the COVID-19 response. The preexisting patient relationship requirement for telemedicine, as required by 59 O.S. § 478.1, only applies to the prescribing of opiates and other controlled dangerous substances. 59 O.S. § 478.1 already allows the physician to see patients using telemedicine without the prior establishment of the physician patient relationship. Nothing in this Order shall waive 59 O.S. § 478.1 (C) for the purpose of prescribing opiates and other controlled dangerous substances reference therein.

15. In order to allow stretcher vans and stretcher aid vans to assist with the emergency and operate anywhere in the state, the geographic and population-based limitations found in 63 O.S. § 1-2503 are hereby waived so long as this Order is in effect.

16. The requirement that an individual be unemployed for a waiting period of one (1) week before benefits are paid, as required by 40 O.S. § 2-206, is hereby waived so long as this Order remains in effect.

17. Advanced practice registered nurses, registered nurses, licensed practical nurses and advanced unlicensed assistants who have lapsed or inactive licenses or certifications may have their single-state license or certification reinstated if they submit a reinstatement application and fee prescribed by the Board and meet the qualifications for licensure or certification established by the Board, provided such license shall only be valid as long as this Order is in effect. The continuing qualifications as required for licensure or certification by OAC 485:10-7-4 (h); 485: 10-7-5 (g); 485:10-9-4 (h); 485:10-9-5 (g); 485:10-10-8.1 (d) are hereby waived as long as this Order remains in effect. It is strongly recommended any required fees be waived to the fullest extent possible.

18. The requirements for Oklahoma Tax Commission compliance for any license or certificate issued by the Board of Medical Licensure and Supervision, State Board of Osteopathic Examiners, and Board of Nursing for renewal or reinstatement of a lapsed or inactive license or certification who is identified as being Oklahoma Tax Commission non-compliant, as set forth in 68 OS § 238.1 (E), is hereby waived as long as this Order remains in effect.

19. Oklahoma State regulations requiring Clinical Laboratory Improvement Amendment (CLIA) certification for testing laboratories are hereby suspended until further notice for the universities named below and for the narrow purposes described herein. During this suspension, laboratories operated by or through the University of Oklahoma and Oklahoma State University are authorized to conduct testing and testing-related activities in response to the COVID-19 pandemic. Further, the Oklahoma Commissioner of Health, acting through and on behalf of OSDH, is hereby authorized to contract with the Board of Regents for the Oklahoma Agricultural and Mechanical Colleges, the Board of Regents for the

University of Oklahoma, and/or their constituent agencies to perform laboratory tests and test-related activities, without regard to CLIA certification requirements, as necessary to detect and report COVID-19 infection in compliance with applicable law. The Commissioner of Health is authorized to negotiate and execute any and all agreements and terms necessary to execute and implement this provision.

20. No prescription for chloroquine or hydroxychloroquine may be dispensed unless all of the following apply:

a. The prescription bears a written diagnosis from the prescriber consistent with the evidence for its use.

b. The prescription is limited to no more than a fourteen (14) day supply, unless the patient was previously established on the medication prior to the effective date of this Order.

c. No refills may be permitted unless a new prescription is furnished.

If a scenario is not addressed in these medication limitations a pharmacy can use the waiver form provided by the Board of Pharmacy to request further consideration.

21. Adults over the age of sixty-five (65) and people of any age who have serious underlying medical conditions, collectively referred to as "vulnerable individuals," shall stay in their home or place of residence except for working in a critical infrastructure sector, as more particularly described herein, and the conduct of essential errands. Essential errands shall mean those errands which are critical to everyday life and includes obtaining medication, groceries, gasoline, and visiting medical providers. The vulnerable population is encouraged to use delivery and/or curbside services whenever available.

22. Oklahomans and medical providers in Oklahoma shall postpone all elective surgeries, minor medical procedures, and non-emergency dental procedures until April 30, 2020. For purposes of aiding in the determination of what is "elective," medical providers are encouraged to consult the Centers for Medicare & Medicaid Services Non-Emergent, Elective Medical Services, and Treatment Recommendations

23. Social gatherings of more than ten people are prohibited. Businesses within a critical infrastructure sector, as more particularly described herein, shall take all reasonable steps necessary to comply with this Order and protect their employees, workers, and patrons.

