

Volume 43
Number 7
December 15, 2025
Pages 247 - 358

The Oklahoma Register

Oklahoma
Secretary of State
Office of Administrative Rules



Kevin Stitt, Governor
Benjamin M. Lepak,
Secretary of State
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Chief

THE OKLAHOMA REGISTER is an official publication of the State of Oklahoma. It is published semi-monthly on the first working day of the month and on the first working day following the 14th day of the month under the authority of 75 O.S., Sections 250 et seq. and OAC 655:10-15-1. The rules of the State of Oklahoma are codified and published in the *Oklahoma Administrative Code*.

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CITE MATERIAL PUBLISHED IN *THE OKLAHOMA REGISTER* by the volume and the beginning page number of the document in the *Register*. For example: 36 *Ok Reg* 256.

SUBSCRIPTION RATES for the *Register* are \$500.00 per year for the printed issues and \$300.00 per year for the CD-ROM issues, payable in advance. When available, individual printed issues may be purchased for \$20.00 plus the cost of postage, payable in advance. Make checks payable to "Secretary of State." Send subscription requests, change of address notices, and undelivered copies to: Secretary of State, Office of Administrative Rules, 421 NW 13th Street, Suite 210, Oklahoma City, OK 73103.

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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 25. OKLAHOMA DEPARTMENT OF AEROSPACE AND AERONAUTICS CHAPTER 15. AIRPORT CONSTRUCTION PROGRAM [AMENDED]

[OAR Docket #25-973]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

25:15-1-4. Programming Implementation Airport Grant and Loan Program Requirements and Procedures [AMENDED]

25:15-1-6. Act as Agent [NEW]

SUMMARY:

The proposed permanent rules are necessary to remove the not to exceed state participation limit on terminal building and fuel system construction projects. The Director's authority limit on change orders and supplemental agreements will be increased due to rising construction costs. Acceptable minimum useful life of a facility or equipment being rehabilitated, reconstructed or replaced has been identified and the Department's ability to act as a representative on behalf of an airport sponsor has been defined.

AUTHORITY:

3 O.S. Section 85; Oklahoma Department of Aerospace and Aeronautics

COMMENT PERIOD:

Persons wishing to present their views in writing may do so from December 15, 2025, through January 16, 2026, at the following address: Oklahoma Department of Aerospace and Aeronautics, 110 N Robinson Ave, Suite 200, Oklahoma City, OK 73102, or by email to michelle.bouziden@aerospace.ok.gov.

PUBLIC HEARING:

A public hearing will be held at 9:00 a.m. on Tuesday, January 20, 2026, at the Oklahoma Department of Aerospace and Aeronautics, 110 N. Robinson Ave., Oklahoma City, OK 73102. Anyone who wishes to speak must sign in at the door by 9:05 a.m.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

N/A

COPIES OF PROPOSED RULES:

Copies of proposed rules may be obtained from the Oklahoma Department of Aerospace and Aeronautics, 110 N Robinson Ave, Suite 200, Oklahoma City, OK 73102. The proposed rules will also be available on the ODAA's website at <https://oklahoma.gov/aerospace>.

RULE IMPACT STATEMENT:

Pursuant to 3 O.S. Section 85, a rule impact statement will be prepared and may be obtained from the Oklahoma Department of Aerospace and Aeronautics at the above address beginning Monday, December 29, 2025.

CONTACT PERSON:

Michelle Bouziden, Senior Project and Grants Manager, Oklahoma Department of Aerospace and Aeronautics, 110 N. Robinson, Suite 200, Oklahoma City, OK 73102, michelle.bouziden@aerospace.ok.gov (405) 604-6912.

[OAR Docket #25-973; filed 11-23-25]

TITLE 45. ALCOHOLIC BEVERAGE LAWS ENFORCEMENT COMMISSION CHAPTER 1. ADMINISTRATIVE OPERATIONS

[OAR Docket #25-935]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 3. Organization, Operations, Procedures and Forms
45:1-3-4. ~~Manner of obtaining information~~ Public Records [AMENDED]
Subchapter 5. Hearings Before the Commission
45:1-5-1. Hearings before the Commission [AMENDED]
45:1-5-3. Failure to appear [AMENDED]
Subchapter 7. Director of the Commission
45:1-7-1. Duties and responsibilities [AMENDED]
45:1-7-3. Authority to issue notices and administer oaths [AMENDED]

SUMMARY:

The ABLE Commission proposes amending these administrative rules to outline the procedure to request records from the agency, modify administrative hearing procedures to allow for discovery and exchange of evidentiary materials and clarify failure to appeal as a failure to exhaust administrative remedies, and clarify the director's duty and authorities as well as those of his delegate.

AUTHORITY:

Alcoholic Beverage Laws Enforcement Commission; 37A O.S., §§1-108.; Oklahoma Open Records Act; 51 O.S. §24A.5(6); Administrative Procedures Act; 75 O.S., §302

COMMENT PERIOD:

Written and oral comments will be accepted until 1:30 p.m. on Wednesday, January 14, 2026, at the ABLE Commission, 50 NE 23rd St., Oklahoma City, OK 73105, Attn: Lori Carter, or by email to ABLE_Legal@able.ok.gov.

PUBLIC HEARING:

A public hearing will be held on Thursday, January 15, 2026, at 10:00 a.m., at 50 NE 23rd St., Oklahoma City, OK 73105.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

n/a

COPIES OF PROPOSED RULES:

Copies of the proposed rules may be viewed on the agency's website at oklahoma.gov/able-commission.html.

RULE IMPACT STATEMENT:

Pursuant to 75 O.S., §303(D), a rule impact statement will be prepared and may be obtained from the ABLE Commission Office at the above web address beginning December 30, 2025.

CONTACT PERSON:

Lori Carter, General Counsel

[OAR Docket #25-935; filed 11-25-25]

TITLE 45. ALCOHOLIC BEVERAGE LAWS ENFORCEMENT COMMISSION CHAPTER 10. PROVISIONS AND PENALTIES APPLICABLE TO ALL LICENSEES

[OAR Docket #25-936]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 3. Provisions Applicable to All Licensees
45:10-3-5. Application filing period [AMENDED]
45:10-3-8. Duplicate licenses [AMENDED]
45:10-3-10. Prohibited conduct on licensed premises [AMENDED]
45:10-3-27. Storage in bonded warehouse [AMENDED]
45:10-3-28. Refunds [AMENDED]
45:10-3-34. ~~34.~~ Requirement to maintain liability insurance [NEW]
Subchapter 5. Penalties
45:10-5-1. General penalty [AMENDED]
Appendix A. Major Violations Penalty Schedule [AMENDED]

SUMMARY:

Notices of Rulemaking Intent

The ABLE Commission proposes amending and creating these administrative rules to make clarifying language updates to application procedures, fees, conduct expectations, licensure requirements for storage, refund practices, insurance obligations, and to clarify the penalty for malt beverage sales to ensure greater consistency with agency operations and compliance with state statute.

AUTHORITY:

Alcoholic Beverage Laws Enforcement Commission; 37A O.S. §§ 1-107.

COMMENT PERIOD:

Written and oral comments will be accepted until 1:30 p.m. on Wednesday, January 14, 2026, at the ABLE Commission, 50 NE 23rd St., Oklahoma City, OK 73105, Attn: Lori Carter, or by email to ABLE_Legal@able.ok.gov.

