

BILL SUMMARY
1st Session of the 59th Legislature

Bill No.:	HJR1045
Version:	Int
Request Number:	8182
Author:	Kendrix
Date:	5/10/2023
Impact:	Please see previous summary of this measure

Research Analysis

HJR 1045 approves all proposed permanent rules of Oklahoma state agencies filed on or before April 1, 2023 except for the rules listed below.

Link to the full text of the rules being disapproved can be found here:

<http://webserver1.lsb.state.ok.us/2023-24HB/2023 Rule Disapprovals in HJR1045.pdf>

Oklahoma Department of Agriculture

35:20-3-9 relating to Rural Fire Protection Program Fund Act- Determination of financial assistance program grant amount by disapproving rule allowing the assessment of program grant administration costs.

35:20-3-12 relating to Rural Fire Protection Program Fund Act- Financial Assistance Program grant administration by disapproving rule allowing the Department to assess an annual indirect cost rate of 10% on the total funds allocated for the Program.

35:37-19-2 relating to Homemade Food-Definitions by disapproving rule defining "consumer".

35:37-19-3 relating to Homemade Food-Sale and delivery requirements by disapproving rule requiring the production date of a homemade food product be displayed.

35:37-19-6 relating to Homemade Food-Registration fee by disapproving rule allowing for the collection of a \$10 fee from every homemade food product producer.

Oklahoma Board of Cosmetology

175:10-1-3 relating to Disqualifying criminal history and opportunity for initial determination by disapproving rule allowing Board to include misdemeanor crimes as disqualifiers for licensure. Disapproves non-refundable \$95 fee to obtain an initial determination.

175:20-5-7 relating to Disqualifying criminal history and opportunity for initial determination by disapproving rule allowing Board to include misdemeanor crimes as disqualifiers for licensure. Disapproves non-refundable \$95 fee to obtain an initial determination.

175:1-1-2 relating to Definitions by disapproving rule adding definitions for "Eyelash Extensions" and Eyelash Extension Specialist".

175:1-3-1 relating to Composition, powers and duties of Board by disapproving rule regarding Board appointments.

Oklahoma Health Care Authority

317:30-3-35 relating to Statewide Health Information Exchange by disapproving rule.

State Board of Medical Licensure

435:15-1-1.1. relating to Definitions -disapproving rule regarding modifying definitions regarding supervision of physician assistants.

435:15-3-1. relating to Qualification; application by disapproving rule regarding provision of care by physician assistants.

435:15-3-13. relating to Supervising physician; alternatives by disapproving rule relating to physician assistants.

435:15-3-17. relating to Continuing education for renewal by disapproving rule relating to removing the requirement that CME hours be logged and reported.

435:15-3-19. relating to Locum tenens by disapproving rule to revoke locum tenens.

435:15-5-10. relating to Prescriptions by disapproving rule to revoke section.

435:15-5-11. Discipline Prescriptive Guidelines and Drug Formulary(unchanged by rule submission, only included in rule packet due to reference to citation)

435:15-11-1. relating to Prescriptive and dispensing authority by disapproving rule relating to delegating physician.

435:15-11-2. relating to Drug formulary by disapproving rule removing the requirement that the Committee annually review the structure and content of the Physician Assistant Drug Formulary.

Oklahoma Department of Public Safety

595:25-1-2 relating to definitions by disapproving the definition of "Payment".

595:25-5-7 relating to tow request and authorization forms by disapproving the removal of "Facsimile".

Oklahoma Used Motor Vehicle Parts & Commission

765:10-3-5 relating to prohibited acts by disapproving rule prohibiting a used motor vehicle dealer from offering for sale a vehicle which does not meet vehicle safety standards

Oklahoma Department of Wildlife Conservation

800:25-24-3(2) relating to the import of cervids by disapproving allowing the Commission to establish additional CWD response measures at any time.

800:25-37-12 relating to general provisions by disapproving the inclusion of bear as big game regarding complaints of big game complying with the provisions of 800:25-30.

800:25-30-2 relating to procedures by disapproving the inclusion of beehives in the procedures for handling wildlife depredation complaints on agricultural crops.

Fiscal Analysis

The measure is currently under review and impact information will be completed.

Prepared By: House Fiscal Staff

Other Considerations

None.

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