24. Effective at 11:59 p.m. on March 25, 2020, all businesses not identified as being within a critical infrastructure sector as defined by the U.S. Department of Homeland Security or defined as essential by the Oklahoma Department of Commerce through the use of the North American Industry Classification System (NAICS) shall close to the public. A list of the essential business NAICS codes shall be published on

the Oklahoma Department of Commerce website. Additional sectors may be designated as critical or essential by Executive Memorandum. Nothing in this provision shall prevent restaurants and bars from providing takeout, curbside, and delivery. This shall be effective until April 30, 2020.

25. Visitors are prohibited from entering and visiting patients and residents at nursing homes, long-term care facilities, and retirement homes.

26. All delivery personnel including package, floral, and food delivery shall, at the request of a hospital, clinic, long-term care facility, or childcare facility submit to a screening prior to delivering goods. Such screening shall include a temperature check and may include a short questionnaire about potential exposure. Additionally, package delivery drivers must take their own temperature daily and shall not deliver packages if it registers over 100.4 degrees Fahrenheit. Questionnaires shall include questions about recent travel to areas with significant community spread and personal contact with individuals who have tested positive for COVID-19.

27. As supporting front-line healthcare workers is essential to our battle against COVID-19, front-line healthcare workers and their children, who have not tested positive for COVID-19 and are not otherwise exhibiting the symptoms thereof, shall not - simply because they are healthcare workers or children of healthcare workers - be discriminated against in housing or childcare services.

28. Any statutory or rule-based time requirements for completing training and becoming certified as a peace officer for duly appointed or elected peace officers during the existence of this emergency are hereby waived during the period of the emergency and for thirty days after the emergency is declared to be over.

29. Any requirements that county reserve deputies, municipal reserve officers, or other duly appointed reserve peace officers in this State be CLEET-certified prior to serving in an individual capacity or be accompanied by a CLEET-certified peace officer prior to becoming CLEET-certified are hereby waived during the period of the emergency and for thirty days after the emergency is declared to be over. Any such reserve deputy, municipal reserve officer, or other duly appointed reserve peace officer must be commissioned and authorized by his or her appointing agency's head or designee before being allowed to work as a peace officer under this provision.

30. During the existence of this emergency, the Executive Director of CLEET or his designee is authorized to issue conditional private security licenses for unarmed security guards upon receipt of a properly completed application and licensing fee but without requiring fingerprint cards or electronic submission of fingerprints. In addition, the Executive Director of CLEET or his designee is authorized to renew conditional licenses as necessary. Any conditional licenses granted or renewed pursuant to this provision will expire and become void

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thirty days after the emergency is declared to be over unless such conditional licenses are again renewed by CLEET action.

31. I hereby direct all persons who enter the State of Oklahoma from an area with substantial community spread, including but not limited to the New York Tri-State Area (Connecticut, New Jersey and New York), the state of Washington, California, and Louisiana, to quarantine for a period of 14 days from the time of entry into the State of Oklahoma or the duration of the person's presence in the State of Oklahoma, whichever is shorter. This Order shall not apply to persons employed by the airlines and those performing military, emergency or health response, or those workers coming into the State to participate in businesses within critical infrastructure sectors as defined in paragraph 24 herein and in Amended Executive Memorandum 2020-01. This Order shall also not apply to persons employed by utility companies and their contractors, as well as their Mutual Aid partners, and Mutual Aide First Responders, who are traveling into the State to assist with Emergency Management. This Order shall take effect immediately and apply retroactively to all persons who have entered Oklahoma after being in any area with substantial community spread within the previous 14 days. All persons quarantining under this Section shall be responsible for all costs associated with their quarantine, including transportation, lodging, food, medical care and any other expenses to sustain the person during the period of quarantine.

