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Kevin Stitt, Governor
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Notices of Rulemaking Intent

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

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

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

TITLE 252. DEPARTMENT OF ENVIRONMENTAL QUALITY CHAPTER 4. RULES OF PRACTICE AND PROCEDURE

[OAR Docket #20-735]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 7. Environmental Permit Process

Part 1. The Process

252:4-7-13 [AMENDED]

Part 3. Air Quality Division Tiers and Time Lines

252:4-7-32 [AMENDED]

252:4-7-33 [AMENDED]

SUMMARY:

The Department of Environmental Quality (Department or DEQ) is proposing to amend the air quality portions of Chapter 4, Subchapter 7 to better align the Department's issuance process and public participation procedures for Part 70 source construction and operating permits with the New Source Review (NSR) permit requirements and Title V operating permit requirements promulgated by the U.S. Environmental Protection Agency (EPA) in 40 CFR Part 51, Subpart I, and 40 CFR Part 70, respectively. The proposal would also provide for the Department's use of online notice for Tier I applications for certain permits. The gist of the proposed rule and the underlying reason for these revisions is to ensure that the State's rules are not less stringent than the federal rules require. This will remove an obstacle in obtaining approval from EPA for relevant portions of Oklahoma's State Implementation Plan (SIP), which will help ensure that the Department retains approval of the state NSR permit program and the Title V operating permit program.

AUTHORITY:

Environmental Quality Board; 27A O.S. §§ 2-2-101, 2-2-201, and 2-5-106.

Air Quality Advisory Council; 27A O.S. §§ 2-2-201 and 2-5-107.

Oklahoma Clean Air Act; 27A O.S. §§ 2-5-101 through 2-5-117.

COMMENT PERIOD:

Written comments may be submitted to the contact person from September 15, 2020, through October 16, 2020. Oral comments may be made at the October 21, 2020 hearing and at the November 10, 2020 Environmental Quality Board hearing

at the DEQ Headquarters, 707 N. Robinson Avenue, Oklahoma City, OK 73102.

PUBLIC HEARINGS:

Before the Air Quality Advisory Council at 9:00 a.m. on Wednesday, October 21, 2020, via videoconference or teleconference in compliance with the Open Meetings Act, as amended by SB 661 (2020). Members of the Council and public may attend via videoconference or teleconference. Videoconference or teleconference details may be obtained from the contact person or obtained online at <https://www.deq.ok.gov/council-meeting-single/?meetingid=MTA5NjY=> when the agenda of the hearing is published at least 24 hours prior to the meeting. In the event the current state of emergency has expired or been terminated by the Governor, the hearing shall take place at the same date and time at the DEQ Headquarters, 707 N. Robinson Avenue, Oklahoma City, OK 73102. If the Council recommends adoption, the proposed rules will be considered by the Environmental Quality Board at its meeting scheduled for 9:30 a.m. on Tuesday, November 10, 2020 at the DEQ Headquarters, 707 N. Robinson Avenue, Oklahoma City, OK 73102.

These hearings shall also serve as public hearings to receive comments on the proposed revisions to the SIP under the requirements of 40 CFR § 51.102 and 27A O.S. § 2-5-107(6)(c), and to the State Title V (Part 70) Implementation Plan under the requirements of 40 CFR Part 70 and 27A O.S. § 2-5-112(B)(9).

REQUEST FOR COMMENTS FROM BUSINESS ENTITIES:

The Department requests that business entities or any other members of the public affected by these rules provide the Department, within the comment period, in dollar amounts if possible, the increase in the level of direct costs such as fees, and the indirect costs such as reporting, recordkeeping, equipment, construction, labor, professional services, revenue loss, or other costs expected to be incurred by a particular entity due to compliance with the proposed rules.

COPIES OF PROPOSED RULES:

Copies of the proposed rules may be obtained from the contact person, reviewed at the Department of Environmental Quality, 707 N. Robinson, Oklahoma City, OK 73102, or reviewed online at <https://www.deq.ok.gov/council-meeting-single/?meetingid=MTA5NjY=>.

RULE IMPACT STATEMENTS:

Pursuant to 75 O.S. § 303(D), a rule impact statement will be prepared and available on and after September 15, 2020, on the DEQ Air Quality Division website at

Notices of Rulemaking Intent

<https://www.deq.ok.gov/council-meeting-single/?meetingid=MTA5NjY=>. Copies also may be obtained from the Department by calling the contact person listed below.

CONTACT PERSON:

The contact person for these proposals is Melanie Foster, Environmental Programs Manager, at (405) 702-4100. Please send written comments on the proposed rule changes to AQDRuleComments@deq.ok.gov. Mail should be addressed to Department of Environmental Quality, Air Quality Division, P.O. Box 1677, Oklahoma City, OK 73101-1677, ATTN: Melanie Foster. The Air Quality Division FAX number is (405) 702-4101.

PERSONS WITH DISABILITIES:

Should you desire to attend the public hearing but have a disability and need an accommodation, please notify the Air Quality Division three (3) days in advance at (405) 702-4177. For the hearing impaired, the TDD relay number is 1-800-522-8506 or 1-800-722-0353, for TDD machine use only.

[OAR Docket #20-735; filed 8-24-20]

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

[OAR Docket #20-736]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

- Subchapter 1. General Provisions
 - 252:100-1-3 [AMENDED]
 - 252:100-1-4 [AMENDED]
- Subchapter 2. Incorporation by Reference
 - 252:100-2-3 [AMENDED]
- Subchapter 7. Permits for Minor Facilities
 - Part 1. General Provisions
 - 252:100-7-1.1 [AMENDED]
 - Part 3. Construction Permits
 - 252:100-7-15 [AMENDED]
 - Part 4. Operating Permits
 - 252:100-7-18 [AMENDED]
- Subchapter 8. Permits for Part 70 Sources and Major New Source Review (NSR) Sources
 - Part 5. Permits For Part 70 Sources
 - 252:100-8-2 [AMENDED]
 - 252:100-8-4 [AMENDED]
 - 252:100-8-5 [AMENDED]
 - 252:100-8-7.2 [AMENDED]
 - 252:100-8-8 [AMENDED]
- Appendix Q. Incorporation by Reference [REVOKED]
- Appendix Q. Incorporation by Reference [NEW]

SUMMARY:

The Department of Environmental Quality (Department or DEQ) is proposing to amend definitions and permitting requirements in Subchapters 1, 7, and 8 to better align the Department's permit requirements and issuance process for Part 70 source construction and operating permits with the New Source Review (NSR) permit requirements and Title V operating permit requirements promulgated by the U.S. Environmental Protection Agency (EPA) in 40 CFR Part 51, Subpart I, and 40 CFR Part 70, respectively. The gist of the proposed rules and the underlying reason for these revisions is to ensure that the State's rules are not less stringent than the federal rules require. This will remove an obstacle in obtaining approval from EPA for relevant portions of Oklahoma's State Implementation Plan (SIP), which will help ensure that the Department retains approval of the state NSR permit program and the Title V operating permit program.

The Department is proposing to revoke and replace OAC 252:100, Appendix Q, Incorporation by Reference. In addition, the Department is proposing to update language in Subchapter 2, Incorporation by Reference, to reflect the latest date of incorporation of EPA regulations in Appendix Q. The gist of these rule proposals and the underlying reason for the rulemaking is to incorporate the latest changes to EPA regulations, primarily those relating to the National Emission Standards for Hazardous Air Pollutants (NESHAPs) and New Source Performance Standards (NSPS).

AUTHORITY:

Environmental Quality Board; 27A O.S. §§ 2-2-101, 2-2-201, and 2-5-106.

Air Quality Advisory Council; 27A O.S. §§ 2-2-201 and 2-5-107.

Oklahoma Clean Air Act; 27A O.S. §§ 2-5-101 through 2-5-117.

COMMENT PERIOD:

Written comments may be submitted to the contact person from September 15, 2020, through October 16, 2020. Oral comments may be made at the October 21, 2020 hearing and at the November 10, 2020 Environmental Quality Board hearing at the DEQ Headquarters, 707 N. Robinson Avenue, Oklahoma City, OK 73102.

PUBLIC HEARING:

Before the Air Quality Advisory Council at 9:00 a.m. on Wednesday, October 21, 2020, via videoconference or teleconference in compliance with the Open Meetings Act, as amended by SB 661 (2020). Members of the Council and public may attend via videoconference or teleconference. Videoconference or teleconference details may be obtained from the contact person or obtained online at <https://www.deq.ok.gov/council-meeting-single/?meetingid=MTA5NjY=> when the agenda of the hearing is published at least 24 hours prior to the meeting. In the event the current state of emergency has expired or been terminated by the Governor, the hearing shall take place at the same date and time at the DEQ Headquarters, 707 N. Robinson Avenue, Oklahoma City, OK 73102. If the Council recommends adoption, the proposed

rules will be considered by the Environmental Quality Board at its meeting scheduled for 9:30 a.m. on Tuesday, November 10, 2020 at the DEQ Headquarters, 707 N. Robinson Avenue, Oklahoma City, OK 73102.

These hearings shall also serve as public hearings to receive comments on the proposed revisions to the SIP under the requirements of 40 CFR § 51.102 and 27A O.S. § 2-5-107(6)(c), and to the State Title V (Part 70) Implementation Plan under the requirements of 40 CFR Part 70 and 27A O.S. § 2-5-112(B)(9).

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

The Department requests that business entities or any other members of the public affected by these rules provide the Department, within the comment period, in dollar amounts if possible, the increase in the level of direct costs such as fees, and the indirect costs such as reporting, recordkeeping, equipment, construction, labor, professional services, revenue loss, or other costs expected to be incurred by a particular entity due to compliance with the proposed rules.

COPIES OF PROPOSED RULES:

Copies of the proposed rules may be obtained from the contact person, reviewed at the DEQ Headquarters, 707 N. Robinson Avenue, Oklahoma City, OK 73102, or reviewed online at <https://www.deq.ok.gov/council-meeting-single/?meetingid=MTA5NjY=>.

RULE IMPACT STATEMENT:

Pursuant to 75 O.S. § 303(D), a rule impact statement will be prepared and available on and after September 15, 2020, on the DEQ Air Quality Division website at <https://www.deq.ok.gov/council-meeting-single/?meetingid=MTA5NjY=>. Copies may also be obtained from the Department by calling the contact person listed below.

CONTACT PERSON:

The contact person for this proposal is Melanie Foster, Environmental Programs Manager, who can be reached by phone at (405) 702-4100. Please email written comments to AQDRuleComments@deq.ok.gov. Mail should be addressed to Department of Environmental Quality, Air Quality Division, P.O. Box 1677, Oklahoma City, OK 73101-1677, ATTN: Melanie Foster. The Air Quality Division fax number is (405) 702-4101.

PERSONS WITH DISABILITIES:

Should you desire to attend the public hearing but have a disability and need an accommodation, please notify the Air Quality Division three (3) days in advance at (405) 702-4177. For the hearing impaired, the TDD relay number is 1-800-522-8506 or 1-800-722-0353, for TDD machine use only.

[OAR Docket #20-736; filed 8-24-20]

**TITLE 252. DEPARTMENT OF ENVIRONMENTAL QUALITY
CHAPTER 110. LEAD-BASED PAINT MANAGEMENT**

[OAR Docket #20-737]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

- Subchapter 3. Definitions
252:110-3-1 [AMENDED]
- Subchapter 5. Incorporation by Reference
252:110-5-1 [AMENDED]
- Subchapter 9. Additional Accreditation Requirements
252:110-9-1.1 [AMENDED]
- Subchapter 11. Additional LBP Certification Requirements
252:110-11-3 [AMENDED]
252:110-11-7.1 [NEW]
- Subchapter 13. Additional Work Practice Standards
252:110-13-5 [AMENDED]
252:110-13-7 [NEW]
- Subchapter 15. Additional Renovation, Repair, and Painting (RRP) Requirements
252:110-15-3 [AMENDED]
252:110-15-3.1 [NEW]
252:110-15-4 [AMENDED]
252:110-15-5 [AMENDED]

SUMMARY:

The Department of Environmental Quality (Department or DEQ) is proposing to amend Oklahoma Administrative Code (OAC) 252:110, Lead-Based Paint Management, to update the incorporation by reference section, to add provisions to implement the military reciprocity statute (59 O.S. § 4100, *et seq.*, Military Service Occupation, Education, and Credentialing Act), to update clearance levels to parallel dust-lead hazard changes, to remove several outdated provisions, and to correct minor punctuation and grammar errors. The proposed updates to clearance levels are necessary to maintain EPA approval for Oklahoma's Lead-Based Paint program. The gist of the proposed rulemaking is to update the rule in accordance with recent changes to the federal lead-based paint poisoning prevention requirements, and to provide reciprocity for active duty military service members and their spouses.