PUBLIC HEARING:

A public hearing will be held on Thursday, January 15, 2026, at 10:00 a.m., at 50 NE 23rd St., Oklahoma City, OK 73105.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

N/A

COPIES OF PROPOSED RULES:

Copies of the proposed rules may be viewed on the agency's website at oklahoma.gov/able-commission.html.

RULE IMPACT STATEMENT:

Pursuant to 75 O.S., §303(D), a rule impact statement will be prepared and may be obtained from the ABLE Commission Office at the above web address beginning December 30, 2025.

CONTACT PERSON:

Lori Carter, Assistant Director and General Counsel, (405) 521-3484.

[OAR Docket #25-936; filed 11-25-25]

TITLE 45. ALCOHOLIC BEVERAGE LAWS ENFORCEMENT COMMISSION CHAPTER 15. EMPLOYEE LICENSES, TRAINING CERTIFICATION

[OAR Docket #25-937]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 1. Employee License

45:15-1-1. Training required [AMENDED]

SUMMARY:

The ABLE Commission proposes the amendment of this administrative rule for compliance with current statutory requirements. The proposed rule change clarifies that applicants are responsible for providing required training documentation by uploading proof directly into their online account.

AUTHORITY:

Alcoholic Beverage Laws Enforcement Commission; 37A O.S., §§ 1-107.

COMMENT PERIOD:

Written and oral comments will be accepted until 1:30 p.m. on Wednesday, January 14, 2026, at the ABLE Commission, 50 NE 23rd St., Oklahoma City, OK 73105, Attn: Lori Carter, or by email to ABLE_Legal@able.ok.gov.

PUBLIC HEARING:

A public hearing will be held on Thursday, January 15, 2026, at 10:00 a.m., at 50 NE 23rd St., Oklahoma City, OK 73105.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

N/A

COPIES OF PROPOSED RULES:

Copies of the proposed rules may be viewed on the agency's website at oklahoma.gov/able-commission.html.

RULE IMPACT STATEMENT:

Pursuant to 75 O.S., §303(D), a rule impact statement will be prepared and may be obtained from the ABLE Commission Office at the above web address beginning December 30, 2025.

CONTACT PERSON:

Lori Carter, Assistant Director and General Counsel, (405) 521-3484.

Notices of Rulemaking Intent

[OAR Docket #25-937; filed 11-25-25]

**TITLE 45. ALCOHOLIC BEVERAGE LAWS ENFORCEMENT COMMISSION
CHAPTER 30. MANUFACTURERS, WINE AND SPIRIT WHOLESALERS, BREWERS, NONRESIDENT
SELLERS AND BEER DISTRIBUTORS**

[OAR Docket #25-938]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 1. General Provisions

45:30-1-2. Definitions [AMENDED]

SUMMARY:

The ABLE Commission proposes amending these administrative rules to clarify certain industry definitions.

AUTHORITY:

Alcoholic Beverage Laws Enforcement Commission; 37A O.S., §§ 1-107.

COMMENT PERIOD:

Written and oral comments will be accepted until 1:30 p.m. on Wednesday, January 14, 2026, at the ABLE Commission, 50 NE 23rd St., Oklahoma City, OK 73105, Attn: Lori Carter, or by email to ABLE_Legal@able.ok.gov.

PUBLIC HEARING:

A public hearing will be held on Thursday, January 15, 2026, at 10:00 a.m., at 50 NE 23rd St., Oklahoma City, OK 73105.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

N/A

COPIES OF PROPOSED RULES:

Copies of the proposed rules may be viewed on the agency's website at oklahoma.gov/able-commission.html.

RULE IMPACT STATEMENT:

Pursuant to 75 O.S., §303(D), a rule impact statement will be prepared and may be obtained from the ABLE Commission Office at the above web address beginning December 30, 2025.

CONTACT PERSON:

Lori Carter, Assistant Director and General Counsel, (405) 521-3484.

[OAR Docket #25-938; filed 11-25-25]

**TITLE 45. ALCOHOLIC BEVERAGE LAWS ENFORCEMENT COMMISSION
CHAPTER 40. TRANSPORTATION, CONTAINERS AND CHANGES IN STATUS OR LOCATION**

[OAR Docket #25-939]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 5. Containers and Labels

45:40-5-2. Container capacities [AMENDED]

45:40-5-3. Wine in less than 7% alcoholic content by weight [AMENDED]

Subchapter 7. Changes in Status or Location

45:40-7-1. Change in location [AMENDED]

SUMMARY:

The ABLE Commission proposes amending this administrative rule to update the name of the federal regulatory authority entrusted with alcohol-related regulatory compliance and reinforce existing requirements of proof of liability insurance.

AUTHORITY:

Alcoholic Beverage Laws Enforcement Commission; 37A O.S., §§ 1-107.

Notices of Rulemaking Intent

COMMENT PERIOD:

Written and oral comments will be accepted until 1:30 p.m. on Wednesday, January 14, 2026, at the ABLE Commission, 50 NE 23rd St., Oklahoma City, OK 73105, Attn: Lori Carter, or by email to ABLE_Legal@able.ok.gov.

PUBLIC HEARING:

A public hearing will be held on Thursday, January 15, 2026, at 10:00 a.m., at 50 NE 23rd St., Oklahoma City, OK 73105.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

n/a

COPIES OF PROPOSED RULES:

Copies of the proposed rules may be viewed on the agency's website at oklahoma.gov/able-commission.html.

RULE IMPACT STATEMENT:

Pursuant to 75 O.S., §303(D), a rule impact statement will be prepared and may be obtained from the ABLE Commission Office at the above web address beginning December 30, 2025.

CONTACT PERSON:

Lori Carter, Assistant Director and General Counsel, (405) 521-3484.

[OAR Docket #25-939; filed 11-25-25]

TITLE 45. ALCOHOLIC BEVERAGE LAWS ENFORCEMENT COMMISSION CHAPTER 50. CHARITY GAMES

[OAR Docket #25-940]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 3. Licenses

45:50-3-1. Organization license [AMENDED]

SUMMARY:

The ABLE Commission proposes amending this administrative rule for adherence to other proposed rules regarding certification fees for copies of active licenses.

AUTHORITY:

Alcoholic Beverage Laws Enforcement Commission; 37A O.S., §§ 1-107.

COMMENT PERIOD:

Written and oral comments will be accepted until 1:30 p.m. on Wednesday, January 14, 2026, at the ABLE Commission, 50 NE 23rd St., Oklahoma City, OK 73105, Attn: Lori Carter, or by email to ABLE_Legal@able.ok.gov.

PUBLIC HEARING:

A public hearing will be held on Thursday, January 15, 2026, at 10:00 a.m., at 50 NE 23rd St., Oklahoma City, OK 73105.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

N/A

COPIES OF PROPOSED RULES:

Copies of the proposed rules may be viewed on the agency's website at oklahoma.gov/able-commission.html.

RULE IMPACT STATEMENT:

Pursuant to 75 O.S., §303(D), a rule impact statement will be prepared and may be obtained from the ABLE Commission Office at the above web address beginning December 30, 2025.

CONTACT PERSON:

Lori Carter, Assistant Director and General Counsel, (405) 521-3484.