32. I hereby direct all persons covered under paragraph 31 of this Order to inform any individual in Oklahoma with whom they have had direct physical contact in the past 21 days that they traveled from an area with substantial community spread.

33. All local educational agencies shall to the greatest extent practicable, continue to pay their employees and contractors for the remainder of the contracted period of the 2019-20 fiscal year, and in furtherance of this intent the State hereby authorizes accredited public school districts to pay support staff for the remainder of their contracted period for the 2019-20 fiscal year and waives any statutory or rule-based time limitations on which support personnel (as defined in 70 O.S. § 1-116) may accumulate or receive leave for the 2019-20 fiscal year.

Further, I hereby order the temporary suspension of the following as they apply to vehicles in the support efforts:

1. The cost and fees of oversize/overweight permits required of carriers whose sole purpose is transportation of materials, equipment, and supplies used for recovery/relief efforts which require an overweight permit under Title 47 of Oklahoma statutes;

2. By execution of this Order, motor carriers and drivers providing direct assistance in support of relief efforts related to the COVID-19 outbreaks are granted emergency relief from Parts 390 through 399 of Title 49 Code of Federal Regulations,

except as restricted herein. Direct assistance means transportation and other relief services provided by a motor carrier or its driver(s) incident to the immediate restoration of essential services, such as medical care, or essential supplies such as food, related to COVID-19 outbreaks during the emergency.

a. This Emergency Declaration provides regulatory relief for commercial motor vehicle operations that are providing direct assistance in support of emergency relief efforts related to the COVID-19 outbreaks, including transportation to meet immediate needs for: (1) medical supplies and equipment related to the testing, diagnosis and treatment of COVID-19; (2) supplies and equipment necessary for community safety, sanitation, and prevention of community transmission of COVID-19 such as masks, gloves, hand sanitizer, soap and disinfectants; (3) food for emergency restocking of stores; (4) equipment, supplies and persons necessary to establish and manage temporary housing, quarantine, and isolation facilities related to COVID-19; (5) persons designated by Federal, State or local authorities for medical, isolation, or quarantine purposes; (6) persons necessary to provide other medical or emergency services, the supply of which may be affected by the COVID-19 response; (7) fuels and petroleum products (to include fuel oil, diesel oil, gasoline, kerosene, propane, and liquid petroleum); and (8) livestock, poultry, feed for livestock and poultry, and crops and other agricultural products ready to be harvested.

b. Direct assistance does not include routine commercial deliveries, or transportation of mixed loads that include essential supplies, equipment and persons, along with supplies, equipment and persons that are not being transported in support of emergency relief efforts related to the COVID-19 outbreaks.

c. Direct assistance terminates when a driver or commercial motor vehicle is used in interstate commerce to transport cargo or provide services that are not in support of emergency relief efforts related to the COVID-19 outbreaks or when the motor carrier dispatches a driver or commercial motor vehicle to another location to begin operations in commerce. 49 CFR 390.23(b). Upon termination of direct assistance to emergency relief efforts related to the COVID-19 outbreaks, the motor carrier and driver are subject to the requirements of 49 CFR Parts 390 through 399, except that a driver may return empty to the motor carrier's terminal or the driver's normal work reporting location without complying with Parts 390 through 399. However, if the driver informs the motor carrier that he or she needs immediate rest, the driver must be permitted at least 10 consecutive hours off duty before the driver is required to return to the motor carrier's terminal or the driver's normal reporting location. Once the driver has returned to the terminal or other location, the driver must be relieved of all duty and responsibilities and must receive a minimum of 10 hours off duty if transporting property, and 8 hours if transporting passengers.

3. The requirements for licensing/operating authority as required by the Oklahoma Corporation Commission; and

4. The requirements for licensing/registration authority as required by the Oklahoma Tax Commission.

Nothing contained in this Order shall be construed as an exemption from the Controlled Substance and Alcohol Use and testing requirements. (49 C.F.R. part 382), the Commercial Driver License requirements (49 C.F.R. part 383), the Financial Responsibilities requirements (49 C.F.R. part 387), or any other portion of the regulations not specifically identified herein. Motor carriers that have an Out-of-Service Order in effect cannot take advantage of the relief from regulation that this declaration provided.