AUTHORITY:

Environmental Quality Board; 27A O.S. §§ 2-2-101, 2-2-201, and 2-5-106.

Air Quality Advisory Council; 27A O.S. §§ 2-2-201 and 2-5-107.

Oklahoma Lead-based Paint Management Act; 27A O.S. §§ 2-12-101 and 2-12-201.

COMMENT PERIOD:

Written comments may be submitted to the contact person from September 15, 2020, through October 16, 2020. Oral comments may be made at the October 21, 2020 hearing and at

Notices of Rulemaking Intent

the November 10, 2020 Environmental Quality Board hearing at the DEQ Headquarters, 707 N. Robinson Avenue, Oklahoma City, OK 73102.

PUBLIC HEARING:

Before the Air Quality Advisory Council at 9:00 a.m. on Wednesday, October 21, 2020, via videoconference or teleconference in compliance with the Open Meetings Act, as amended by SB 661 (2020). Members of the Council and public may attend via videoconference or teleconference. Videoconference or teleconference details may be obtained from the contact person or obtained online at <https://www.deq.ok.gov/council-meeting-single/?meetingid=MTA5NjY=> when the agenda of the hearing is published at least 24 hours prior to the meeting. In the event the current state of emergency has expired or been terminated by the Governor, the hearing shall take place at the same date and time at the DEQ Headquarters, 707 N. Robinson Avenue, Oklahoma City, OK 73102. If the Council recommends adoption, the proposed rules will be considered by the Environmental Quality Board at its meeting scheduled for 9:30 a.m. on Tuesday, November 10, 2020 at the DEQ Headquarters, 707 N. Robinson Avenue, Oklahoma City, OK 73102.

REQUEST FOR COMMENTS FROM BUSINESS ENTITIES:

The Department requests that business entities or any other members of the public affected by these rules provide the Department, within the comment period, in dollar amounts if possible, the increase in the level of direct costs such as fees, and the indirect costs such as reporting, record keeping, equipment, construction, labor, professional services, revenue loss, or other costs expected to be incurred by a particular entity due to compliance with the proposed rules.

COPIES OF THE PROPOSED RULE:

Copies of the proposed rules may be obtained from the contact person, reviewed at the DEQ Headquarters, 707 N. Robinson Avenue, Oklahoma City, OK 73102, or reviewed online at <https://www.deq.ok.gov/council-meeting-single/?meetingid=MTA5NjY=>.

RULE IMPACT STATEMENT:

Pursuant to 75 O.S. § 303(D), a rule impact statement will be prepared and available on and after September 15, 2020, on the DEQ Air Quality Division website at <https://www.deq.ok.gov/council-meeting-single/?meetingid=MTA5NjY=>. Copies may also be obtained from the Department by calling the contact person listed below.

CONTACT PERSON:

The contact person for this proposal is Melanie Foster, Environmental Programs Manager, who can be reached by phone at (405) 702-4100. Please email written comments to AQDRuleComments@deq.ok.gov. Mail should be addressed to Department of Environmental Quality, Air Quality Division, P.O. Box 1677, Oklahoma City, OK 73101-1677, ATTN: Melanie Foster. The Air Quality Division fax number is (405) 702-4101.

PERSONS WITH DISABILITIES:

Should you desire to attend the public hearing but have a disability and need an accommodation, please notify the Air Quality Division three (3) days in advance at (405) 702-4177. For the hearing impaired, the TDD relay number is 1-800-522-8506 or 1-800-722-0353, for TDD machine use only.

[OAR Docket #20-737; filed 8-24-20]

TITLE 252. DEPARTMENT OF ENVIRONMENTAL QUALITY CHAPTER 205. HAZARDOUS WASTE MANAGEMENT

[OAR Docket #20-738]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 3. Incorporation by Reference
252:205-3-1. Reference to 40 CFR [AMENDED]

SUMMARY:

The gist of this rulemaking is to make DEQ's hazardous waste rules consistent with the federal regulations by incorporating by reference (IBR) the regulations found in 40 CFR Parts 124 and 260-279, revised as of July 1, 2020. The significant rule change for this IBR adds hazardous waste aerosol cans to the universal waste program under the federal Resource Conservation and Recovery Act (RCRA) regulations. This change will provide a clear, protective system for managing discarded aerosol cans by easing regulatory burdens, promoting collection and recycling, and encouraging the development of programs to reduce the quantity of these wastes sent to municipal solid waste landfills or combustors. This rulemaking will ensure that Oklahoma's hazardous waste rules are at least equivalent to the federal rules, as required to maintain program Authorization.

AUTHORITY:

Environmental Quality Board; 27A O.S. §§ 2-2-101 and 2-2-104.

Hazardous Waste Management Advisory Council; 27A O.S. § 2-2-201.

Oklahoma Hazardous Waste Management Act; 27A O.S. §§ 2-7-105 and 2-7-106.

COMMENT PERIOD:

Deliver or mail written comments on the proposed rules to the contact person from September 15, 2020 through October 15, 2020.

PUBLIC HEARINGS:

Before the Hazardous Waste Management Advisory Council on October 15, 2020 at 10:00 a.m. via videoconference or teleconference in compliance with the Open Meetings Act, as amended by SB 661 (2020). Members of the Council and public may attend via videoconference or teleconference, and a room will be available at the DEQ

Headquarters, 707 N. Robinson Ave., Oklahoma City, OK 73102, for any members of the public who wish to attend in person. Videoconference or teleconference details may be obtained from the contact person or obtained online at <https://www.deq.ok.gov/council-meeting-single/?meetingid=MTA5NTg=> when the agenda of the hearing is published at least 24 hours prior to the meeting. In the event the current state of emergency has expired or been terminated by the Governor, the hearing shall take place at the same date and time at the DEQ Headquarters, 707 N. Robinson Avenue, Oklahoma City, OK 73102. If the Council recommends adoption, the proposed rules will be considered by the Environmental Quality Board at the regularly scheduled meeting to be held in February 2021 at the Department of Environmental Quality offices, first floor, 707 N. Robinson, Oklahoma City, OK 73101.

REQUEST FOR COMMENTS FROM BUSINESS ENTITIES:

The Department of Environmental Quality requests that business entities affected by these modifications provide the DEQ, within the comment period and in dollar amounts if possible, the increase or decrease in the level of direct costs such as fees and the indirect costs such as reporting, record keeping, equipment, construction, labor, professional services, revenue loss, or other costs expected to be incurred by a particular entity due to compliance with the proposed rules.

COPIES OF PROPOSED RULES:

A copy of the proposed rules may be obtained from the contact person or may be viewed on the DEQ web site at www.deq.ok.gov/land-protection-division/land-protection-division-proposed-rules/ or may be reviewed at the Department of Environmental Quality, 707 N. Robinson, Oklahoma City, Oklahoma during normal business hours (8:00 am - 4:30 pm Monday through Friday).

RULE IMPACT STATEMENT:

Pursuant to 75 O.S., § 303(D), a rule impact statement for the proposed rules will be on file at the DEQ and may be requested from the contact person listed below or viewed online at <https://www.deq.ok.gov/council-meeting-single/?meetingid=MTA5NTg=>.

CONTACT PERSON:

Mike Edwards, Hazardous Waste Compliance and Enforcement Section, Department of Environmental Quality, P.O. Box 1677, Oklahoma City, OK 73101 - 1677, e-mail at mike.edwards@deq.ok.gov, phone 405-702-5226, or fax 405-702-5101.

ADDITIONAL INFORMATION:

Persons with disabilities who desire to attend the public hearing to be held before the Hazardous Waste Management Advisory Council and need assistance should notify the contact person three days in advance of the meeting during

business hours at 405-702-5226 or by using TDD relay number 1-800-522-8506.

[OAR Docket #20-738; filed 8-24-20]

TITLE 748. OKLAHOMA UNIFORM BUILDING CODE COMMISSION CHAPTER 1. ADMINISTRATIVE OPERATIONS

[OAR Docket #20-739]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

- 748:1-1-1. Organization [REVOKED]
- 748:1-1-3. Commissioners [REVOKED]
- 748:1-1-4. Meetings [AMENDED]

SUMMARY:

748:1-1-1., has been revoked as the language is considered unnecessary. 748:1-1-3., has been revoked to remove duplicative language that is already in the Oklahoma Uniform Building Code Commission (the "OUBCC"), statute, 59 O.S. § 1000.22. 748:1-1-4., has been amended to delete duplicative language from OUBCC statute, 59 O.S. § 1000.22.

AUTHORITY:

Oklahoma Uniform Building Code Commission; 59 O.S. § 1000.23 and 1000.24.

COMMENT PERIOD:

Persons wishing to present their views in writing may do so before 4:30 p.m. on Thursday, October 15, 2020 at the Oklahoma Uniform Building Code Commission (the "OUBCC"), 2401 NW 23rd Street, Suite 2F, PO Box 12540, Oklahoma City, OK 73157, Attn: Kathy Hehnly, or by email to Kathy.Hehnly@oubcc.ok.gov.

PUBLIC HEARING:

A public hearing on these proposed rules will be held at 10:00 a.m. on Friday, October 16, 2020 at the Oklahoma Uniform Building Code Commission at 2401 NW 23rd Street, Suite 2F, Oklahoma City, OK 73107. Anyone who wishes to speak must sign in at the door by 10:05 a.m. Each person will be given a maximum of 5 minutes to speak.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

The Oklahoma Uniform Building Code Commission requests that business entities affected by these proposed rules provide the OUBCC, within the comment period set forth and described above, in dollar amounts if possible, the increase in the level of direct costs, such as administrative fees, and the indirect costs such as report, recordkeeping, equipment, construction, labor, professional services, revenue loss, or other costs that the business entity expects to incur due to compliance with the proposed rules. Business entities may submit this information in writing to Kathy Hehnly at the above address, before the close of the comment period on Thursday, October 15, 2020.

Notices of Rulemaking Intent

COPIES OF PROPOSED RULES:

Copies of the proposed rules may be obtained from the Oklahoma Uniform Building Code Commission at: 2401 NW 23rd Street, Suite 2F, Oklahoma City, OK 73107, before the close of the comment period on Thursday, October 15, 2020. Proposed rules can be found on the Oklahoma Uniform Building Code Commission website at: http://www.ok.gov/oubcc/Codes_&_Rules/Proposed_Rules/index.html.

RULE IMPACT STATEMENT:

Pursuant to 75 O.S. § 303 (D), a rule impact statement has been prepared and may be obtained from the OUBCC at the above physical address.

CONTACT PERSONS:

Billy Pope, Chief Executive Officer 405.521-6501
Kathy Hehnly, Commission Secretary 405.521-6506

[OAR Docket #20-739; filed 8-25-20]

TITLE 748. OKLAHOMA UNIFORM BUILDING CODE COMMISSION CHAPTER 5. FEES AND COLLECTION OF FEES

[OAR Docket #20-740]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 1. Fees [REVOKED]

748:5-1-1. Fee for initial permit and permit renewal
[REVOKED]

Subchapter 3. Collection and Late Fee Assessment
[REVOKED]

748:5-3-1. Late Fee Assessment [REVOKED]

SUMMARY:

748:5-1-1., has been revoked as it duplicates language in the Oklahoma Uniform Building Code Commission (the "OUBCC") statute, 59 O.S. §1000.25. 748:5-3-1., has been revoked as the language is outdated as the OUBCC statutes 59 O.S. § 1000.25 has been updated and late fees are no longer collected.