[OAR Docket #25-940; filed 11-25-25]

TITLE 75. ATTORNEY GENERAL CHAPTER 50. OPIOID SETTLEMENT PAYMENTS AND ABATEMENT GRANTS

[OAR Docket #25-906]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 1. General Provisions

75:50-1-3. Use of Opioid Funds Inconsistent with Act [NEW]

Subchapter 3. Opioid Abatement Grants

75:50-3-2. Opioid grant award restrictions and requirements [AMENDED]

75:50-3-4. Application review and disbursement process; allowable costs [AMENDED]

75:50-3-5. Grant award appeals [AMENDED]

75:50-3-7. Grant award quarterly reporting, oversight, and compliance [AMENDED]

SUMMARY:

Proposed changes to Chapter 50 do the following: correct grammatical or typographical errors; identify uses of opioid settlement funds that are inconsistent with opioid abatement and will be denied by the Board; requires grantees to maintain and submit supporting documentation of all purchases, expenditures, and activities paid with using opioid abatement grant funds; mandates that payments to third parties be made as reimbursements instead of up-front payments; caps the amount of indirect costs to five percent (5%) that can be covered by opioid abatement grant funds; rennumbers subsections; requires appeals to be submitted in writing; limits grant award appeals to the application submitted and only to reasons of denial in the rejection letter; permits an appealing applicant to appear before the Board; narrows the Board's review of the appeal to the applicant's written submission and questions from Board members; restructures the process for bringing non-compliant grant recipients back into compliance; and permits the Attorney General to develop grounds and procedures to terminate grant agreements subject to the Board's approval.

AUTHORITY:

Attorney General, as approved by the Oklahoma Opioid Abatement Board; 74 O.S.2021, § 30.7(G).

COMMENT PERIOD:

Written comments will be accepted from the date of publication in the Oklahoma Register on December 15, 2025, through January 23, 2026, by mail to the Oklahoma Office of the Attorney General, 313 NE 23rd St., ATTN: Thomas R. Schneider, Rulemaking Liaison, Oklahoma City, OK 73105, or by email to rules@oag.ok.gov.

PUBLIC HEARING:

A public hearing will be held on Thursday, January 22, 2026, at 2:00 p.m., at the Office of the Attorney General, 313 N.E. 21st St., Oklahoma City, OK 73105, to provide an opportunity for persons to orally present their views related to the proposed permanent rules. Each person will be allowed a maximum of five (5) minutes to speak and must sign in at the door by 2:05 p.m.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

Business entities affected by these proposed rules are requested to provide the agency with information, in dollar amounts if possible, about the increase in the level of direct costs, indirect costs, or other costs expected to be incurred by the business entity due to compliance with the proposed rules. Business entities may submit this information in writing to Oklahoma Office of the Attorney General, ATTN: Thomas R. Schneider, Rulemaking Liaison, 313 NE 23rd St., Oklahoma City, OK 73105, or email at rules@oag.ok.gov, during the period from December 15, 2025, to January 23, 2026.

COPIES OF PROPOSED RULES:

Copies of the proposed rules may be obtained by contacting the individuals below or by visiting the Attorney General's website, <https://oklahoma.gov/oag/adminrules>. You may also mail a written request to Oklahoma Office of the Attorney General, ATTN: Thomas R. Schneider, Rulemaking Liaison, 313 NE 23rd St., Oklahoma City, OK 73105.

RULE IMPACT STATEMENT:

Pursuant to 75 O.S. § 303(D), a rule impact statement is being prepared and will be available for review on or after December 15, 2025, but no later than December 30, 2025. A copy of the rule impact statement will be available online at the Office of Attorney General's website, <https://oklahoma.gov/oag/adminrules>, or requested through email at the contact information below.

CONTACT PERSON:

Thomas R. Schneider, Deputy General Counsel, (405) 521-3921, thomas.schneider@oag.ok.gov or rules@oag.ok.gov.

[OAR Docket #25-906; filed 11-14-25]

TITLE 175. STATE BOARD OF COSMETOLOGY AND BARBERING
CHAPTER 10. LICENSURE OF COSMETOLOGISTS, BARBERS, SCHOOLS AND RELATED
ESTABLISHMENTS

Notices of Rulemaking Intent

[OAR Docket #25-946]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 3. Licensure of Schools

Part 5. EQUIPMENT AND CURRICULUM REQUIREMENTS

175:10-3-34. ~~Basic Cosmetologist course curriculum for privately owned and public schools~~ Cosmetology course curriculum for privately owned and public schools [AMENDED]

175:10-3-37. Master cosmetology instructor course entrance and curriculum requirements [AMENDED]

175:10-3-42. Facial/Esthetics Instructor course entrance and curriculum requirements [AMENDED]

175:10-3-44. Manicurist/Nail Technician Instructor course entrance and curriculum requirements [AMENDED]

175:10-3-45. Barber course entrance and curriculum requirements [AMENDED]

175:10-3-46. Master Barber instructor course, entrance and curriculum requirements [AMENDED]

175:10-3-47. Eyelash Extension Specialist course entrance and curriculum requirements [AMENDED]

175:10-3-48. ~~Eyelash Extension Specialist Instructor~~ extension specialist instructor course, entrance and curriculum requirements [NEW]

SUMMARY:

The proposed rule changes make permanent rules that are currently considered promulgated by emergency. These updates are necessary to ensure that the agency's rules are compatible with Oklahoma Statutes, including to 59 O.S. 199.7(G)(1) and (2) and 59 O.S. 199.19a.

AUTHORITY:

State Board of Cosmetology and Barbering; 59 O.S. §199.3 and §199.6

COMMENT PERIOD:

Persons wishing to present their views in writing may do so before 5:00pm on January 19, 2026, at the following address: 2401 NW 23rd Street Suite 74, Oklahoma City, OK 73107 or to Mary.Casebolt@cosmo.ok.gov.

PUBLIC HEARING:

A public hearing will be held at 10:00 am on January 20, 2026 at the Oklahoma State Board of Cosmetology and Barbering office, 2401 NW 23rd Street Suite 74, Oklahoma City, OK 73107. Anyone who wishes to speak must sign in at the door by 10:05 am.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

n/a

COPIES OF PROPOSED RULES:

Copies of the proposed rules may be obtained for review at the Oklahoma State Board of Cosmetology and Barbering office, located at 2401 NW 23rd Street, Suite 74, Shepherd Center, Oklahoma City, OK 73107.

RULE IMPACT STATEMENT:

Pursuant to 75 O.S., § 303(D), a rule impact statement will be prepared and may be obtained from the Oklahoma State Board of Cosmetology and Barbering at the above address beginning on December 15, 2025.

CONTACT PERSON:

MiMi Casebolt, Oklahoma State Board of Cosmetology and Barbering (405)522-7615, Mary.Casebolt@cosmo.ok.gov

[OAR Docket #25-946; filed 11-21-25]

TITLE 210. STATE DEPARTMENT OF EDUCATION CHAPTER 1. STATE BOARD OF EDUCATION

[OAR Docket #25-974]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 5. Due Process

210:1-5-6. Suspension and/or revocation of certificates [AMENDED]

SUMMARY:

Notices of Rulemaking Intent

Amended rule to align with statutory amendments. Added definition for clarification. Reverted process for issuing subpoenas to previous version of the rule.