This Order shall be effective until the end of thirty (30) days after the filing of this Order.

Copies of this Executive Order shall be distributed to the Director of Emergency Management, the Oklahoma State Health Commissioner, the Commissioner of the Department of Public Safety, the Director of the Office of Management and Enterprise Services, the Oklahoma Tax Commission, the Oklahoma Corporation Commission who shall cause the provisions of this Order to be implemented by all appropriate agencies of State government.

IN WITNESS WHEREOF, I have set my hand and caused the Great Seal of the State of Oklahoma to be affixed at Oklahoma City, this 8th day of April 2020.

BY THE GOVERNOR OF THE
STATE OF OKLAHOMA

J. Kevin Stitt

ATTEST:
Michael Rogers
Secretary of State

[OAR Docket #20-388; filed 4-8-20]

1:2020-13A.

AMENDED EXECUTIVE ORDER 2020-13

On April 13TH, 2020, the 2,069th case of a novel coronavirus ("COVID-19"), was confirmed in the State of Oklahoma. As noted in a previous Executive Order, the United States Centers for Disease Control and Prevention has identified the potential public health threat posed by COVID-19 as "high" both globally and in the United States. In addition, on March 14, 2020, the President of the United States declared a national health emergency in the United States as a result of the national spread of COVID-19. On March 15, 2020, I issued Executive Order 2020-07 (which was last amended by Eighth Amended Executive Order 2020-07 dated April 2, 2020) declaring an emergency caused by the impending threat of COVID-19 to the people of this State and the public's peace,

health, and safety. Further, on April 2, 2020, I declared a health emergency in the State of Oklahoma as defined in 63 O.S. § 6104 of the Oklahoma Statutes.

Therefore, I, J. Kevin Stitt, Governor of the State of Oklahoma, pursuant to the power vested in me by Section 2 of Article VI of the Oklahoma Constitution and 63 O.S. §§ 6101-6900 of the Oklahoma Statutes, specifically 63 O.S. § 6401, do hereby declare and order the following:

1. There is hereby declared an emergency caused by the impending threat of COVID-19 to the people of this State and the public's peace, health, and safety. The counties included in this declaration are:

All 77 Oklahoma Counties

2. 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 prepare for and respond to COVID-19 and to protect the health and safety of the public. 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.

3. State agencies, in responding to this emergency, may make necessary emergency acquisitions to fulfill the purposes of this declaration. If using a P-Card to make such acquisitions, agencies may purchase the necessary acquisitions without regard to the current P-Card policy limitation of \$5,000.00 purchase limit. Agencies may make the necessary emergency acquisitions without the requirement to follow bidding requirement/limitations on such emergency acquisitions, without the need to purchase from State Use Vendors, or to purchase from mandatory State Wide contracts. Such necessary emergency purchases shall be capped at \$250,000.00 per transaction. All such purchases must be readily identifiable as such, as following the conclusions of this threat, all such necessary emergency acquisitions will be audited to determine if they were made for emergency purposes.

4. Effective immediately, a moratorium is placed on all out-of-state travel for all employees and officers of agencies that is paid for, in whole or in part, by the State of Oklahoma. This moratorium shall apply to all travel expenses not already incurred as of the date of this Order. Any state employee or officer seeking an exception to this moratorium may submit a written request to the Governor, who shall have the sole discretion to approve or deny the request.

5. State agencies, in responding to this emergency, may employ additional staff without regard to the classification requirements of such employment.

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6. So long as this Order is in effect, the requirement in Amended Executive Order 2019-3 that the Chief Administrative Officer request and obtain approval from the Cabinet Secretary for an exemption to the personnel freeze for agencies under the Secretary of Health and Mental Health shall be waived.

7. State agencies shall continue to follow guidance for interaction with the public provided by the Oklahoma Department of Health.