AUTHORITY:

Oklahoma Uniform Building Code Commission; 59 O.S. § 1000.23 and 1000.24.

COMMENT PERIOD:

Persons wishing to present their views in writing may do so before 4:30 p.m. on Thursday, October 15, 2020 at the Oklahoma Uniform Building Code Commission (the "OUBCC"), 2401 NW 23rd Street, Suite 2F, PO Box 12540, Oklahoma City, OK 73157, Attn: Kathy Hehnly, or by email to Kathy.Hehnly@oubcc.ok.gov.

PUBLIC HEARING:

A public hearing on these proposed rules will be held at 10:00 a.m. on Friday, October 16, 2020 at the Oklahoma Uniform Building Code Commission at 2401 NW 23rd Street,

Suite 2F, Oklahoma City, OK 73107. Anyone who wishes to speak must sign in at the door by 10:05 a.m. Each person will be given a maximum of 5 minutes to speak.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

The Oklahoma Uniform Building Code Commission requests that business entities affected by these proposed rules provide the OUBCC, within the comment period set forth and described above, in dollar amounts if possible, the increase in the level of direct costs, such as administrative fees, and the indirect costs such as report, recordkeeping, equipment, construction, labor, professional services, revenue loss, or other costs that the business entity expects to incur due to compliance with the proposed rules. Business entities may submit this information in writing to Kathy Hehnly at the above address, before the close of the comment period on Thursday, October 15, 2020.

COPIES OF PROPOSED RULES:

Copies of the proposed rules may be obtained from the Oklahoma Uniform Building Code Commission at: 2401 NW 23rd Street, Suite 2F, Oklahoma City, OK 73107, before the close of the comment period on Thursday, October 15, 2020. Proposed rules can be found on the Oklahoma Uniform Building Code Commission website at: http://www.ok.gov/oubcc/Codes_&_Rules/Proposed_Rules/index.html.

RULE IMPACT STATEMENT:

Pursuant to 75 O.S. § 303 (D), a rule impact statement has been prepared and may be obtained from the Oklahoma Uniform Building Code Commission at the above physical address.

CONTACT PERSONS:

Billy Pope, Chief Executive Officer 405.521-6501
Kathy Hehnly, Commission Secretary 405.521-6506

[OAR Docket #20-740; filed 8-25-20]

TITLE 748. OKLAHOMA UNIFORM BUILDING CODE COMMISSION CHAPTER 7. COMMISSION COMMITTEES

[OAR Docket #20-741]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 1. General

748:7-1-6. Advisory Only [REVOKED]

748:7-1-7. Prerogative and direction [REVOKED]

748:7-1-8. Committee forms [REVOKED]

SUMMARY:

748:7-1-6., and 748:7-1-7., were revoked as the wording is unnecessary. 748:7-1-8., has been revoked because the subject is covered in other areas of the Oklahoma Uniform Building Code Commission (the "OUBCC") administrative rules.

AUTHORITY:

Oklahoma Uniform Building Code Commission; 59 O.S. § 1000.23 and 1000.24.

COMMENT PERIOD:

Persons wishing to present their views in writing may do so before 4:30 p.m. on Thursday, October 15, 2020 at the Oklahoma Uniform Building Code Commission (the "OUBCC"), 2401 NW 23rd Street, Suite 2F, PO Box 12540, Oklahoma City, OK 73157, Attn: Kathy Hehnly, or by email to Kathy.Hehnly@oubcc.ok.gov.

PUBLIC HEARING:

A public hearing on these proposed rules will be held at 10:00 a.m. on Friday, October 16, 2020 at the Oklahoma Uniform Building Code Commission at 2401 NW 23rd Street, Suite 2F, Oklahoma City, OK 73107. Anyone who wishes to speak must sign in at the door by 10:05 a.m. Each person will be given a maximum of 5 minutes to speak.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

The Oklahoma Uniform Building Code Commission requests that business entities affected by these proposed rules provide the OUBCC, within the comment period set forth and described above, in dollar amounts if possible, the increase in the level of direct costs, such as administrative fees, and the indirect costs such as report, recordkeeping, equipment, construction, labor, professional services, revenue loss, or other costs that the business entity expects to incur due to compliance with the proposed rules. Business entities may submit this information in writing to Kathy Hehnly at the above address, before the close of the comment period on Thursday, October 15, 2020.

COPIES OF PROPOSED RULES:

Copies of the proposed rules may be obtained from the Oklahoma Uniform Building Code Commission at: 2401 NW 23rd Street, Suite 2F, Oklahoma City, OK 73107, before the close of the comment period on Thursday, October 15, 2020. Proposed rules can be found on the Oklahoma Uniform Building Code Commission website at: http://www.ok.gov/oubcc/Codes_&_Rules/Proposed_Rules/index.html.

RULE IMPACT STATEMENT:

Pursuant to 75 O.S. § 303 (D), a rule impact statement has been prepared and may be obtained from the OUBCC at the above physical address.

CONTACT PERSONS:

Billy Pope, Chief Executive Officer 405.521-6501
Kathy Hehnly, Commission Secretary 405.521-6506

[OAR Docket #20-741; filed 8-25-20]

TITLE 748. OKLAHOMA UNIFORM BUILDING CODE COMMISSION CHAPTER 15. CODE ADOPTED BY STATE AGENCIES AND POLITICAL SUBDIVISIONS

[OAR Docket #20-742]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

- 748:15-1-1. Codes which may be adopted [REVOKED]
- 748:15-1-2. Procedure to adopt different code [REVOKED]
- 748:15-1-3. Amendment of existing Commission codes [REVOKED]
- 748:15-1-4. Procedure to amend Commission adopted codes [REVOKED]
- 748:15-1-5. Effect of Repeal [REVOKED]

SUMMARY:

Sections 748-15-1-1., 748:15-1-2., 748:15-1-3., 748:15-1-4., and 748:15-1-5., have been revoked as the wording duplicates language in the Oklahoma Uniform Building Code Commission (the "OUBCC"), statute 59 O.S. §1000.23 (C) and 1000.24 (6).

AUTHORITY:

Oklahoma Uniform Building Code Commission; 59 O.S. § 1000.23 and 1000.24.

COMMENT PERIOD:

Persons wishing to present their views in writing may do so before 4:30 p.m. on Thursday, October 15, 2020 at the Oklahoma Uniform Building Code Commission (the "OUBCC"), 2401 NW 23rd Street, Suite 2F, PO Box 12540, Oklahoma City, OK 73157, Attn: Kathy Hehnly, or by email to Kathy.Hehnly@oubcc.ok.gov.

PUBLIC HEARING:

A public hearing on these proposed rules will be held at 10:00 a.m. on Friday, October 16, 2020 at the Oklahoma Uniform Building Code Commission at 2401 NW 23rd Street, Suite 2F, Oklahoma City, OK 73107. Anyone who wishes to speak must sign in at the door by 10:05 a.m. Each person will be given a maximum of 5 minutes to speak.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

The Oklahoma Uniform Building Code Commission requests that business entities affected by these proposed rules provide the OUBCC, within the comment period set forth and described above, in dollar amounts if possible, the increase in the level of direct costs, such as administrative fees, and the indirect costs such as report, recordkeeping, equipment, construction, labor, professional services, revenue loss, or other costs that the business entity expects to incur due to compliance with the proposed rules. Business entities may submit this information in writing to Kathy Hehnly at the above address, before the close of the comment period on Thursday, October 15, 2020.

Notices of Rulemaking Intent

COPIES OF PROPOSED RULES:

Copies of the proposed rules may be obtained from the Oklahoma Uniform Building Code Commission at: 2401 NW 23rd Street, Suite 2F, Oklahoma City, OK 73107, before the close of the comment period on Thursday, October 15, 2020. Proposed rules can be found on the Oklahoma Uniform Building Code Commission website at: http://www.ok.gov/oubcc/Codes_&_Rules/Proposed_Rules/index.html.

RULE IMPACT STATEMENT:

Pursuant to 75 O.S. § 303 (D), a rule impact statement has been prepared and may be obtained from the Oklahoma Uniform Building Code Commission at the above physical address.

CONTACT PERSONS:

Billy Pope, Chief Executive Officer 405.521-6501
Kathy Hehnly, Commission Secretary 405.521-6506

[OAR Docket #20-742; filed 8-25-20]

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

[OAR Docket #20-743]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 1. IBC® 2015

- 748:20-1-1. Adoption of International Building Code®, 2015 Edition (IBC® 2015) [AMENDED AND RENUMBERED TO 748:20-2-1]
- 748:20-1-2. Effect of Adoption [AMENDED AND RENUMBERED TO 748:20-2-2]
- 748:20-1-3. IBC® 2015 and Other Appendices [AMENDED AND RENUMBERED TO 748:20-2-3]
- 748:20-1-4. IBC® 2015 Provisions Adopted and Modified [AMENDED AND RENUMBERED TO 748:20-2-4]
- 748:20-1-5. IBC® 2015 Participation in Federal Programs and/or Federally Funded or Financed Projects [AMENDED AND RENUMBERED TO 748:20-2-5]
- 748:20-1-6. IBC® 2015 Chapter 1 Scope and Administration [AMENDED AND RENUMBERED TO 748:20-2-6]
- 748:20-1-8. IBC® 2015 Chapter 3 Use and Occupancy Classification [AMENDED AND RENUMBERED TO 748:20-2-8]
- 748:20-1-9. IBC® 2015 Chapter 4 Special Detailed Requirements Based on Use and Occupancy [AMENDED AND RENUMBERED TO 748:20-2-9]
- 748:20-1-11. IBC® 2015 Chapter 9 Fire Protection Systems [AMENDED AND RENUMBERED TO 748:20-2-14]
- 748:20-1-12. IBC® 2015 Chapter 10 Means of Egress [AMENDED AND RENUMBERED TO 748:20-2-15]

- 748:20-1-13. IBC® 2015 Chapter 16 Structural Design [AMENDED AND RENUMBERED TO 748:20-2-21]
- 748:20-1-14. IBC® 2015 Chapter 18 Soils and Foundations [AMENDED AND RENUMBERED TO 748:20-2-23]
- 748:20-1-15. IBC® 2015 Chapter 29 Plumbing Systems [AMENDED AND RENUMBERED TO 748:20-2-34]
- 748:20-1-16. IBC® 2015 Chapter 32 Encroachments into the Public Right-of-Way [AMENDED AND RENUMBERED TO 748:20-2-37]
- 748:20-1-18. IBC® 2015 Chapter 35 Referenced Standards [AMENDED AND RENUMBERED TO 748:20-2-40]
- 748:20-1-19. Appendix N, Supplemental Storm Shelter Requirements [REVOKED]
- Subchapter 2. IBC® 2018 [NEW]
- 748:20-2-1. Adoption of the International Building Code®, 2018 Edition (IBC® 2018) [NEW]
- 748:20-2-2. Effect of Adoption [NEW]
- 748:20-2-3. IBC® 2018 and other Appendices [NEW]
- 748:20-2-4. IBC® 2018 Provisions Adopted and Modified [NEW]
- 748:20-2-5. Participation in Federal Programs and/or Federally Funded or Financed Projects [NEW]
- 748:20-2-6. IBC® 2018 Chapter 1 Scope and Administration [NEW]
- 748:20-2-7. IBC® 2018 Chapter 2 Definitions [NEW]
- 748:20-2-8. IBC® 2018 Chapter 3 Use and Occupancy [NEW]
- 748:20-2-9. IBC® 2018 Chapter 4 Special Detailed Requirements Based on Use and Occupancy [NEW]
- 748:20-2-10. IBC® 2018 Chapter 5 General Building Heights and Areas [NEW]
- 748:20-2-11. IBC® Chapter 6 [RESERVED]
- 748:20-2-12. IBC® 2018 Chapter 7 Fire and Smoke Protection Features [NEW]
- 748:20-2-13. IBC® Chapter 8 [RESERVED]
- 748:20-2-14. IBC® 2018 Chapter 9 Fire Protection Systems [NEW]
- 748:20-2-15. IBC® 2018 Chapter 10 Means of Egress [NEW]
- 748:20-2-16. IBC® Chapter 11 [RESERVED]
- 748:20-2-17. IBC® Chapter 12 [RESERVED]
- 748:20-2-18. IBC® Chapter 13 [RESERVED]
- 748:20-2-19. IBC® Chapter 14 [RESERVED]
- 748:20-2-20. IBC® 2018 Chapter 15 Roof Assemblies and Rooftop Structures [NEW]
- 748:20-2-21. IBC® 2018 Chapter 16 Structural Design [NEW]
- 748:20-2-22. IBC® 2018 Chapter 17 Special Inspections and Tests [NEW]
- 748:20-2-23. IBC® 2018 Chapter 18 Soils and Finishes [NEW]
- 748:20-2-24. IBC® Chapter 19 [RESERVED]
- 748:20-2-25. IBC® Chapter 20 [RESERVED]
- 748:20-2-26. IBC® Chapter 21 [RESERVED]
- 748:20-2-27. IBC® Chapter 22 [RESERVED]
- 748:20-2-28. IBC® 2018 Chapter 23 Wood [NEW]