AUTHORITY:

Oklahoma State Department of Education, Oklahoma State Board of Education; Ok. Const. art. XIII § 5, Title 70 O.S. § 1-105, Title 70 O.S. § 3-104(A)(6)

COMMENT PERIOD:

Written comments on the proposed rule(s) will be accepted from December 15, 2025, until January 16, 2026. Written comments in electronic form will be accepted during the open public comment period via email at kory.kile@sde.ok.gov. During the open public comment period, written comments may also be hand delivered to the agency during regular business hours or via regular mail to the individual at the address shown below under "Contact Person." Oral comments may be submitted for the record at the public hearing at the time, date, and place shown below.

PUBLIC HEARING:

A public hearing is scheduled for 10:00 a.m. on Friday, January 16, 2026, at the Oliver Hodge Education Building, State Board Room, Room 1-20, 2500 North Lincoln Boulevard, Oklahoma City, Oklahoma. Persons wishing to speak must sign in at the door of the State Board Room prior to the start of the hearing. Time limitations may be imposed on oral presentations to ensure that all persons who desire to make oral comments will have an opportunity to do so.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

N/A

COPIES OF PROPOSED RULES:

Copies of the proposed rule(s) may be obtained for review by the public from the Office of Legal Services, State Department of Education, Hodge Education Building, 2500 North Lincoln Boulevard, Oklahoma City, Oklahoma. Electronic copies of proposed rules are also available for review thirty (30) days prior to the hearing on the State Department of Education Legal Services website at: <https://oklahoma.gov/education/about/administration/office-of-legal-services/administrative-rules.html>

RULE IMPACT STATEMENT:

Pursuant to Title 75 O.S. § 303(D), a Rule Impact Statement ("RIS") will be prepared and available for review at the Office of Legal Services, State Department of Education, Hodge Education Building, 2500 North Lincoln Boulevard, Oklahoma City, Oklahoma within fifteen (15) days of publication of this Notice of Rulemaking Intent by December 30, 2025. A copy of the RIS will also be available on the State Department of Education Legal Services website at: <https://oklahoma.gov/education/about/administration/office-of-legal-services/administrative-rules.html>

CONTACT PERSON:

Kory L. Kile, Director of Legal Research/Administrative Rules Liaison, Office of Legal Services, State Department of Education, Hodge Education Building, 2500 North Lincoln Boulevard, Oklahoma City, Oklahoma 73105.
kory.kile@sde.ok.gov, (405) 885-3357

[OAR Docket #25-974; filed 11-24-25]

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

[OAR Docket #25-975]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 1. General Provisions

210:10-1-4. Length of term [AMENDED]

210:10-1-5. Audits [AMENDED]

210:10-1-16. Oklahoma Academic Scholar and other student recognitions [AMENDED]

210:10-1-21. Emergency administration of anaphylaxis medication in public schools [AMENDED]

Subchapter 13. Student Assessment and School Accountability

210:10-13-1.2. Make-up assessments [AMENDED]

210:10-13-25. Determination of the chronic absenteeism indicator [AMENDED]

Subchapter 17. Federal Programs Complaint Procedures

210:10-17-1. Complaint procedures [AMENDED]

Notices of Rulemaking Intent

SUMMARY:

Amended school days and hours to reflect current legislative requirements. Updated Oklahoma Academic Scholar and other student recognitions to align with current practices and procedures. Amended assessments to be inclusive of students who may receive an alternate diploma. Amended anaphylaxis rule to align with statute. Amended Federal Programs Complaint Procedures to align with current practices and federal law.

AUTHORITY:

Oklahoma State Department of Education, Oklahoma State Board of Education; Ok. Const. art. XIII § 5, Title 70 O.S. § 1-105, Title 70 O.S. § 3-104, Title 70 O.S. § 1-109, Title 70 O.S. § 11-103.2, Title 70 O.S. § 1-116.3, Title 70 O.S. § 1210.507, 20 U.S.C. § 7844

COMMENT PERIOD:

Written comments on the proposed rule(s) will be accepted from December 15, 2025, until January 16, 2026. Written comments in electronic form will be accepted during the open public comment period via email at kory.kile@sde.ok.gov. During the open public comment period, written comments may also be hand delivered to the agency during regular business hours or via regular mail to the individual at the address shown below under "Contact Person." Oral comments may be submitted for the record at the public hearing at the time, date, and place shown below.

PUBLIC HEARING:

A public hearing is scheduled for 11:00 a.m. on Friday, January 16, 2026, at the Oliver Hodge Education Building, State Board Room, Room 1-20, 2500 North Lincoln Boulevard, Oklahoma City, Oklahoma. Persons wishing to speak must sign in at the door of the State Board Room prior to the start of the hearing. Time limitations may be imposed on oral presentations to ensure that all persons who desire to make oral comments will have an opportunity to do so.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

N/A

COPIES OF PROPOSED RULES:

Copies of the proposed rule(s) may be obtained for review by the public from the Office of Legal Services, State Department of Education, Hodge Education Building, 2500 North Lincoln Boulevard, Oklahoma City, Oklahoma. Electronic copies of proposed rules are also available for review thirty (30) days prior to the hearing on the State Department of Education Legal Services website at: <https://oklahoma.gov/education/about/administration/office-of-legal-services/administrative-rules.html>

RULE IMPACT STATEMENT:

Pursuant to Title 75 O.S. § 303(D), a Rule Impact Statement ("RIS") will be prepared and available for review at the Office of Legal Services, State Department of Education, Hodge Education Building, 2500 North Lincoln Boulevard, Oklahoma City, Oklahoma within fifteen (15) days of publication of this Notice of Rulemaking Intent by December 30, 2025. A copy of the RIS will also be available on the State Department of Education Legal Services website at: <https://oklahoma.gov/education/about/administration/office-of-legal-services/administrative-rules.html>

CONTACT PERSON:

Kory L. Kile, Director of Legal Research/Administrative Rules Liaison, Office of Legal Services, State Department of Education, Hodge Education Building, 2500 North Lincoln Boulevard, Oklahoma City, Oklahoma 73105.
kory.kile@sde.ok.gov, (405) 885-3357

[OAR Docket #25-975; filed 11-24-25]

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

[OAR Docket #25-976]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 13. Special Education

210:15-13-4. Oklahoma Educational Interpreter for the Deaf Act [AMENDED]

210:15-13-7. Lindsey Nicole Henry Scholarship for Students with Disabilities Program [REVOKED]

Subchapter 27. ~~Reading Sufficiency~~ Strong Readers Act [AMENDED]

210:15-27-1. District Reading Sufficiency Plans and Summer Academy Reading Programs [AMENDED]

210:15-27-2. Good cause exemptions for promotion under the Reading Sufficiency Act [REVOKED]

Notices of Rulemaking Intent

210:15-27-3. Standards for mid-year promotion of retained third graders [REVOKED]

210:15-27-4. Individualized Program of Reading Instruction [AMENDED]

Subchapter 32. Oklahoma Math Achievement and Proficiency Act

210:15-32-1. Summer Academy Math Programs [NEW]

SUMMARY:

Amended Oklahoma Educational Interpreter for the Deaf Act rule to remove requirement no longer in existence. Revoke rule LNH rule as no statutory authority was given for rules, and the statutory language is clear. Amended Strong Readers Act rules to align with statutes. Added Math Achievement and Proficiency Act rules as required by recent legislation.