8. Emergency responders employed by the State of Oklahoma who are correctional officers, law enforcement officers, and fire personnel shall not be excluded from the application of and benefits under the Emergency Paid Sick Leave Act of the Families First Coronavirus Response Act (FFCRA) if:

a. They are subject to a coronavirus quarantine or isolation order¹;

b. They have been advised by a healthcare provider to self-quarantine due to coronavirus concerns; or

c. They are experiencing symptoms of coronavirus and are seeking a medical diagnosis;

In addition, I direct as follows:

1. All State agencies shall transmit a clear delegation of authority for state agency directors and designate an Emergency Management Liaison by 5:00 p.m. on March 16, 2020;

2. All State agencies shall establish and, if necessary, implement a remote work policy that balances the safety and welfare of state employees with the critical services they provide;

3. All State agencies shall encourage Oklahomans interacting with agency services to utilize online options whenever possible;

4. All State agencies shall ensure continued compliance with Executive Order 2019-13, which limits non-essential out-of-state travel.

5. All State agencies shall promulgate any emergency rules necessary to respond to the emergency and to comply with the directives contained herein.

6. All state agencies with licensing and certificate responsibility over medical professionals, including the Board of Medical Licensure and Supervision, State Board of Osteopathic Examiners, and Board of Nursing shall, by April 15, 2020 promulgate emergency rules necessary to increase the number of medical professionals able to practice in the State. Such action may include, but is not limited to, the following:

a. Reduction in supervisory requirements or limitations placed on non-physicians;

b. Removal of barriers of entry for retired medical professionals from re-entering the workforce. Medical professionals who have lapsed or inactive licenses or certifications may have their single-state license or certification reinstated if they submit a reinstatement application and fee proscribed by their respective licensing boards and meet the qualifications for licensure or certification established by such Board, provided such license shall only be valid as long as this Order is in effect. The continuing qualifications as required for licensure or certification are hereby waived for those reinstated licensees as long as this Order remains in effect. It is strongly recommended any required fees be waived to the fullest extent possible; and

c. Increase opportunities for students and recent graduates who are not yet fully licensed to practice.

Any license or certificate issued pursuant to such Emergency Rules or this Order shall only be valid for as long as this Order is in effect. Further, any retired physician who returns to practice to provide assistance with the State's response to COVID-19 shall register with the Medical Reserve Corps.

7. As long as this Executive Order is in effect a licensed physician shall be able to supervise any number of Physician Assistants, Certified Registered Nurse Anesthetists, and Nurse Practitioners, and shall be able to supervise the Physician Assistants, Certified Registered Nurse Anesthetists Certified Registered Nurse Anesthetists, and Nurse Practitioners using remote or telephonic means.

8. Any medical professional who holds a license, certificate, or other permit issued by any state that is a party to the Emergency Management Compact evidencing the meeting of qualifications for the practice of certain medical services, as more particularly described below, shall be deemed licensed to practice in Oklahoma so long as this Order shall be in effect, subject to the following conditions:

a. This shall only apply to Medical (MD) and Allied Licenses issued by the Board of Medical Licensure and Supervision, Licenses issued by State Board of Osteopathic Examiners, and Licenses and Certificates issued by the Board of Nursing, all three shall collectively be referred to as "Boards";

b. Any medical professional intending to practice in Oklahoma pursuant to this Order, hereinafter referred to as "Applicant," shall first apply with and receive approval from appropriate Board;

c. It is the responsibility of each Board to verify the license status of any applicant and, upon verification of good standing, shall issue a temporary license to practice within this State; and

d. Any applicant licensed under this Order shall be subject to the oversight and jurisdiction of the licensing Board, which includes the ability of the Board to revoke said license

and to initiate any administrative or civil proceeding related to any alleged misconduct of the applicant.

9. All occupational licenses issued by any agency, board, or commission of the State of Oklahoma that expire during this emergency shall be extended so long as this Order is in effect. All occupational licenses extended during this Order will expire fourteen (14) days following the withdrawal or termination of this Order.