- 748:20-2-29. IBC® Chapter 24 [RESERVED]
- 748:20-2-30. IBC® Chapter 25 [RESERVED]
- 748:20-2-31. IBC® Chapter 26 [RESERVED]
- 748:20-2-32. IBC® 2018 Chapter 27 Electrical [NEW]
- 748:20-2-33. IBC® Chapter 28 [RESERVED]
- 748:20-2-34. IBC® 2018 Chapter 29 Plumbing Systems [NEW]
- 748:20-2-35. IBC® Chapter 30 [RESERVED]
- 748:20-2-36. IBC® 2018 Chapter 31 Special Construction [NEW]
- 748:20-2-37. IBC® 2018 Chapter 32 Encroachments into the Public Right-of-Way [NEW]
- 748:20-2-38. IBC® Chapter 33 [RESERVED]
- 748:20-2-39. IBC® Chapter 34 [RESERVED]
- 748:20-2-40. IBC® 2018 Chapter 35 Referenced Standards [NEW]

SUMMARY:

748:20-1-1., 748:20-1-2., 748:20-1-3., 748:20-1-4., 748:20-1-5., 748:20-1-6., 748:20-1-8., 748:20-1-9., 748:20-1-11., 748:20-1-12., 748:20-1-13., 748:20-1-14., 748:20-1-15., 748:20-1-16., and 748:20-1-18., have been amended and renumbered to the new Subchapter 2 entitled "IBC® 2018." 748:20-1-19., has been revoked.

748:20-2-1., 748:20-2-2., 748:20-2-3., 748:20-2-4., and 748:20-2-5., adopt the IBC® 2018 edition without appendices and establishes the IBC® 2018 edition as the statewide minimum code for commercial building construction in the State of Oklahoma. 748:20-2-6. adopts Chapter 1 of the IBC® 2018 only to the extent its provisions are not inconsistent with other laws or lawfully established code administration and enforcement policies. 748:20-2-7., 748:20-2-8., 748:20-2-9., 748:20-2-10., 748:20-2-12., 748:20-2-14., 748:20-2-15., 748:20-2-20., 748:20-2-21., 748:20-2-22., 748:20-2-23., 748:20-2-28., 748:20-2-32., 748:20-2-34., 748:20-2-36., 748:20-2-37., and 748:20-2-40., set forth the OUBCC's adoption of Oklahoma modifications to the provisions of the IBC® 2018 edition in Chapters 2, 3, 4, 5, 7, 9, 10, 15, 16, 17, 18, 23, 27, 29, 31, 32, and 35, respectively.

748:20-2-11., 748:20-2-13., 748:20-2-16., 748:20-2-17., 748:20-2-18., 748:20-2-19., 748:20-2-24., 748:20-2-25., 748:20-2-26., 748:20-2-27., 748:20-2-29., 748:20-2-30., 748:20-2-31., 748:20-2-33., 748:20-2-35., 748:20-2-38., and 748:20-2-39., have been reserved for possible future changes to the IBC® in Chapters 6, 8, 11, 12, 13, 14, 19, 20, 21, 22, 24, 25, 26, 28, 30, 33, and 34, respectively.

AUTHORITY:

Oklahoma Uniform Building Code Commission; 59 O.S. § 1000.23 and 1000.24.

COMMENT PERIOD:

Persons wishing to present their views in writing may do so before 4:30 p.m. on Thursday, October 15, 2020 at the Oklahoma Uniform Building Code Commission (the "OUBCC"), 2401 NW 23rd Street, Suite 2F, PO Box 12540, Oklahoma City, OK 73157, Attn: Kathy Hehnly, or by email to Kathy.Hehnly@oubcc.ok.gov.

PUBLIC HEARING:

A public hearing on these proposed rules will be held at 10:00 a.m. on Friday, October 16, 2020 at the Oklahoma Uniform Building Code Commission at 2401 NW 23rd Street, Suite 2F, Oklahoma City, OK 73107. Anyone who wishes to speak must sign in at the door by 10:05 a.m. Each person will be given a maximum of 5 minutes to speak.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

The Oklahoma Uniform Building Code Commission requests that business entities affected by these proposed rules provide the OUBCC, within the comment period set forth and described above, in dollar amounts if possible, the increase in the level of direct costs, such as administrative fees, and the indirect costs such as report, recordkeeping, equipment, construction, labor, professional services, revenue loss, or other costs that the business entity expects to incur due to compliance with the proposed rules. Business entities may submit this information in writing to Kathy Hehnly at the above address, before the close of the comment period on Thursday, October 15, 2020.

COPIES OF PROPOSED RULES:

Copies of the proposed rules may be obtained from the Oklahoma Uniform Building Code Commission at: 2401 NW 23rd Street, Suite 2F, Oklahoma City, OK 73107, before the close of the comment period on Thursday, October 15, 2020. Proposed rules can be found on the Oklahoma Uniform Building Code Commission website at: http://www.ok.gov/oubcc/Codes_&_Rules/Proposed_Rules/index.html.

RULE IMPACT STATEMENT:

Pursuant to 75 O.S. § 303 (D), a rule impact statement has been prepared and may be obtained from the Oklahoma Uniform Building Code Commission at the above physical address.

CONTACT PERSONS:

- Billy Pope, Chief Executive Officer 405.521-6501
- Kathy Hehnly, Commission Secretary 405.521-6506

[OAR Docket #20-743; filed 8-25-20]

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

[OAR Docket #20-744]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 3. IFC® 2015

- 748:20-3-1. Adoption of International Fire Code®, 2015 Edition (IFC® 2015) [AMENDED AND RENUMBERED TO 748:20-4-1]

Notices of Rulemaking Intent

- 748:20-3-2. Effect of Adoption [AMENDED AND RENUMBERED TO 748:20-4-2]
- 748:20-3-3. IFC® 2015 and Other Appendices [AMENDED AND RENUMBERED TO 748:20-4-3]
- 748:20-3-4. IFC® 2015 Provisions Adopted and Modified [AMENDED AND RENUMBERED TO 748:20-4-4]
- 748:20-3-5. Participation in Federal Programs and/or Federally Funded or Financed Projects [AMENDED AND RENUMBERED TO 748:20-4-5]
- 748:20-3-6. IFC® 2015 Chapter 1 Scope and Administration [AMENDED AND RENUMBERED TO 748:20-4-6]
- 748:20-3-7. IFC® 2015 Chapter 2 Definitions [AMENDED AND RENUMBERED TO 748:20-4-7]
- 748:20-3-7.1. IFC® 2015 Chapter 3 General Requirements [AMENDED AND RENUMBERED TO 748:20-4-8]
- 748:20-3-8. IFC® 2015 Chapter 5 Fire Service Features [AMENDED AND RENUMBERED TO 748:20-4-10]
- 748:20-3-11. IFC® 2015 Chapter 9 Fire Protection Systems [AMENDED AND RENUMBERED TO 748:20-4-14]
- 748:20-3-12. IFC® 2015 Chapter 10 Means of Egress [AMENDED AND RENUMBERED TO 748:20-4-15]
- 748:20-3-13. IFC® 2015 Chapter 11 Construction Requirements for Existing Buildings [AMENDED AND RENUMBERED TO 748:20-4-16]
- 748:20-3-13.2. IFC® 2015 Chapter 23 Motor Fuel-Dispensing Facilities and Repair Garages [AMENDED AND RENUMBERED TO 748:20-4-28]
- 748:20-3-13.3. IFC® 2015 Chapter 55 Cryogenic Fluids [AMENDED AND RENUMBERED TO 748:20-4-60]
- 748:20-3-13.4. IFC® 2015 Chapter 57 Flammable and Combustible Liquids [AMENDED AND RENUMBERED TO 748:20-4-62]
- 748:20-3-13.5. IFC® 2015 Chapter 61 Liquefied Petroleum Gases [AMENDED AND RENUMBERED TO 748:20-4-66]
- 748:20-3-14. IFC® 2015 Chapter 80 Referenced Standards [AMENDED AND RENUMBERED TO 784:20-4-85]
- 748:20-3-15. Appendix N, Egress Path Markings for Existing Buildings [AMENDED AND RENUMBERED TO 748:20-4-86]
- Subchapter 4. IFC® 2018 [NEW]
- 748:20-4-1. Adoption of the International Fire Code®, 2018 Edition (IFC® 2018) [NEW]
- 748:20-4-2. Effect of Adoption [NEW]
- 748:20-4-3. IFC® 2018 and other Appendices [NEW]
- 748:20-4-4. IFC® 2018 Provisions Adopted and Modified [NEW]
- 748:20-4-5. Participation in Federal Programs and/or Federally Funded or Financed Projects [NEW]
- 748:20-4-6. IFC® 2018 Chapter 1 Scope and Administration [NEW]
- 748:20-4-7. IFC® 2018 Chapter 2 Definitions [NEW]
- 748:20-4-8. IFC® 2018 Chapter 3 General Requirements [NEW]
- 748:20-4-9. IFC® 2018 Chapter 4 Emergency Planning and Preparedness [NEW]
- 748:20-4-10. IFC® 2018 Chapter 5 Fire Service Features [NEW]
- 748:20-4-11. IFC® 2018 Chapter 6 Building Services and Systems [NEW]
- 748:20-4-12. IFC® Chapter 7 [RESERVED]
- 748:20-4-13. IFC® Chapter 8 [RESERVED]
- 748:20-4-14. IFC® 2018 Chapter 9 Fire Protection Systems [NEW]
- 748:20-4-15. IFC® 2018 Chapter 10 Means of Egress [NEW]
- 748:20-4-16. IFC® 2018 Chapter 11 Construction Requirements for Existing Buildings [NEW]
- 748:20-4-17. IFC® 2018 Chapter 12 Energy Systems [NEW]
- 748:20-4-18. IFC® Chapter 13 [RESERVED]
- 748:20-4-19. IFC® Chapter 14 [RESERVED]
- 748:20-4-20. IFC® Chapter 15 [RESERVED]
- 748:20-4-21. IFC® Chapter 16 [RESERVED]
- 748:20-4-22. IFC® Chapter 17 [RESERVED]
- 748:20-4-23. IFC® Chapter 18 [RESERVED]
- 748:20-4-24. IFC® Chapter 19 [RESERVED]
- 748:20-4-25. IFC® Chapter 20 [RESERVED]
- 748:20-4-26. IFC® Chapter 21 [RESERVED]
- 748:20-4-27. IFC® Chapter 22 [RESERVED]
- 748:20-4-28. IFC® 2018 Chapter 23 Motor Fuel Dispensing Facilities and Repair Garages [NEW]
- 748:20-4-29. IFC® Chapter 24 [RESERVED]
- 748:20-4-30. IFC® Chapter 25 [RESERVED]
- 748:20-4-31. IFC® Chapter 26 [RESERVED]
- 748:20-4-32. IFC® Chapter 27 [RESERVED]
- 748:20-4-33. IFC® Chapter 28 [RESERVED]
- 748:20-4-34. IFC® Chapter 29 [RESERVED]
- 748:20-4-35. IFC® Chapter 30 [RESERVED]
- 748:20-4-36. IFC® Chapter 31 [RESERVED]
- 748:20-4-37. IFC® Chapter 32 [RESERVED]
- 748:20-4-38. IFC® Chapter 33 [RESERVED]
- 748:20-4-39. IFC® Chapter 34 [RESERVED]
- 748:20-4-40. IFC® Chapter 35 [RESERVED]
- 748:20-4-41. IFC® Chapter 36 [RESERVED]
- 748:20-4-42. IFC® Chapter 37 [RESERVED]
- 748:20-4-43. IFC® Chapter 38 [RESERVED]
- 748:20-4-44. IFC® 2018 Chapter 39 Processing and Extraction Facilities [NEW]
- 748:20-4-45. IFC® Chapter 40 [RESERVED]
- 748:20-4-46. IFC® Chapter 41 [RESERVED]
- 748:20-4-47. IFC® Chapter 42 [RESERVED]
- 748:20-4-48. IFC® Chapter 43 [RESERVED]
- 748:20-4-49. IFC® Chapter 44 [RESERVED]
- 748:20-4-50. IFC® Chapter 45 [RESERVED]
- 748:20-4-51. IFC® Chapter 46 [RESERVED]
- 748:20-4-52. IFC® Chapter 47 [RESERVED]
- 748:20-4-53. IFC® Chapter 48 [RESERVED]
- 748:20-4-54. IFC® Chapter 49 [RESERVED]
- 748:20-4-55. IFC® Chapter 50 [RESERVED]