AUTHORITY:

Oklahoma State Department of Education, Oklahoma State Board of Education; Ok. Const. art. XIII § 5, Title 70 O.S. § 1-105, Title 70 O.S. § 3-104, Title 70 O.S. § 13-115.4, Title 70 O.S. § 1210.508C, Title 70 O.S. § 1210.903

COMMENT PERIOD:

Written comments on the proposed rule(s) will be accepted from December 15, 2025, until January 16, 2026. Written comments in electronic form will be accepted during the open public comment period via email at kory.kile@sde.ok.gov. During the open public comment period, written comments may also be hand delivered to the agency during regular business hours or via regular mail to the individual at the address shown below under "Contact Person." Oral comments may be submitted for the record at the public hearing at the time, date, and place shown below.

PUBLIC HEARING:

A public hearing is scheduled for 1:00 p.m. on Friday, January 16, 2026, at the Oliver Hodge Education Building, State Board Room, Room 1-20, 2500 North Lincoln Boulevard, Oklahoma City, Oklahoma. Persons wishing to speak must sign in at the door of the State Board Room prior to the start of the hearing. Time limitations may be imposed on oral presentations to ensure that all persons who desire to make oral comments will have an opportunity to do so.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

N/A

COPIES OF PROPOSED RULES:

Copies of the proposed rule(s) may be obtained for review by the public from the Office of Legal Services, State Department of Education, Hodge Education Building, 2500 North Lincoln Boulevard, Oklahoma City, Oklahoma. Electronic copies of proposed rules are also available for review thirty (30) days prior to the hearing on the State Department of Education Legal Services website at: <https://oklahoma.gov/education/about/administration/office-of-legal-services/administrative-rules.html>

RULE IMPACT STATEMENT:

Pursuant to Title 75 O.S. § 303(D), a Rule Impact Statement ("RIS") will be prepared and available for review at the Office of Legal Services, State Department of Education, Hodge Education Building, 2500 North Lincoln Boulevard, Oklahoma City, Oklahoma within fifteen (15) days of publication of this Notice of Rulemaking Intent by December 30, 2025. A copy of the RIS will also be available on the State Department of Education Legal Services website at: <https://oklahoma.gov/education/about/administration/office-of-legal-services/administrative-rules.html>

CONTACT PERSON:

Kory L. Kile, Director of Legal Research/Administrative Rules Liaison, Office of Legal Services, State Department of Education, Hodge Education Building, 2500 North Lincoln Boulevard, Oklahoma City, Oklahoma 73105.
kory.kile@sde.ok.gov, (405) 885-3357

[OAR Docket #25-976; filed 11-24-25]

TITLE 210. STATE DEPARTMENT OF EDUCATION CHAPTER 20. STAFF

[OAR Docket #25-977]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 9. Professional Standards: Teacher Education and Certification

Part 9. TEACHER CERTIFICATION

210:20-9-95. Effective date of teaching certificates [AMENDED]

Subchapter 13. Teacher Testing

Notices of Rulemaking Intent

210:20-13-1. Teacher testing regulations [AMENDED]

Subchapter 25. Teacher Incentive Pay Plan

210:20-25-1. Rules and regulations [AMENDED]

SUMMARY:

Amended certification rule and testing rule for clarity and to align with current practice. Amended incentive pay plan rule as to align with statutory requirements.

AUTHORITY:

Oklahoma State Department of Education, Oklahoma State Board of Education; Ok. Const. art. XIII § 5, Title 70 O.S. § 1-105, Title 70 O.S. § 3-104, Title 70 O.S. § 5-141.2

COMMENT PERIOD:

Written comments on the proposed rule(s) will be accepted from December 15, 2025, until January 16, 2026. Written comments in electronic form will be accepted during the open public comment period via email at kory.kile@sde.ok.gov. During the open public comment period, written comments may also be hand delivered to the agency during regular business hours or via regular mail to the individual at the address shown below under "Contact Person." Oral comments may be submitted for the record at the public hearing at the time, date, and place shown below.

PUBLIC HEARING:

A public hearing is scheduled for 2:00 p.m. on Friday, January 16, 2026, at the Oliver Hodge Education Building, State Board Room, Room 1-20, 2500 North Lincoln Boulevard, Oklahoma City, Oklahoma. Persons wishing to speak must sign in at the door of the State Board Room prior to the start of the hearing. Time limitations may be imposed on oral presentations to ensure that all persons who desire to make oral comments will have an opportunity to do so.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

N/A

COPIES OF PROPOSED RULES:

Copies of the proposed rule(s) may be obtained for review by the public from the Office of Legal Services, State Department of Education, Hodge Education Building, 2500 North Lincoln Boulevard, Oklahoma City, Oklahoma. Electronic copies of proposed rules are also available for review thirty (30) days prior to the hearing on the State Department of Education Legal Services website at: <https://oklahoma.gov/education/about/administration/office-of-legal-services/administrative-rules.html>

RULE IMPACT STATEMENT:

Pursuant to Title 75 O.S. § 303(D), a Rule Impact Statement ("RIS") will be prepared and available for review at the Office of Legal Services, State Department of Education, Hodge Education Building, 2500 North Lincoln Boulevard, Oklahoma City, Oklahoma within fifteen (15) days of publication of this Notice of Rulemaking Intent by December 30, 2025. A copy of the RIS will also be available on the State Department of Education Legal Services website at: <https://oklahoma.gov/education/about/administration/office-of-legal-services/administrative-rules.html>

CONTACT PERSON:

Kory L. Kile, Director of Legal Research/Administrative Rules Liaison, Office of Legal Services, State Department of Education, Hodge Education Building, 2500 North Lincoln Boulevard, Oklahoma City, Oklahoma 73105.
kory.kile@sde.ok.gov, (405) 885-3357

[OAR Docket #25-977; filed 11-24-25]

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

[OAR Docket #25-978]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 3. Standards for Elementary, Middle Level, Secondary, and Career and Technology Schools

Part 5. STANDARD III: ADMINISTRATION AND ORGANIZATION

210:35-3-46. Administrative and supervisory services [AMENDED]

Part 11. STANDARD VI: STUDENT SERVICES

210:35-3-106. Guidance and counseling services [AMENDED]

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Part 21. STANDARD XI: ACCREDITATION STATUS

210:35-3-201. Statement of the standard [AMENDED]

Subchapter 11. Additional Standards for Career and Technology Education Programs in Comprehensive Secondary Schools and Career and Technology Schools

Part 5. STANDARD III: ADMINISTRATION AND ORGANIZATION

210:35-11-21. Administrative and supervisory services [AMENDED]

Subchapter 13. Standards for Accreditation of Career and Technology Schools

Part 5. STANDARD III: ORGANIZATION, ADMINISTRATION, AND PROGRAM OPERATIONS

210:35-13-26. School day and year [AMENDED]

Subchapter 29. Alternative Education Academies, Programs, and Schools

210:35-29-8. Requirements for alternative education programs [AMENDED]

SUMMARY:

Amended school days and hours to reflect current legislative requirements. Amended Guidance and counseling services as to fix grammatical error and provide clarity. Amended accreditation rule to align with current practice and statutory requirements. Amended Alternative Education rule to align with statutory provisions for virtual charter schools.