10. Hospitals and Physician Clinics (collectively referred to as "hospitals") operating in the State shall cooperate with and respond to all requests for critical data from the Oklahoma State Department of Health ("OSDH"), as applicable to the services they provide. This shall include, but will not be limited to, the daily submission, no later than noon, of critical data in a manner and format prescribed by OSDH. Critical Data shall include, but not be limited to:

a. The number of available (i) ICU beds, (ii) medical surgery beds, (iii) operating room beds, (iv) pediatric beds, (v) PICU beds, (vi) ventilators, (vii) anesthesia machines capable of patient ventilation, (viii) ventilator connecting circuits, (ix) patient interfaces, (x) negative flow rooms, (xi) and overall occupancy status;

b. COVID-19 Test Availability, as measured by the number of COVID-19 testing kits available for use at the hospital;

c. The number of (i) positive patients and persons under investigation in the hospital receiving treatment and (ii) positive patients and persons under investigation sent home for self-quarantine; and

d. Personal Protective Equipment stock on hand.

11. For the duration of the health emergency declared herein, any physical space offered and found to be safe for patient care by a Medicare- or Medicaid-certified and Oklahoma-licensed hospital (including psychiatric and critical access facilities) or skilled nursing facility shall be deemed an annex to a provider's license. State certificate of need requirements for adding beds are waived and Centers for Medicare and Medicaid Services regulations, including waivers of certain regulations due to COVID-19 emergency, will pre-empt state statutes and rules relating to expanding capacity.

For the duration of Executive Order 2020-12, for any Medicare- or Medicaid-certified and Oklahoma-licensed hospital (including psychiatric and critical access facilities) or skilled nursing facility, Centers for Medicare and Medicaid Services regulations, including waivers of certain regulations due to COVID-19 emergency, will pre-empt any conflicting state statutes and rules.

12. The OSDH shall provide daily an aggregated summary of the information requested in the preceding paragraphs to the Office of the Governor by 3:00 p.m.

13. Every public or private entity that is utilizing, or has utilized, an FDA-approved test, including an emergency use authorization test, for human diagnostic purposes of COVID-19, shall submit to Oklahoma State Department of Health (OSDH), as well as to the local health department, daily reports of all test results, both positive and negative, the number of test supplies ordered, the number of test supplies available, the number of samples/specimens received and pending processing, and timeframe of test completion, for all days from March 15, 2020 forward. In addition, OSDH shall promptly share this information with the CDC.

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15. In order to allow stretcher vans and stretcher aid vans to assist with the emergency and operate anywhere in the state, the geographic and population-based limitations found in 63 O.S. § 1-2503 are hereby waived so long as this Order is in effect.

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17. Advanced practice registered nurses, registered nurses, licensed practical nurses and advanced unlicensed assistants who have lapsed or inactive licenses or certifications may have their single-state license or certification reinstated if they submit a reinstatement application and fee prescribed by the Board and meet the qualifications for licensure or certification established by the Board, provided such license shall only be valid as long as this Order is in effect. The continuing qualifications as required for licensure or certification by OAC 485:10-7-4 (h); 485: 10-7-5 (g); 485:10-9-4 (h); 485:10-9-5 (g); 485:10-10-8.1 (d) are hereby waived as long as this Order remains in effect. It is strongly recommended any required fees be waived to the fullest extent possible.

18. The requirements for Oklahoma Tax Commission compliance for any license or certificate issued by the Board of Medical Licensure and Supervision, State Board of Osteopathic Examiners, and Board of Nursing for renewal

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or reinstatement of a lapsed or inactive license or certification who is identified as being Oklahoma Tax Commission non-compliant, as set forth in 68 OS § 238.1 (E), is hereby waived as long as this Order remains in effect.

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a. The prescription bears a written diagnosis from the prescriber consistent with the evidence for its use.

b. The prescription is limited to no more than a fourteen (14) day supply, unless the patient was previously established on the medication prior to the effective date of this Order.

c. No refills may be permitted unless a new prescription is furnished.