- 748:20-4-56. IFC® Chapter 51 [RESERVED]
- 748:20-4-57. IFC® Chapter 52 [RESERVED]
- 748:20-4-58. IFC® 2018 Chapter 53 Compressed Gases [NEW]
- 748:20-4-59. IFC® Chapter 54 [RESERVED]
- 748:20-4-60. IFC® 2018 Chapter 55 Cryogenic Fluids [NEW]
- 748:20-4-61. IFC® Chapter 56 [RESERVED]
- 748:20-4-62. IFC® 2018 Chapter 57 Flammable and Combustible Liquids [NEW]
- 748:20-4-63. IFC® Chapter 58 [RESERVED]
- 748:20-4-64. IFC® Chapter 59 [RESERVED]
- 748:20-4-65. IFC® Chapter 60 [RESERVED]
- 748:20-4-66. IFC® 2018 Chapter 61 Liquefied Petroleum Gases [NEW]
- 748:20-4-67. IFC® Chapter 62 [RESERVED]
- 748:20-4-68. IFC® Chapter 63 [RESERVED]
- 748:20-4-69. IFC® Chapter 64 [RESERVED]
- 748:20-4-70. IFC® Chapter 65 [RESERVED]
- 748:20-4-71. IFC® Chapter 66 [RESERVED]
- 748:20-4-72. IFC® Chapter 67 [RESERVED]
- 748:20-4-73. IFC® Chapter 68 [RESERVED]
- 748:20-4-74. IFC® Chapter 69 [RESERVED]
- 748:20-4-75. IFC® Chapter 70 [RESERVED]
- 748:20-4-76. IFC® Chapter 71 [RESERVED]
- 748:20-4-77. IFC® Chapter 72 [RESERVED]
- 748:20-4-78. IFC® Chapter 73 [RESERVED]
- 748:20-4-79. IFC® Chapter 74 [RESERVED]
- 748:20-4-80. IFC® Chapter 75 [RESERVED]
- 748:20-4-81. IFC® Chapter 76 [RESERVED]
- 748:20-4-82. IFC® Chapter 77 [RESERVED]
- 748:20-4-83. IFC® Chapter 78 [RESERVED]
- 748:20-4-84. IFC® Chapter 79 [RESERVED]
- 748:20-4-85. IFC® 2018 Chapter 80 Referenced Standards [NEW]
- 748:20-4-86. Appendix O, Egress Path Markings for Existing Buildings [NEW]

SUMMARY:

748:20-3-1., 748:20-3-2., 748:20-3-3., 748:20-3-4., 748:20-3-5., 748:20-3-6., 748:20-3-7., 748:20-3-7.1., 748:20-3-8., 748:20-3-11., 748:20-3-12., 748:20-3-13., 748:20-3-13.2., 748:20-3-13.3., 748:20-3-13.4., 748:20-3-13.5., 748:20-3-14., and 748:20-3-15., have been amended and renumbered to the new Subchapter 4 entitled "IFC® 2018."

748:20-4-1., 748:20-4-2., 748:20-4-3., 748:20-4-4., and 748:20-4-5., adopt the IFC® 2018 edition, without appendices and establishes the IFC® 2018 edition as the statewide minimum code for residential and commercial fire prevention and fire protection systems in the State of Oklahoma. 748:20-4-6., adopts Chapter 1 of the IFC® 2018 only to the extent its provisions are not inconsistent with other laws or lawfully established code administration and enforcement policies. 748:20-4-7., 748:20-4-8., 748:20-4-9., 748:20-4-10., 748:20-4-11., 748:20-4-14., 748:20-4-15., 748:20-4-16., 748:20-4-17., 748:20-4-28., 748:20-4-44.,

748:20-4-58., 748:20-4-60., 748:20-4-62., 748:20-4-66., 748:20-4-85 and 748:20-4-86., set forth the OUBCC's adoption of Oklahoma modifications to the provisions of the IFC®, 2018 in Chapters 2, 3, 4, 5, 6, 9, 10, 11, 12, 23, 39, 53, 55, 57, 61, 80 and the OUBCC created appendix entitled "Appendix O, Egress Path Markings for Existing Buildings," respectively.

748:20-4-12., 748:20-4-13., 748:20-4-18., 748:20-4-19., 748:20-4-20., 748:20-4-21., 748:20-4-22., 748:20-4-23., 748:20-4-24., 748:20-4-25., 748:20-4-26., 748:20-4-27., 748:20-4-29., 748:20-4-30., 748:20-4-31., 748:20-4-32., 748:20-4-33., 748:20-4-34., 748:20-4-35., 748:20-4-36., 748:20-4-37., 748:20-4-38., 748:20-4-39., 748:20-4-40., 748:20-4-41., 748:20-4-42., 748:20-4-43., 748:20-4-45., 748:20-4-46., 748:20-4-47., 748:20-4-48., 748:20-4-49., 748:20-4-50., 748:20-4-51., 748:20-4-52., 748:20-4-53., 748:20-4-54., 748:20-4-55., 748:20-4-56., 748:20-4-57., 748:20-4-59., 748:20-4-61., 748:20-4-63., 748:20-4-64., 748:20-4-65., 748:20-4-67., 748:20-4-68., 748:20-4-69., 748:20-4-70., 748:20-4-71., 748:20-4-72., 748:20-4-73., 748:20-4-74., 748:20-4-75., 748:20-4-76., 748:20-4-77., 748:20-4-78., 748:20-4-79., 748:20-4-80., 748:20-4-81., 748:20-4-82., 748:20-4-83., and 748:20-4-84 have been reserved for possible future changes to the IFC® in Chapters 7, 8, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 24, 25, 26, 27, 28, 29 30, 31, 32, 33, 34, 35, 36, 37, 38, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 54, 56, 58, 59 60, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, and 79, respectively.

AUTHORITY:

Oklahoma Uniform Building Code Commission; 59 O.S. § 1000.23 and 1000.24.

COMMENT PERIOD:

Persons wishing to present their views in writing may do so before 4:30 p.m. on Thursday, October 15, 2020 at the Oklahoma Uniform Building Code Commission (the "OUBCC"), 2401 NW 23rd Street, Suite 2F, PO Box 12540, Oklahoma City, OK 73157, Attn: Kathy Hehnly, or by email to Kathy.Hehnly@oubcc.ok.gov.

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REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

The Oklahoma Uniform Building Code Commission requests that business entities affected by these proposed rules provide the OUBCC, within the comment period set forth and described above, in dollar amounts if possible, the increase in the level of direct costs, such as administrative fees, and the indirect costs such as report, recordkeeping, equipment, construction, labor, professional services, revenue loss, or other costs that the business entity expects to incur due to compliance with the proposed rules. Business entities may

Notices of Rulemaking Intent

submit this information in writing to Kathy Hehnly at the above address, before the close of the comment period on Thursday, October 15, 2020.

COPIES OF PROPOSED RULES:

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RULE IMPACT STATEMENT:

Pursuant to 75 O.S. § 303 (D), a rule impact statement has been prepared and may be obtained from the Oklahoma Uniform Building Code Commission at the above physical address.

CONTACT PERSONS:

Billy Pope, Chief Executive Officer 405.521-6501
Kathy Hehnly, Commission Secretary 405.521-6506

[OAR Docket #20-744; filed 8-25-20]

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

[OAR Docket #20-745]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 5. IRC® 2015
748:20-5-19. IRC® 2015 Chapter 29 Water Supply and Distribution [AMENDED]
748:20-5-24.1. IRC® 2015 Chapter 44 Referenced Standards [AMENDED]

SUMMARY:

748:20-5-19 modifies the adoption of the 2015 IRC® to add three exceptions to Section P2904.1.1 for where sprinkler systems shall be installed in a townhouse dwelling unit.

748:20-5-24.1 modifies the edition year reference from 2015 to 2018 for the International Building Code®, International Fire Code®, International Fuel Gas Code®, International Mechanical Code®, and International Plumbing Code®; and the edition year from 2014 to 2017 for the National Electrical Code®.

AUTHORITY:

Oklahoma Uniform Building Code Commission; 59 O.S. § 1000.23 and 1000.24.

COMMENT PERIOD:

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"OUBCC"), 2401 NW 23rd Street, Suite 2F, PO Box 12540, Oklahoma City, OK 73157, Attn: Kathy Hehnly, or by email to Kathy.Hehnly@oubcc.ok.gov.

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RULE IMPACT STATEMENT:

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CONTACT PERSONS:

Billy Pope, Chief Executive Officer 405.521-6501
Kathy Hehnly, Commission Secretary 405.521-6506

[OAR Docket #20-745; filed 8-25-20]

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

[OAR Docket #20-746]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 7. IEBC® 2015

- 748:20-7-1. Adoption of International Existing Building Code®, 2015 Edition (IEBC® 2015) [AMENDED AND RENUMBERED TO 748:20-8-1]
- 748:20-7-2. Effect of Adoption [AMENDED AND RENUMBERED TO 748:20-8.2]
- 748:20-7-3. IEBC® 2015 Appendices [AMENDED AND RENUMBERED TO 748:20-8-3]
- 748:20-7-4. IEBC® 2015 Provisions Adopted and Modified [AMENDED AND RENUMBERED TO 748:20-8-4]
- 748:20-7-5. Participation in Federal Programs and/or Federally Funded or Financed Projects [AMENDED AND RENUMBERED TO 748:20-8-5]
- 748:20-7-6. IEBC® 2015 Chapter 1 Scope and Administration [AMENDED AND RENUMBERED TO 748:20-8-6]
- 748:20-7-8. IEBC® 2015 Chapter 14 Performance Compliance Methods [REVOKED]
- 748:20-7-9. IEBC® 2015 Chapter 16 Referenced Standards [AMENDED AND RENUMBERED TO 748:20-8-21] Subchapter 8. IEBC® 2018 [NEW]
- 748:20-8-1. Adoption of the International Existing Building Code®, 2018 Edition (IEBC® 2018) [NEW]
- 748:20-8-2. Effect of Adoption [NEW]
- 748:20-8-3. IEBC® 2018 Appendices [NEW]
- 748:20-8-4. IEBC® 2018 Provisions Adopted and Modified [NEW]
- 748:20-8-5. Participation in Federal Programs and/or Federally Funded or Financed Projects [NEW]
- 748:20-8-6. IEBC® 2018 Chapter 1 Scope and Administration [NEW]
- 748:20-8-7. IEBC® Chapter 2 [RESERVED]
- 748:20-8-8. IEBC® Chapter 3 [RESERVED]
- 748:20-8-9. IEBC® Chapter 4 [RESERVED]
- 748:20-8-10. IEBC® 2018 Chapter 5 Prescriptive Compliance Methods [NEW]
- 748:20-8-11. IEBC® Chapter 6 [RESERVED]
- 748:20-8-12. IEBC® Chapter 7 [RESERVED]
- 748:20-8-13. IEBC® Chapter 8 [RESERVED]
- 748:20-8-14. IEBC® 2018 Chapter 9 Alterations, Level 3 [NEW]
- 748:20-8-15. IEBC® 2018 Chapter 10 Change of Occupancy [NEW]
- 748:20-8-16. IEBC® 2018 Chapter 11 Additions [NEW]
- 748:20-8-17. IEBC® Chapter 12 [RESERVED]
- 748:20-8-18. IEBC® Chapter 13 [RESERVED]
- 748:20-8-19. IEBC® Chapter 14 [RESERVED]
- 748:20-8-20. IEBC® Chapter 15 [RESERVED]
- 748:20-8-21. IEBC® 2018 Chapter 16 Referenced Standards [NEW]

SUMMARY:

748:20-7-1., 748:20-7-2., 748:20-7-3., 748:20-7-4., 748:20-7-5., 748:20-7-6., and 748:20-7-9., have been amended and renumbered into Subchapter 8. 748:20-7-8., has been revoked.