AUTHORITY:

Oklahoma State Department of Education, Oklahoma State Board of Education; Ok. Const. art. XIII § 5, Title 70 O.S. § 1-105, Title 70 O.S. § 3-104, Title 70 O.S. § 3-104.4, Title 70 O.S. § 1-109, Title 70 O.S. § 3-145.8

COMMENT PERIOD:

Written comments on the proposed rule(s) will be accepted from December 15, 2025, until January 16, 2026. Written comments in electronic form will be accepted during the open public comment period via email at kory.kile@sde.ok.gov. During the open public comment period, written comments may also be hand delivered to the agency during regular business hours or via regular mail to the individual at the address shown below under "Contact Person." Oral comments may be submitted for the record at the public hearing at the time, date, and place shown below.

PUBLIC HEARING:

A public hearing is scheduled for 3:00 p.m. on Friday, January 16, 2026, at the Oliver Hodge Education Building, State Board Room, Room 1-20, 2500 North Lincoln Boulevard, Oklahoma City, Oklahoma. Persons wishing to speak must sign in at the door of the State Board Room prior to the start of the hearing. Time limitations may be imposed on oral presentations to ensure that all persons who desire to make oral comments will have an opportunity to do so.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

N/A

COPIES OF PROPOSED RULES:

Copies of the proposed rule(s) may be obtained for review by the public from the Office of Legal Services, State Department of Education, Hodge Education Building, 2500 North Lincoln Boulevard, Oklahoma City, Oklahoma. Electronic copies of proposed rules are also available for review thirty (30) days prior to the hearing on the State Department of Education Legal Services website at: <https://oklahoma.gov/education/about/administration/office-of-legal-services/administrative-rules.html>

RULE IMPACT STATEMENT:

Pursuant to Title 75 O.S. § 303(D), a Rule Impact Statement ("RIS") will be prepared and available for review at the Office of Legal Services, State Department of Education, Hodge Education Building, 2500 North Lincoln Boulevard, Oklahoma City, Oklahoma within fifteen (15) days of publication of this Notice of Rulemaking Intent by December 30, 2025. A copy of the RIS will also be available on the State Department of Education Legal Services website at: <https://oklahoma.gov/education/about/administration/office-of-legal-services/administrative-rules.html>

CONTACT PERSON:

Kory L. Kile, Director of Legal Research/Administrative Rules Liaison, Office of Legal Services, State Department of Education, Hodge Education Building, 2500 North Lincoln Boulevard, Oklahoma City, Oklahoma 73105.
kory.kile@sde.ok.gov, (405) 885-3357

[OAR Docket #25-978; filed 11-24-25]

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

[OAR Docket #25-979]

Notices of Rulemaking Intent

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 83. Qualified Zone Academy Bonds [REVOKED]

210:40-83-1. Purpose [REVOKED]

210:40-83-2. Definitions [REVOKED]

210:40-83-3. Procedures for solicitation and acceptance of district applications [REVOKED]

210:40-83-4. Evaluation procedure [REVOKED]

210:40-83-5. Return of unused allocation [REVOKED]

SUMMARY:

Revoke rules as they no longer applicable and to comply with the requirements of Oklahoma Executive Order 2020-03.

AUTHORITY:

Oklahoma State Department of Education, Oklahoma State Board of Education; Ok. Const. art. XIII § 5, Title 70 O.S. § 1-105, Title 70 O.S. § 3-104, Oklahoma Executive Order 2020-03

COMMENT PERIOD:

Written comments on the proposed rule(s) will be accepted from December 15, 2025, until January 16, 2026. Written comments in electronic form will be accepted during the open public comment period via email at kory.kile@sde.ok.gov. During the open public comment period, written comments may also be hand delivered to the agency during regular business hours or via regular mail to the individual at the address shown below under "Contact Person." Oral comments may be submitted for the record at the public hearing at the time, date, and place shown below.

PUBLIC HEARING:

A public hearing is scheduled for 4:00 p.m. on Friday, January 16, 2026, at the Oliver Hodge Education Building, State Board Room, Room 1-20, 2500 North Lincoln Boulevard, Oklahoma City, Oklahoma. Persons wishing to speak must sign in at the door of the State Board Room prior to the start of the hearing. Time limitations may be imposed on oral presentations to ensure that all persons who desire to make oral comments will have an opportunity to do so.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

N/A

COPIES OF PROPOSED RULES:

Copies of the proposed rule(s) may be obtained for review by the public from the Office of Legal Services, State Department of Education, Hodge Education Building, 2500 North Lincoln Boulevard, Oklahoma City, Oklahoma. Electronic copies of proposed rules are also available for review thirty (30) days prior to the hearing on the State Department of Education Legal Services website at: <https://oklahoma.gov/education/about/administration/office-of-legal-services/administrative-rules.html>

RULE IMPACT STATEMENT:

Pursuant to Title 75 O.S. § 303(D), a Rule Impact Statement ("RIS") will be prepared and available for review at the Office of Legal Services, State Department of Education, Hodge Education Building, 2500 North Lincoln Boulevard, Oklahoma City, Oklahoma within fifteen (15) days of publication of this Notice of Rulemaking Intent by December 30, 2025. A copy of the RIS will also be available on the State Department of Education Legal Services website at: <https://oklahoma.gov/education/about/administration/office-of-legal-services/administrative-rules.html>

CONTACT PERSON:

Kory L. Kile, Director of Legal Research/Administrative Rules Liaison, Office of Legal Services, State Department of Education, Hodge Education Building, 2500 North Lincoln Boulevard, Oklahoma City, Oklahoma 73105.
kory.kile@sde.ok.gov, (405) 885-3357

[OAR Docket #25-979; filed 11-24-25]

TITLE 218. OFFICE OF EDUCATIONAL QUALITY AND ACCOUNTABILITY CHAPTER 10. EDUCATIONAL QUALITY

[OAR Docket #25-902]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 5. Educator Preparation Program Accreditation

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218:10-5-1. Educator preparation program accreditation and review process [AMENDED]

218:10-5-3. Specific state requirements for program accreditation [AMENDED]

218:10-5-4. Standards for Oklahoma educator preparation programs [AMENDED]

Subchapter 7. Educator Assessment Regulations

218:10-7-4. CALT and CERI Micro-Credentials [NEW]

Subchapter 9. Education Leadership Oklahoma

218:10-9-1. Education Leadership Oklahoma regulations [AMENDED]

Subchapter 10. TEACHFORWARDOK PROGRAM

218:10-10-1. TeachForwardOK Program [NEW]

SUMMARY:

The material revisions to 218:10-5-1: Clarify that OEQA accreditation site reviews may be conducted either virtual or on-site and therefore changes any references to “site visit,” “site visits,” “site visitor,” “site visitors,” or “visiting” to “site review,” “site reviews,” “site reviewer,” “site reviewers,” or “reviewing” respectively; Clarify the composition of the state site accreditation review team, for initial and continuing accreditation, including the roles of the reviewers and observers; and Clarify the composition of the members of CEQA Appeals Board for appeals related to programs and state accreditation. The material revision to 218:10-5-3 changes the composition of the participants in program review to indicate that participation of parents of P-12 students and business community leaders actively involved in assisting P-12 schools is optional, rather than required due limited availability of this category of participants. The material revisions to 218:10-5-4: Clarify that all educator preparation programs shall meet the most current CAEP standards in effect, which may be revised or amended from time to time, by replacing language that identified prior CAEP standards; and Clarify the information to be provided in the annual report submitted by educator preparation programs. 218:10-7-4 is a new and addresses CALT and CERI Micro-Credentials as required by new law codified at 70 O.S. § 7002. The material revisions to 218:10-9-1: Clarify the amount of the Education Leadership Scholarship and that it be used for National Board assessment fees as provided in the amended 70 O.S. § 6-204.2. 218:10-10-1 is a new and addresses the pilot TeachForwardOK Program as required by new law codified at 70 O.S. § 6-186.1.