If a scenario is not addressed in these medication limitations a pharmacy can use the waiver form provided by the Board of Pharmacy to request further consideration.

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23. Social gatherings of more than ten people are prohibited. Businesses within a critical infrastructure sector, as more particularly described herein, shall take all reasonable steps necessary to comply with this Order and protect their employees, workers, and patrons.

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27. As supporting front-line healthcare workers is essential to our battle against COVID-19, front-line healthcare workers and their children, who have not tested positive for COVID-19 and are not otherwise exhibiting the symptoms thereof, shall not - simply because they are healthcare workers or children of healthcare workers - be discriminated against in housing or childcare services.

28. Any statutory or rule-based time requirements for completing training and becoming certified as a peace officer for duly appointed or elected peace officers during the existence of this emergency are hereby waived during the period of the emergency and for thirty days after the emergency is declared to be over.

29. Any requirements that county reserve deputies, municipal reserve officers, or other duly appointed reserve peace officers in this State be CLEET-certified prior to serving in an individual capacity or be accompanied by a CLEET-certified

peace officer prior to becoming CLEET-certified are hereby waived during the period of the emergency and for thirty days after the emergency is declared to be over. Any such reserve deputy, municipal reserve officer, or other duly appointed reserve peace officer must be commissioned and authorized by his or her appointing agency's head or designee before being allowed to work as a peace officer under this provision.

30. During the existence of this emergency, the Executive Director of CLEET or his designee is authorized to issue conditional private security licenses for unarmed security guards upon receipt of a properly completed application and licensing fee but without requiring fingerprint cards or electronic submission of fingerprints. In addition, the Executive Director of CLEET or his designee is authorized to renew conditional licenses as necessary. Any conditional licenses granted or renewed pursuant to this provision will expire and become void thirty days after the emergency is declared to be over unless such conditional licenses are again renewed by CLEET action.

31. I hereby direct all persons who enter the State of Oklahoma from an area with substantial community spread, including but not limited to the New York Tri-State Area (Connecticut, New Jersey and New York), the state of Washington, California, and Louisiana, to quarantine for a period of 14 days from the time of entry into the State of Oklahoma or the duration of the person's presence in the State of Oklahoma, whichever is shorter. This Order shall not apply to persons employed by the airlines and those performing military, emergency or health response, or those workers coming into the State to participate in businesses within critical infrastructure sectors as defined in paragraph 24 herein and in Amended Executive Memorandum 2020-01. This Order shall also not apply to persons employed by utility companies and their contractors, as well as their Mutual Aid partners, and Mutual Aide First Responders, who are traveling into the State to assist with Emergency Management. This Order shall take effect immediately and apply retroactively to all persons who have entered Oklahoma after being in any area with substantial community spread within the previous 14 days. All persons quarantining under this Section shall be responsible for all costs associated with their quarantine, including transportation, lodging, food, medical care and any other expenses to sustain the person during the period of quarantine.

32. I hereby direct all persons covered under paragraph 31 of this Order to inform any individual in Oklahoma with whom they have had direct physical contact in the past 21 days that they traveled from an area with substantial community spread.

33. All local educational agencies shall to the greatest extent practicable, continue to pay their employees and contractors for the remainder of the contracted period of the 2019-20 fiscal year, and in furtherance of this intent the State hereby authorizes accredited public school districts to pay support staff for the remainder of their contracted period for the 2019-20 fiscal year and waives any statutory or rule-based

time limitations on which support personnel (as defined in 70 O.S. § 1-116) may accumulate or receive leave for the 2019-20 fiscal year.