748:20-8-1., 748:20-8-2., 748:20-8-3., 748:20-8-4., and 748:20-8-5., adopt the IEBC® 2018 without appendices and

establishes the IEBC® 2018 edition as the statewide minimum code for commercial existing building construction in the State of Oklahoma. 784:20-8-6., modifies the adoption of Chapter 1 of the IEBC® 2018 only to the extent its provisions are not inconsistent with other laws or lawfully established code administration and enforcement policies. 748:20-8-10., 748:20-8-14., 748:20-8-15., 748:20-8-16., and 748:20-8-21., set forth the OUBCC's adoption of Oklahoma modifications to the provisions of the IEBC® 2018 in chapters 5, 9, 10, 11 and 16, respectively. 748:20-8-7., 748:20-8-8., 748:20-8-9., 748:20-8-11., 748:20-8-12., 748:20-8-13., 748:20-8-17., 748:20-8-18., 748:20-8-19., and 748:20-8-20 have been reserved for possible future changes to the IEBC® in Chapters 2, 3, 4, 6, 7, 8, 12, 13, 14, and 15, respectively.

AUTHORITY:

Oklahoma Uniform Building Code Commission; 59 O.S. § 1000.23 and 1000.24.

COMMENT PERIOD:

Persons wishing to present their views in writing may do so before 4:30 p.m. on Thursday, October 15, 2020 at the Oklahoma Uniform Building Code Commission (the "OUBCC"), 2401 NW 23rd Street, Suite 2F, PO Box 12540, Oklahoma City, OK 73157, Attn: Kathy Hehnly, or by email to Kathy.Hehnly@oubcc.ok.gov.

PUBLIC HEARING:

A public hearing on these proposed rules will be held at 10:00 a.m. on Friday, October 16, 2020 at the Oklahoma Uniform Building Code Commission at 2401 NW 23rd Street, Suite 2F, Oklahoma City, OK 73107. Anyone who wishes to speak must sign in at the door by 10:05 a.m. Each person will be given a maximum of 5 minutes to speak.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

The Oklahoma Uniform Building Code Commission requests that business entities affected by these proposed rules provide the OUBCC, within the comment period set forth and described above, in dollar amounts if possible, the increase in the level of direct costs, such as administrative fees, and the indirect costs such as report, recordkeeping, equipment, construction, labor, professional services, revenue loss, or other costs that the business entity expects to incur due to compliance with the proposed rules. Business entities may submit this information in writing to Kathy Hehnly at the above address, before the close of the comment period on Thursday, October 15, 2020.

COPIES OF PROPOSED RULES:

Copies of the proposed rules may be obtained from the Oklahoma Uniform Building Code Commission at: 2401 NW 23rd Street, Suite 2F, Oklahoma City, OK 73107, before the close of the comment period on Thursday, October 15, 2020. Proposed rules can be found on the Oklahoma Uniform Building Code Commission website at: http://www.ok.gov/oubcc/Codes_&_Rules/Proposed_Rules/index.html.

Notices of Rulemaking Intent

RULE IMPACT STATEMENT:

Pursuant to 75 O.S. § 303 (D), a rule impact statement has been prepared and may be obtained from the Oklahoma Uniform Building Code Commission at the above physical address.

CONTACT PERSONS:

Billy Pope, Chief Executive Officer 405.521-6501
Kathy Hehnly, Commission Secretary 405.521-6506

[OAR Docket #20-746; filed 8-25-20]

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

[OAR Docket #20-747]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 9. NEC® 2014

748:20-9-1. Adoption of National Electrical Code® 2014 Edition (NEC® 2014) [AMENDED AND RENUMBERED TO 748:20-10-1]

748:20-9-2. Effect of Adoption [AMENDED AND RENUMBERED TO 748:20-10-2]

748:20-9-3. NEC® 2014 Informative Annexes [AMENDED AND RENUMBERED TO 748:20-10-3]

748:20-9-4. NEC® 2014 Provisions Adopted and Modified [AMENDED AND RENUMBERED TO 748:20-10-4]

748:20-9-5. Participation in Federal Programs and/or Federally Funded or Financed Projects [AMENDED AND RENUMBERED TO 748:20-10-5]

748:20-9-6. NEC® 2014 Article 90 Introduction [AMENDED AND RENUMBERED TO 748:20-10-6]

748:20-9-6.1. NEC® 2014 Chapter 1 General [AMENDED AND RENUMBERED TO 748:20-10-7]

748:20-9-6.2. NEC® 2014 Chapter 2 Wiring and Protection [AMENDED AND RENUMBERED TO 748:20-10-8]

748:20-9-7. NEC® 2014 Chapter 5 Special Occupancies [AMENDED AND RENUMBERED TO 748:20-10-11.]

748:20-9-8. NEC® 2014 Chapter 6 Special Equipment [AMENDED AND RENUMBERED TO 748:20-10-12]

Subchapter 10. NEC® 2017 [NEW]

748:20-10-1. Adoption of the National Electrical Code®, 2017 Edition (NEC® 2017) [NEW]

748:20-10-2. Effect of Adoption [NEW]

748:20-10-3. NEC® 2017 Informative Annexes [NEW]

748:20-10-4. NEC® 2017 Provision Adopted and Modified [NEW]

748:20-10-5. Participation in Federal Programs and/or Federally Funded or Financed Projects [NEW]

748:20-10-6. NEC® 2017 Article 90 Introduction [NEW]

748:20-10-7. NEC® 2017 Chapter 1 General [NEW]

748:20-10-8. NEC® 2017 Chapter 2 Wiring and Protection [NEW]

748:20-10-9. NEC® 2017 Chapter 3 Wiring Methods and Materials [NEW]

748:20-10-10. NEC® 2017 Chapter 4 Equipment for General Use [NEW]

748:20-10-11. NEC® 2017 Chapter 5 Special Occupancies [NEW]

748:20-10-12. NEC® 2017 Chapter 6 Special Equipment [NEW]

748:20-10-13. NEC® 2017 Chapter 7 Special Conditions [NEW]

748:20-10-14. NEC® 2017 Chapter 8 Communication Systems [NEW]

SUMMARY:

748:20-9-1., 748:20-9-2., 748:20-9-3., 748:20-9-4., 748:20-9-5, 748:20-9-6., 748:20-9-6.1., 748:20-9-6.2., 748:20-9-7., and 748:20-9-8., have been amended and renumbered to the new Subchapter 10 entitled "NEC® 2017."

748:20-10-1., 748:20-10-2., 748:20-10-3., 748:20-10-4., and 748:20-10-5., adopt the NEC® 2017 edition, without Annexes and establishes the NEC® 2017 as the statewide minimum code for commercial electrical construction in the State of Oklahoma. 748:20-10-6. modifies the adoption of Article 90 of the NEC® 2017 only to the extent its provisions are not inconsistent with other laws or lawfully established code administration and enforcement policies. 748:20-10-7., 748:20-10-8., 748:20-10-9., 748:20-10-10., 748:20-10-11., 748:20-10-12., 748:20-10-13., and 748:20-10-14., set forth the OUBCC's adoption of Oklahoma modifications to the provisions of the NEC® 2017 in Chapters 2, 3, 4, 5, 6, 7, and 8, respectively.

748:20-10-15., has been reserved for possible future changes to the NEC® in Chapter 9.

AUTHORITY:

Oklahoma Uniform Building Code Commission; 59 O.S. § 1000.23 and 1000.24.

COMMENT PERIOD:

Persons wishing to present their views in writing may do so before 4:30 p.m. on Thursday, October 15, 2020 at the Oklahoma Uniform Building Code Commission (the "OUBCC"), 2401 NW 23rd Street, Suite 2F, PO Box 12540, Oklahoma City, OK 73157, Attn: Kathy Hehnly, or by email to Kathy.Hehnly@oubcc.ok.gov.

PUBLIC HEARING:

A public hearing on these proposed rules will be held at 10:00 a.m. on Friday, October 16, 2020 at the Oklahoma Uniform Building Code Commission at 2401 NW 23rd Street, Suite 2F, Oklahoma City, OK 73107. Anyone who wishes to speak must sign in at the door by 10:05 a.m. Each person will be given a maximum of 5 minutes to speak.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

The Oklahoma Uniform Building Code Commission requests that business entities affected by these proposed rules provide the OUBCC, within the comment period set forth and

described above, in dollar amounts if possible, the increase in the level of direct costs, such as administrative fees, and the indirect costs such as report, recordkeeping, equipment, construction, labor, professional services, revenue loss, or other costs that the business entity expects to incur due to compliance with the proposed rules. Business entities may submit this information in writing to Kathy Hehnly at the above address, before the close of the comment period on Thursday, October 15, 2020.

COPIES OF PROPOSED RULES:

Copies of the proposed rules may be obtained from the Oklahoma Uniform Building Code Commission at: 2401 NW 23rd Street, Suite 2F, Oklahoma City, OK 73107, before the close of the comment period on Thursday, October 15, 2020. Proposed rules can be found on the Oklahoma Uniform Building Code Commission website at: http://www.ok.gov/oubcc/Codes_&_Rules/Proposed_Rules/index.html.

RULE IMPACT STATEMENT:

Pursuant to 75 O.S. § 303 (D), a rule impact statement has been prepared and may be obtained from the Oklahoma Uniform Building Code Commission at the above physical address.

CONTACT PERSONS:

Billy Pope, Chief Executive Officer 405.521-6501
Kathy Hehnly, Commission Secretary 405.521-6506

[OAR Docket #20-747; filed 8-25-20]

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

[OAR Docket #20-748]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

- Subchapter 11. IFGC® 2015
- 748:20-11-1. Adoption of International Fuel Gas Code® 2015 Edition (IFGC® 2015) [AMENDED AND RENUMBERED TO 748:20-12-1]
- 748:20-11-2. Effect of Adoption [AMENDED AND RENUMBERED TO 748:20-12-2]
- 748:20-11-3. IFGC® 2015 Appendices [AMENDED AND RENUMBERED TO 748:20-12-3]
- 748:20-11-4. IFGC® 2015 Provisions Adopted and Modified [AMENDED AND RENUMBERED TO 748:20-12-4]
- 748:20-11-5. Participation in Federal Programs and/or Federally Funded or Financed Projects [AMENDED AND RENUMBERED TO 748:20-12-5]
- 748:20-11-6. IFGC® 2015 Chapter 1 Scope and Administration [AMENDED AND RENUMBERED TO 748:20-12-6]

- 748:20-11-6.1. IFGC® 2015 Chapter 2 Definitions [AMENDED AND RENUMBERED TO 748:20-12-7]
- 748:20-11-7. IFGC® 2015 Chapter 3 General Regulations [AMENDED AND RENUMBERED TO 748:20-12-8]
- 748:20-11-8. IFGC® 2015 Chapter 4 Gas Piping Installations [AMENDED AND RENUMBERED TO 748:20-12-9]
- 748:20-11-10. IFGC® 2015 Chapter 8 Referenced Standards [AMENDED AND RENUMBERED TO 748:20-12-13]
- Subchapter 12. IFGC® 2018 [NEW]
- 748:20-12-1. Adoption of the International Fuel Gas Code®, 2018 Edition (IFGC® 2018) [NEW]
- 748:20-12-2. Effect of Adoption [NEW]
- 748:20-12-3. IFGC® 2018 Appendices [NEW]
- 748:20-12-4. IFGC® 2018 Provision Adopted and Modified [NEW]
- 748:20-12-5. Participation in Federal Programs and/or Federally Funded or Financed Projects [NEW]
- 748:20-12-6. IFGC® 2018 Chapter 1 Scope and Administration [NEW]
- 748:20-12-7. IFGC® 2018 Chapter 2 Definitions [NEW]
- 748:20-12-8. IFGC® 2018 Chapter 3 General Regulations [NEW]
- 748:20-12-9. IFGC® 2018 Chapter 4 Piping Installations [NEW]
- 748:20-12-10. IFGC® Chapter 5 [RESERVED]
- 748:20-12-11. IFGC® Chapter 6 [RESERVED]
- 748:20-12-12. IFGC® Chapter 7 [RESERVED]
- 748:20-12-13. IFGC® 2018 Chapter 8 Referenced Standards [NEW]

SUMMARY:

748:20-11-1., 748:20-11-2., 748:20-11-3., 748:20-11-4., 748:20-11-5., 748:20-11-6., 748:20-11-6.1, 748:20-11-7., 748:10-8., and 748:20-11-10 have been amended and renumbered to the new Subchapter 12 entitled "IFGC® 2018."