AUTHORITY:

Commission of Educational Quality and Accountability, 70 O.S. § 3-116.2; Creation of Office of Accountability, 70 O.S. § 3-117; Oklahoma Teacher Preparation Act, 70 O.S. § 6-180 et seq., specifically including 70 O.S. § 6-186.1; Education Leadership Oklahoma Act, 70 O.S. § 3-204 et seq.; and 70 O.S. § 7002.

COMMENT PERIOD:

Written and oral comments will be accepted from December 15, 2025, until 4:30 p.m. on January 15, 2026, at the Office of Educational Quality and Accountability, at The Strata Tower at Oklahoma Commons, 123 Robert S. Kerr Avenue, 5th Floor, Oklahoma City, Oklahoma 73102, Attn: Michelle Seybolt, Ed.D., or by email to Michelle.Seybolt@oeqa.ok.gov.

PUBLIC HEARING:

A public hearing will be held to provide an opportunity for persons to orally present their views on January 16, 2026, at 1:30 p.m., at the Office of Educational Quality and Accountability, located at The Strata Tower at Oklahoma Commons, 123 Robert S. Kerr Avenue, 28th Floor, Conference Room 4, Oklahoma City, Oklahoma 73102. Each person wishing to speak must sign in at the door by 1:30 p.m.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

Business entities affected by these proposed rules are requested to provide the Office of Educational Quality and Accountability with information, in dollar amounts if possible, about the increase in the level of direct costs, indirect costs, or other costs expected to be incurred by the business entity due to compliance with the proposed rules. Business entities may submit this information in writing to the Office of Educational Quality and Accountability, at The Strata Tower at Oklahoma Commons, 123 Robert S. Kerr Avenue, 5th Floor, Oklahoma City, Oklahoma 73102, Attn: Michelle Seybolt, Ed.D., or by email to Michelle.Seybolt@oeqa.ok.gov before the close of the public comment period, at 4:30 p.m., on January 15, 2026.

COPIES OF PROPOSED RULES:

Copies of the proposed changes may be obtained from the Office of Educational Quality and Accountability, at The Strata Tower at Oklahoma Commons, 123 Robert S. Kerr Avenue, 5th Floor, Oklahoma City, Oklahoma 73102, Attn: Michelle Seybolt, Ed.D., or by email to Michelle.Seybolt@oeqa.ok.gov. The proposed rules may also be viewed on the agency’s website at <https://oklahoma.gov/oeqa/about-oeqa/statutes.html>.

RULE IMPACT STATEMENT:

A copy of the rule impact statement will be prepared and may be obtained from the Office of Educational Quality and Accountability, at The Strata Tower at Oklahoma Commons, 123 Robert S. Kerr Avenue, 5th Floor, Oklahoma City, Oklahoma 73102, Attn: Michelle Seybolt, Ed.D., or by email to Michelle.Seybolt@oeqa.ok.gov. The rule impact statement may also be viewed on the agency’s website at <https://oklahoma.gov/oeqa/about-oeqa/statutes.html>. The rule impact

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statement will be available as described above beginning December 15, 2025.

CONTACT PERSON:

Michelle Seybolt, Ed.D., Deputy Director of the Office of Educational Quality and Accountability, 405-522-8228, Michelle.Seybolt@oeqa.ok.gov. For legal questions, contact Kristin Bugg, Assistant Attorney General, 405-522-1961, Kristin.Bugg@oag.ok.gov.

[OAR Docket #25-902; filed 11-13-25]

TITLE 230. STATE ELECTION BOARD CHAPTER 10. THE COUNTY ELECTION BOARD

[OAR Docket #25-911]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 3. Election Personnel

Part 1. COUNTY ELECTION BOARD MEMBERS AND EMPLOYEES

230:10-3-17. Nepotism prohibited [REVOKED]

230:10-3-18. Candidates related to county election board members [AMENDED]

Part 3. THE PRECINCT ELECTION BOARD

230:10-3-38. Record of appointment of Precinct Officials [AMENDED]

Subchapter 7. General Administration of the County Election Board Office

Part 1. MEETINGS OF THE BOARD

230:10-7-16. Retention of minutes [AMENDED]

Part 3. EQUIPPING THE OFFICE

230:10-7-28. Storage for voting devices and ballot boxes [AMENDED]

230:10-7-30. Voting booth storage [REVOKED]

Part 5. MAINTAINING THE OFFICE

230:10-7-40. Cancellation File [AMENDED]

230:10-7-43. Retention of forms and materials documenting voter registration transactions [AMENDED]

230:10-7-48. Correspondence [AMENDED]

230:10-7-55. Grand jury petitions [NEW]

Part 7. PUBLIC RECORDS

230:10-7-66. Lists of registered voters [AMENDED]

Part 9. FINANCES

230:10-7-73. County Election Board member compensation and mileage reimbursement [AMENDED]

230:10-7-85. Retention of County Election Board financial records [AMENDED]

Part 13. PRECINCTS AND SUBPRECINCTS

230:10-7-99. Precincts within municipalities [AMENDED]

Part 15. POLLING PLACES

230:10-7-109. Changes in polling place [AMENDED]

SUMMARY:

The proposed rule revocation of 230:10-3-17 is necessary because there is a specific statute relating to nepotism under current law. The remaining amendments in subchapter 3 are necessary to come into compliance with current state law or codify current procedures. The proposed new rule related to Grand Jury petitions mimics current procedure for other types of petition verification, and is necessary to clarify a procedure due to the increase in the number of these petitions being presented throughout the state. The proposed amendment in 230:10-7-109 is more practical for emergency situations when polling places become inaccessible close to an election than utilizing the more formal emergency declaration procedure defined in 26 O.S. § 22-101.

AUTHORITY:

Secretary of the State Election Board; 26 O.S. Section 2-107

COMMENT PERIOD:

Persons may submit written comments through January 15, 2026 by writing Rachel Rogers at: State Election Board, P.O. Box 53156, Oklahoma City, OK 73152, or email: Rachel.rogers@elections.ok.gov

Notices of Rulemaking Intent

PUBLIC HEARING:

A public hearing has not been scheduled; however, pursuant to 75 O.S. Section 303(B)(9), “persons may demand a hearing” by writing Rachel Rogers at: State Election Board, P.O. Box 53156, Oklahoma City, OK 73152, or email: Rachel.rogers@elections.ok.gov.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

N/A

COPIES OF PROPOSED RULES:

Copies of proposed amendments are available at the State Election Board, Room G38, Oklahoma State Capitol Building, 2300 N. Lincoln Blvd., Oklahoma City, OK 73105, or Oklahoma.gov/elections/laws-and-procedures.html or by emailing Rachel.rogers@elections.ok.gov.

RULE IMPACT STATEMENT:

Pursuant to 75 O.S. Section 303(d), a rule impact statement is being prepared and will be available for review no later than December 30, 2025 at: State Election Board, Room G38, Oklahoma State Capitol Building, 2300 N. Lincoln Blvd., Oklahoma City, OK 73105, or by email: Rachel.rogers@elections.ok.gov.

CONTACT PERSON:

Rachel Rogers Mailing address: State Election Board, P.O. Box 53156, Oklahoma City, OK 73152. Email: Rachel.rogers@elections.ok.gov.