Further, I hereby order the temporary suspension of the following as they apply to vehicles in the support efforts:

1. The cost and fees of oversize/overweight permits required of carriers whose sole purpose is transportation of materials, equipment, and supplies used for recovery/relief efforts which require an overweight permit under Title 47 of Oklahoma statutes;

2. By execution of this Order, motor carriers and drivers providing direct assistance in support of relief efforts related to the COVID-19 outbreaks are granted emergency relief from Parts 390 through 399 of Title 49 Code of Federal Regulations, except as restricted herein. Direct assistance means transportation and other relief services provided by a motor carrier or its driver(s) incident to the immediate restoration of essential services, such as medical care, or essential supplies such as food, related to COVID-19 outbreaks during the emergency.

a. This Emergency Declaration provides regulatory relief for commercial motor vehicle operations that are providing direct assistance in support of emergency relief efforts related to the COVID-19 outbreaks, including transportation to meet immediate needs for: (1) medical supplies and equipment related to the testing, diagnosis and treatment of COVID-19; (2) supplies and equipment necessary for community safety, sanitation, and prevention of community transmission of COVID-19 such as masks, gloves, hand sanitizer, soap and disinfectants; (3) food for emergency restocking of stores; (4) equipment, supplies and persons necessary to establish and manage temporary housing, quarantine, and isolation facilities related to COVID-19; (5) persons designated by Federal, State or local authorities for medical, isolation, or quarantine purposes; (6) persons necessary to provide other medical or emergency services, the supply of which may be affected by the COVID-19 response; (7) fuels and petroleum products (to include fuel oil, diesel oil, gasoline, kerosene, propane, and liquid petroleum); and (8) livestock, poultry, feed for livestock and poultry, and crops and other agricultural products ready to be harvested.

b. Direct assistance does not include routine commercial deliveries, or transportation of mixed loads that include essential supplies, equipment and persons, along with supplies, equipment and persons that are not being transported in support of emergency relief efforts related to the COVID-19 outbreaks.

c. Direct assistance terminates when a driver or commercial motor vehicle is used in interstate commerce to transport cargo or provide services that are not in support of emergency relief efforts related to the COVID-19 outbreaks or when the motor carrier dispatches a driver or commercial motor vehicle to another location to begin operations in commerce. 49 CFR 390.23(b). Upon termination of direct

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assistance to emergency relief efforts related to the COVID-19 outbreaks, the motor carrier and driver are subject to the requirements of 49 CFR Parts 390 through 399, except that a driver may return empty to the motor carrier's terminal or the driver's normal work reporting location without complying with Parts 390 through 399. However, if the driver informs the motor carrier that he or she needs immediate rest, the driver must be permitted at least 10 consecutive hours off duty before the driver is required to return to the motor carrier's terminal or the driver's normal reporting location. Once the driver has returned to the terminal or other location, the driver must be relieved of all duty and responsibilities and must receive a minimum of 10 hours off duty if transporting property, and 8 hours if transporting passengers.

3. The requirements for licensing/operating authority as required by the Oklahoma Corporation Commission; and

4. The requirements for licensing/registration authority as required by the Oklahoma Tax Commission.

Nothing contained in this Order shall be construed as an exemption from the Controlled Substance and Alcohol Use and testing requirements. (49 C.F.R. part 382), the Commercial Driver License requirements (49 C.F.R. part 383), the Financial Responsibilities requirements (49 C.F.R. part 387), or any other portion of the regulations not specifically identified herein. Motor carriers that have an Out-of-Service Order in effect cannot take advantage of the relief from regulation that this declaration provided.

This Order shall be effective until the end of thirty (30) days after the filing of this Order.

Copies of this Executive Order shall be distributed to the Director of Emergency Management, the Oklahoma State Health Commissioner, the Commissioner of the Department of Public Safety, the Director of the Office of Management and Enterprise Services, the Oklahoma Tax Commission, the Oklahoma Corporation Commission who shall cause the provisions of this Order to be implemented by all appropriate agencies of State government.

IN WITNESS WHEREOF, I have set my hand and caused the Great Seal of the State of Oklahoma to be affixed at Oklahoma City, this 13th day of April 2020.

¹ [AB]By a proper authority/as determined by policy

BY THE GOVERNOR OF THE
STATE OF OKLAHOMA

J. Kevin Stitt

ATTEST:
Michael Rogers
Secretary of State

[OAR Docket #20-389; filed 4-13-20]