748:20-12-1., 748:20-12-2., 748:20-12-3., 748:20-12-4., and 748:20-12-5., adopt the IFGC® 2018 edition, without appendices and establish the IFGC® 2018 edition as the statewide minimum code for commercial fuel gas construction within the State of Oklahoma. 748:20-12-6. adopts Chapter 1 of the IFGC® 2018 only to the extent its provisions are not inconsistent with other laws or lawfully established code administration and enforcement policies. 748:20-12-7., 748:20-12-8., 748:20-12-9., and 748:20-12-13., set forth the OUBCC's adoption of Oklahoma modifications to the provisions of the IFGC® 2018 in Chapters 2, 3, 4, and 8, respectively.

748:20-12-10., 748:20-12-11., and 748:20-12-12., have been reserved for possible future changes to the IFGC® in Chapters 5, 6, and 7, respectively.

AUTHORITY:

Oklahoma Uniform Building Code Commission; 59 O.S. § 1000.23 and 1000.24.

Notices of Rulemaking Intent

COMMENT PERIOD:

Persons wishing to present their views in writing may do so before 4:30 p.m. on Thursday, October 15, 2020 at the Oklahoma Uniform Building Code Commission (the "OUBCC"), 2401 NW 23rd Street, Suite 2F, PO Box 12540, Oklahoma City, OK 73157, Attn: Kathy Hehnly, or by email to Kathy.Hehnly@oubcc.ok.gov.

PUBLIC HEARING:

A public hearing on these proposed rules will be held at 10:00 a.m. on Friday, October 16, 2020 at the Oklahoma Uniform Building Code Commission at 2401 NW 23rd Street, Suite 2F, Oklahoma City, OK 73107. Anyone who wishes to speak must sign in at the door by 10:05 a.m. Each person will be given a maximum of 5 minutes to speak.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

The Oklahoma Uniform Building Code Commission requests that business entities affected by these proposed rules provide the OUBCC, within the comment period set forth and described above, in dollar amounts if possible, the increase in the level of direct costs, such as administrative fees, and the indirect costs such as report, recordkeeping, equipment, construction, labor, professional services, revenue loss, or other costs that the business entity expects to incur due to compliance with the proposed rules. Business entities may submit this information in writing to Kathy Hehnly at the above address, before the close of the comment period on Thursday, October 15, 2020.

COPIES OF PROPOSED RULES:

Copies of the proposed rules may be obtained from the Oklahoma Uniform Building Code Commission at: 2401 NW 23rd Street, Suite 2F, Oklahoma City, OK 73107, before the close of the comment period on Thursday, October 15, 2020. Proposed rules can be found on the Oklahoma Uniform Building Code Commission website at: http://www.ok.gov/oubcc/Codes_&_Rules/Proposed_Rules/index.html.

RULE IMPACT STATEMENT:

Pursuant to 75 O.S. § 303 (D), a rule impact statement has been prepared and may be obtained from the Oklahoma Uniform Building Code Commission at the above physical address.

CONTACT PERSONS:

Billy Pope, Chief Executive Officer 405.521-6501
Kathy Hehnly, Commission Secretary 405.521-6506

[OAR Docket #20-748; filed 8-25-20]

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

[OAR Docket #20-749]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 13. IMC® 2015

748:20-13-1. Adoption of International Mechanical Code® 2015 Edition (IMC® 2015) [AMENDED AND RENUMBERED TO 748:20-14-1]

748:20-13-2. Effect of Adoption [AMENDED AND RENUMBERED TO 748:20-14-2]

748:20-13-3. IMC® 2015 Appendices [AMENDED AND RENUMBERED TO 748:20-14-3]

748:20-13-4. IMC® 2015 Provisions Adopted and Modified [AMENDED AND RENUMBERED TO 748:20-14-4]

748:20-13-5. Participation in Federal Programs and/or Federally Funded or Financed Projects [AMENDED AND RENUMBERED TO 748:20-14-5]

748:20-13-6. IMC® 2015 Chapter 1 Scope and Administration [AMENDED RENUMBERED TO 748:20-14-6]

748:20-13-8. IMC® 2015 Chapter 3 General Regulations [AMENDED AND RENUMBERED TO 748:20-14-8]

748:20-13-9. IMC® 2015 Chapter 5 Exhaust Systems [AMENDED AND RENUMBERED TO 748:20-14-10]

748:20-13-10. IMC® 2015 Chapter 6 Duct Systems [AMENDED AND RENUMBERED TO 748:20-14-11]

748:20-13-10.1. IMC® 2015 Chapter 11 Refrigeration [AMENDED AND RENUMBERED TO 748:20-14-16]

748:20-13-11. IMC® 2015 Chapter 15 Referenced Standards [AMENDED AND RENUMBERED TO 748:20-14-20]

Subchapter 14. IMC® 2018 [NEW]

748:20-14-1. Adoption of International Mechanical Code® 2018 Edition (IMC® 2018) [NEW]

748:20-14-2. Effect of Adoption [NEW]

748:20-14-3. IMC® 2018 Appendices [NEW]

748:20-14-4. IMC® 2018 Provisions Adopted and Modified [NEW]

748:20-14-5. Participation in Federal Programs and/or Federally Funded or Financed Projects [NEW]

748:20-14-6. IMC® 2018 Chapter 1 Scope and Administration [NEW]

748:20-14-7. IMC® CHAPTER 2 [RESERVED]

748:20-14-8. IMC® 2018 Chapter 3 General Regulations [NEW]

748:20-14-9. IMC® 2018 Chapter 4 [RESERVED]

748:20-14-10. IMC® 2018 Chapter 5 Exhaust Systems [NEW]

748:20-14-11. IMC® 2018 Chapter 6 Duct Systems [NEW]

748:20-14-12. IMC® 2018 Chapter 7 [RESERVED]

- 748:20-14-13. IMC® 2018 Chapter 8 Chimneys and Vents [NEW]
- 748:20-14-14. IMC® 2018 Chapter 9 [RESERVED]
- 748:20-14-15. IMC® 2018 Chapter 10 [RESERVED]
- 748:20-14-16. IMC® 2018 Chapter 11 Refrigeration [NEW]
- 748:20-14-17. IMC® 2018 Chapter 12 [RESERVED]
- 748:20-14-18. IMC® 2018 Chapter 13 [RESERVED]
- 748:20-14-19. IMC® 2018 Chapter 14 Solar thermal Systems [NEW]
- 748:20-14-20. IMC® 2018 Chapter 15 Referenced Standards [NEW]

SUMMARY:

748:20-13-1., 748:20-13-2., 748:20-13-3., 748:20-13-4., 748:20-13-5., 748:20-13-6., 748:20-13-8., 748:20-13-9., 748:20-13-10., 748:20-13-10.1., and 748:20-13-11., have been amended and renumbered to the new Subchapter 14 entitled "IMC® 2018."

748:20-14-1., 748:20-14-2., 748:20-14-3., 748:14-4., and 748:20-14-5., adopt the IMC® 2018 edition, without appendices and establishes the IMC® 2018 as the statewide minimum code for commercial mechanical construction in the State of Oklahoma. 748:20-14-6. modifies the adoption of Chapter 1 of the IMC® 2018 only to the extent its provisions are not inconsistent with other laws or lawfully established code administration and enforcement policies. 748:20-14-8., 748:20-14-10., 748:20-14-11., 748:20-14-13., 748:20-14-16., 748:20-14-19., and 748:20-14-20., set forth the OUBCC's adoption of Oklahoma modifications to the provisions of the IMC® 2018, in Chapters 3, 5, 6, 8, 11, 14, and 15, respectively.

748:20-14-9. 748:20-14-12., 748:20-14-14., 748:20-14-15., 748:20-14-17., and 748:20-14-18., have been reserved for possible future changes to the IMC® in Chapters 2, 4, 7, 9, 10, 12, & 13, respectively.

AUTHORITY:

Oklahoma Uniform Building Code Commission; 59 O.S. § 1000.23 and 1000.24.

COMMENT PERIOD:

Persons wishing to present their views in writing may do so before 4:30 p.m. on Thursday, October 15, 2020 at the Oklahoma Uniform Building Code Commission (the "OUBCC"), 2401 NW 23rd Street, Suite 2F, PO Box 12540, Oklahoma City, OK 73157, Attn: Kathy Hehnly, or by email to Kathy.Hehnly@oubcc.ok.gov.

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COPIES OF PROPOSED RULES:

Copies of the proposed rules may be obtained from the Oklahoma Uniform Building Code Commission at: 2401 NW 23rd Street, Suite 2F, Oklahoma City, OK 73107, before the close of the comment period on Thursday, October 15, 2020. Proposed rules can be found on the Oklahoma Uniform Building Code Commission website at: http://www.ok.gov/oubcc/Codes_&_Rules/Proposed_Rules/index.html.

RULE IMPACT STATEMENT:

Pursuant to 75 O.S. § 303 (D), a rule impact statement has been prepared and may be obtained from the Oklahoma Uniform Building Code Commission at the above physical address.

CONTACT PERSONS:

- Billy Pope, Chief Executive Officer 405.521-6501
- Kathy Hehnly, Commission Secretary 405.521-6506

[OAR Docket #20-749; filed 8-25-20]

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

[OAR Docket #20-750]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

- Subchapter 15. IPC® 2015
- 748:20-15-1. Adoption of International Plumbing Code® 2015 Edition (IPC® 2015) [AMENDED AND RENUMBERED TO 748:20-16-1]
- 748:20-15-2. Effect of Adoption [AMENDED AND RENUMBERED TO 748:20-16-2]
- 748:20-15-3. IPC® 2015 Appendices [AMENDED AND RENUMBERED TO 748:20-16-3]
- 748:20-15-4. IPC® 2015 Provisions Adopted and Modified [AMENDED AND RENUMBERED TO 784:20-16-4]
- 748:20-15-6. IPC® 2015 Chapter 1 Scope and Administration [AMENDED AND RENUMBERED TO 748:20-16-5]
- 748:20-15-7. IPC® 2015 Chapter 2 Definitions [AMENDED AND RENUMBERED TO 748:20-16.7]
- 748:20-15-8. IPC® 2015 Chapter 3 General Regulations [AMENDED AND RENUMBERED TO 748:20-16-8]

Notices of Rulemaking Intent

748:20-15-9. IPC® 2015 Chapter 4 Fixtures, Faucets and Fixture Fittings [AMENDED AND RENUMBERED TO 748:20-16-9]

748:20-15-11. IPC® 2015 Chapter 6 Water Supply and Distribution [AMENDED AND RENUMBERED TO 748:20-16-11]

748:20-15-12. IPC® 2015 Chapter 7 Sanitary Drainage [AMENDED AND RENUMBERED TO 748:20-16-12]

748:20-15-14. IPC® 2015 Chapter 9 Vents [AMENDED AND RENUMBERED TO 748:20-16-14]

748:20-15-15. IPC® 2015 Chapter 10 Traps, Interceptors, and Separators [AMENDED AND RENUMBERED TO 748:20-16-15]

748:20-15-16. IPC® 2015 Chapter 11 Storm Drainage [AMENDED AND RENUMBERED TO 748:20-16-16]

748:20-15-16.1. IPC® 2015 Chapter 13 Nonpotable Water Systems [AMENDED AND RENUMBERED TO 748:20-16-18]

748:20-15-17. IPC® 2015 Chapter 15 Referenced Standards [AMENDED AND RENUMBERED TO 748:20-16-20]

Subchapter 16. IPC® 2018 [NEW]

748:20-16-1. Adoption of the International Plumbing Code® 2018 Edition (IPC® 2018) [NEW]

748:20-16-2. Effect of Adoption [NEW]

748:20-16-3. IPC® 2018 Appendices [NEW]

748:20-16-4. IPC® 2018 Provisions Adopted and Modified [NEW]

748:20-16-5. Participation in Federal Programs and/or Federally Funded or Financed Projects [NEW]

748:20-16-6. IPC® 2018 Chapter 1 Scope and Administration [NEW]

748:20-16-7. IPC® 2018 Chapter 2 Definitions [NEW]

748:20-16-8. IPC® 2018 Chapter 3 General Regulations [NEW]

748:20-16-9. IPC® 2018 Chapter 4 Fixtures, Faucets and Fixture Fittings [NEW]

748:20-16-10. IPC® Chapter 5 [RESERVED]

748:20-16-11. IPC® 2018 Chapter 6 Water Supply and Distribution [NEW]

748:20-16-12. IPC® 2018 Chapter 7 Sanitary Drainage [NEW]

748:20-16-13. IPC® 2018 Chapter 8 Indirect/Special Waste [RESERVED]

748:20-16-14. IPC® 2018 Chapter 9 Vents [NEW]

748:20-16-15. IPC® 2018 Chapter 10 Traps, Interceptors, and Separators [NEW]

748:20-16-16. IPC® 2018 Chapter 11 Storm Drainage [NEW]

748:20-16-17. IPC® Chapter 12 [RESERVED]

748:20-16-18. IPC® 2018 Chapter 13 Nonpotable Water Systems [NEW]

748:20-16-19. IPC® Chapter 14 [RESERVED]

748:20-16-20. IPC® 2018 Chapter 15 Referenced Standards [NEW]

SUMMARY:

748:20-15-1., 748:20-15-2., 748:20-15-3., 748:20-15-4., 748:20-15-5., 748:20-15-6., 748:20-15-7., 748:20-15-8., 748:20-15-9., 748:20-15-11., 748:20-15-12., 748:20-15-14., 748:20-15-15., 748:20-15-16., 748:20-15-16.1., and 748:20-15-17., have been amended and renumbered to the new Subchapter 16 entitled "IPC® 2018."

748:20-16-1., 748:20-16-2., 748:20-16-3., 748:16-4., and 748:20-16-5., adopt the IPC® 2018 edition, without appendices and establishes the IPC® 2018 as the statewide minimum code for commercial plumbing construction in the State of Oklahoma. 748:20-16-6. modifies the adoption of Chapter 1 of the IPC® 2018 only to the extent its provisions are not inconsistent with other laws or lawfully established code administration and enforcement policies. 748:20-16-7., 748:20-16-8., 748:20-16-9., 748:20-16-11., 748:20-16-12., 748:20-16-13., 748:20-16-14., 748:20-16-15., 748:20-16-16., 748:20-16-18., and 748:20-16-20., set forth the OUBCC's adoption of Oklahoma modifications to the provisions of the IPC® 2018 in Chapters 2, 3, 4, 6, 7, 8, 9, 10, 11, 13, and 15, respectively.

748:20-16-10., 748:20-16-17., and 748:20-16-19 have been reserved for possible future changes to the IPC® in Chapters 5, 12, and 14, respectively.

AUTHORITY:

Oklahoma Uniform Building Code Commission; 59 O.S. § 1000.23 and 1000.24.

COMMENT PERIOD:

Persons wishing to present their views in writing may do so before 4:30 p.m. on Thursday, October 15, 2020 at the Oklahoma Uniform Building Code Commission (the "OUBCC"), 2401 NW 23rd Street, Suite 2F, PO Box 12540, Oklahoma City, OK 73157, Attn: Kathy Hehnlly, or by email to Kathy.Hehnlly@oubcc.ok.gov.

PUBLIC HEARING:

A public hearing on these proposed rules will be held at 10:00 a.m. on Friday, October 16, 2020 at the Oklahoma Uniform Building Code Commission at 2401 NW 23rd Street, Suite 2F, Oklahoma City, OK 73107. Anyone who wishes to speak must sign in at the door by 10:05 a.m. Each person will be given a maximum of 5 minutes to speak.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

The Oklahoma Uniform Building Code Commission requests that business entities affected by these proposed rules provide the OUBCC, within the comment period set forth and described above, in dollar amounts if possible, the increase in the level of direct costs, such as administrative fees, and the indirect costs such as report, recordkeeping, equipment, construction, labor, professional services, revenue loss, or other costs that the business entity expects to incur due to compliance with the proposed rules. Business entities may submit this information in writing to Kathy Hehnlly at the above address, before the close of the comment period on Thursday, October 15, 2020.

COPIES OF PROPOSED RULES:

Copies of the proposed rules may be obtained from the Oklahoma Uniform Building Code Commission at: 2401 NW 23rd Street, Suite 2F, Oklahoma City, OK 73107, before the close of the comment period on Thursday, October 15, 2020. Proposed rules can be found on the Oklahoma Uniform Building Code Commission website at: http://www.ok.gov/oubcc/Codes_&_Rules/Proposed_Rules/index.html.

RULE IMPACT STATEMENT:

Pursuant to 75 O.S. § 303 (D), a rule impact statement has been prepared and may be obtained from the Oklahoma

Uniform Building Code Commission at the above physical address.

CONTACT PERSONS:

Billy Pope, Chief Executive Officer 405.521-6501
Kathy Hehnly, Commission Secretary 405.521-6506

[OAR Docket #20-750; filed 8-25-20]

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

1:2020-20D.

FOURTH AMENDED EXECUTIVE ORDER 2020-20

On August 28, 2020 the 55,550th 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 in Eighth Amended Executive Order 2020-07, 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, and I have issued a series of Executive Orders over the last few months addressing this health crisis, the last of which, Amended Executive Order 2020-20, was issued on June 12, 2020. This health crisis still exists, and still needs to be addressed in various ways by Executive Order.

As COVID-19's impact continues to affect our State and its citizens, it is important to continue to take measures to protect all Oklahomans against this threat. Therefore, I believe, after consultation with numerous health experts within my administration, it is still 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.

In view of the foregoing, 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 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 Statewide 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. 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 State Department of Health ("OSDH").

Executive Orders

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 order;
- 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 continue to transmit a clear delegation of authority for state agency directors and designate an Emergency Management Liaison.

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

7. 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.

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 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. 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 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 the date hereof forward. In addition, OSDH shall promptly share this information with the CDC.

10. 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.

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.

13. Oklahoma State regulations requiring Clinical Laboratory Improvement Amendment ("CLIA") certification for testing laboratories are hereby suspended for the universities named below and for the narrow purposes described herein. During this suspension, laboratories operated by or through the University of Oklahoma, including the OU Medicine Laboratory, 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 and the OU Medicine Laboratory, 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.

14. All citizens of Oklahoma (but particularly 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") are encouraged to regularly consult the OSDH's COVID-19 Alert System (www.coronavirus.health.ok.gov/covid-19-alert-system) and follow the Guidelines published therein for their County of residence. Vulnerable individuals are strongly encouraged to follow the "General Guidelines for High-Risk Individuals" on OSDH's Alert System website described above. For those vulnerable individuals living in Counties color-coded Orange or Red on the OSDH's Alert System website, such individuals should consider staying in their home or place of residence except for working in a critical infrastructure sector and conducting essential errands. Essential errands shall mean those errands which are critical to everyday life and includes obtaining medication, groceries, gasoline, and visiting medical providers. Vulnerable individuals are also encouraged to use delivery and/or curbside services whenever available.

15. Unless otherwise specified in the Open Up and Recover Safely ("OURS") Plan on the Oklahoma Department of Commerce website, individuals should follow Centers for Disease Control ("CDC") guidelines for social distancing and gathering in groups.

16. All businesses should adhere to the statewide OURS Plan as provided on the Oklahoma Department of Commerce website.

17. Visitation, outings, group meals and communal dining at nursing homes, long-term care facilities, and retirement homes shall be in accordance with guidance issued by the OSDH based on recommendations from the CDC.

18. 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.

19. 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.

20. 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.

21. 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.

22. All persons who enter the State of Oklahoma from another state or country to follow CDC travel guidelines found at <https://coronavirus.health.ok.gov/travel>.

Executive Orders

23. The OSDH shall continue to work with the Oklahoma State Department of Education to further refine a plan for COVID-19 testing of every Teacher, as defined by 70 O.S. § 1-116, and Support Employee, as defined by 70 O.S. § 1-116. The Plan should continue to prioritize the testing of people physically working in school buildings and may, as originally directed, include creating private-public partnerships to increase testing capacity and coordinating with County Health Departments and other stakeholders, as necessary. The refined Plan shall be finalized by September 18, 2020. Neither the Plan nor this provision shall limit the ability of a local board of education to provide for additional testing.

24. The Oklahoma Department of Agriculture, Food, and Forestry shall:

a. Assist in the depopulation of any animals that are unable to be processed at available processing facilities due to COVID-19.

b. Assist in the disposal of animal carcasses resulting from the euthanasia in a manner that protects the environment, does not create a public health hazard, does not result in contamination of public or private drinking water supplies, and ensures watersheds and groundwater are adequately protected pursuant to 2 O.S. § 20-10(B).

c. Utilize all necessary equipment and manpower available and to freely move the equipment and manpower across state lines in cooperation with bordering states.

d. Cooperate with appropriate agencies, including but not limited to Oklahoma Department of Transportation, Oklahoma Department of Public Safety, and Oklahoma Department of Environmental Quality to ensure roadways are protected and all solid wastes are managed and disposed of appropriately.

e. Ensure ease of licensing, including the use of umbrella licensing, for vehicles utilized to move animal carcasses.

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.

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 28th day of August 2020.

BY THE GOVERNOR OF THE
STATE OF OKLAHOMA

J. Kevin Stitt

ATTEST:
Michael Rogers
Secretary of State

[OAR Docket #20-751; filed 8-28-20]

1:2020-25.

EXECUTIVE ORDER 2020-25

74 O.S. §51.1.D provides in part that "The Governor shall designate at which appropriate state agency the Oklahoma

Office of Homeland Security shall be located. That agency shall provide housing, administrative staff and other support to the Oklahoma Office of Homeland Security."

After due consideration and consultation with members of the Governor's Cabinet, and employees and administrative officials at the Oklahoma Office of Homeland Security ("OOHS") and the Oklahoma Department of Emergency Management ("OEM"), I have determined that, in order to create operating efficiencies and consolidate common functions to more efficiently use taxpayer dollars, OOHS should be transferred to and be located at OEM effective September 1, 2020.

As a result of such transfer, pursuant to Rules 260:25-15-11 and 260:25-15-12 of the Oklahoma Administrative Code, all accrued annual and sick leave of employees of OOHS shall be transferred to OEM effective September 1, 2020.

Copies of this Executive Order shall be distributed to the Oklahoma Homeland Security Director, the Director of OEM, and the Secretary of Agency Accountability for implementation.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Oklahoma to be affixed at Oklahoma City, Oklahoma, this 18th day of August, 2020.

BY THE GOVERNOR OF THE
STATE OF OKLAHOMA

J. Kevin Stitt

ATTEST:
Michael Rogers
Secretary of State

[OAR Docket #20-734; filed 8-18-20]