[OAR Docket #25-911; filed 11-25-25]

TITLE 230. STATE ELECTION BOARD CHAPTER 15. VOTER REGISTRATION

[OAR Docket #25-928]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 3. Voter Outreach

Part 3. DISTRIBUTION OF VOTER REGISTRATION APPLICATION FORMS

230:15-3-24. Voter registration application forms available in quantity for organized voter registration programs

[AMENDED]

Subchapter 5. Application for Voter Registration

Part 17. PUBLIC RECORDS

230:15-5-73. All registration records public [AMENDED]

Part 21. VOTER REGISTRATION APPLICATION BY MAIL

230:15-5-88. Activation of application for new voter registration or for change in voter registration [AMENDED]

Subchapter 11. Voter Registration List Maintenance

Part 1. CANCELLATION OF VOTER REGISTRATION

230:15-11-4. Processing cancellations of registration [AMENDED]

SUMMARY:

The proposed rule amendments to subchapter 3 are necessary to update the process for those seeking to obtain paper copies of the voter registration application. The proposed amendments in subchapters 5 and 11 are necessary to conform with the recent legislation described herein. SB 377 in 2023 closed a loophole where voters may attempt to voluntarily cancel their registration in order to re-register in the same county under another party affiliation and be eligible to vote in the next election. New legislation in 2025 placed parameters on who is qualified to obtain the public list of registered voters. Finally, SB 1086 codified a procedure to utilize database comparison tools to locate possible noncitizens on the voter registration list and eventually cancel the registrations of voters who are unable to provide proof of citizenship.

AUTHORITY:

Secretary of the State Election Board; 26 O.S. Section 2-107

COMMENT PERIOD:

Persons may submit written comments through January 15, 2026 by writing Rachel Rogers at: State Election Board, P.O. Box 53156, Oklahoma City, OK 73152, or email: Rachel.rogers@elections.ok.gov

PUBLIC HEARING:

Notices of Rulemaking Intent

A public hearing has not been scheduled; however, pursuant to 75 O.S. Section 303(B)(9), “persons may demand a hearing” by writing Rachel Rogers at: State Election Board, P.O. Box 53156, Oklahoma City, OK 73152, or email: Rachel.rogers@elections.ok.gov.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

N/A

COPIES OF PROPOSED RULES:

Copies of proposed amendments are available at the State Election Board, Room G38, Oklahoma State Capitol Building, 2300 N. Lincoln Blvd., Oklahoma City, OK 73105, or Oklahoma.gov/elections/laws-and-procedures.html or by emailing Rachel.rogers@elections.ok.gov.

RULE IMPACT STATEMENT:

Pursuant to 75 O.S. Section 303(d), a rule impact statement is being prepared and will be available for review no later than December 30, 2025 at: State Election Board, Room G38, Oklahoma State Capitol Building, 2300 N. Lincoln Blvd., Oklahoma City, OK 73105, or by email: Rachel.rogers@elections.ok.gov.

CONTACT PERSON:

Rachel Rogers Mailing address: State Election Board, P.O. Box 53156, Oklahoma City, OK 73152. Email: Rachel.rogers@elections.ok.gov.

[OAR Docket #25-928; filed 11-25-25]

TITLE 230. STATE ELECTION BOARD CHAPTER 20. CANDIDATE FILING

[OAR Docket #25-929]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 3. Filing Candidacy for Federal, state, county, and Other Elective Office

Part 1. WHEN, WHERE, AND HOW TO FILE CANDIDACY FOR ELECTIVE OFFICE

230:20-3-4. Forms for filing Declaration of Candidacy ~~for federal, state, county, school district, and statutory municipal offices~~ prescribed by Secretary of the State Election Board [AMENDED]

Subchapter 5. Contests of Candidacy

230:20-5-5. Date for hearing contest [AMENDED]

230:20-5-12. Disposition of deposit [AMENDED]

Subchapter 9. Petitions Supporting Declarations of Candidacy

230:20-9-1. Petition form prescribed by the Secretary of the State Election Board [AMENDED]

230:20-9-3. Signatures on petitions in support of a Declaration of Candidacy ~~for federal, state, or county office~~ [AMENDED]

Subchapter 11. Requirements for County Election Board Secretary Under the County Campaign Finance and Financial Disclosure Act

230:20-11-1. Responsibilities of the County Election Board Secretary under the County Campaign Finance and Financial Disclosure Act [AMENDED]

230:20-11-2. Reports required by the County Campaign Finance and Financial Disclosure Act [REVOKED]

SUMMARY:

The proposed amendments to subchapter 3 are necessary to clarify what forms should be used for filing a declaration of candidacy in order to create uniformity. The proposed amendments in subchapter 5 are necessary to clarify where to file a contest of candidacy and how the deposits shall be handled. More often than not, the costs of the hearings for contests of candidacy are not being covered by the deposits and result in the costs being passed along to the election boards. The proposed amendments in subchapter 9 are necessary to clarify how petitions need to be presented. Finally, the proposed revocations in subchapter 11 are necessary due to the recent legislation which transferred the responsibilities for accepting campaign finance reports and financial disclosures for county and local offices to the Ethics Commission.

AUTHORITY:

Secretary of the State Election Board; 26 O.S. Section 2-107

COMMENT PERIOD:

Notices of Rulemaking Intent

Persons may submit written comments through January 15, 2026 by writing Rachel Rogers at: State Election Board, P.O. Box 53156, Oklahoma City, OK 73152, or email: Rachel.rogers@elections.ok.gov

PUBLIC HEARING:

A public hearing has not been scheduled; however, pursuant to 75 O.S. Section 303(B)(9), “persons may demand a hearing” by writing Rachel Rogers at: State Election Board, P.O. Box 53156, Oklahoma City, OK 73152, or email: Rachel.rogers@elections.ok.gov.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

N/A

COPIES OF PROPOSED RULES:

Copies of proposed amendments are available at the State Election Board, Room G38, Oklahoma State Capitol Building, 2300 N. Lincoln Blvd., Oklahoma City, OK 73105, or Oklahoma.gov/elections/laws-and-procedures.html or by emailing Rachel.rogers@elections.ok.gov.

RULE IMPACT STATEMENT:

Pursuant to 75 O.S. Section 303(d), a rule impact statement is being prepared and will be available for review no later than December 30, 2025 at: State Election Board, Room G38, Oklahoma State Capitol Building, 2300 N. Lincoln Blvd., Oklahoma City, OK 73105, or by email: Rachel.rogers@elections.ok.gov.

CONTACT PERSON:

Rachel Rogers Mailing address: State Election Board, P.O. Box 53156, Oklahoma City, OK 73152. Email: Rachel.rogers@elections.ok.gov.

[OAR Docket #25-929; filed 11-25-25]

TITLE 230. STATE ELECTION BOARD CHAPTER 25. BALLOT PRINTING

[OAR Docket #25-930]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 3. Responsibilities for Ballot Printing

230:25-3-3. County Election Board responsibilities for printing ballots [AMENDED]

Subchapter 7. Competitive Bidding Process for Ballot Printing

230:25-7-4. Contract requirements [AMENDED]

Subchapter 13. Placing Parties, Candidates, Propositions on Ballot

230:25-13-1.1. Separate ballots for entities [AMENDED]

230:25-13-1.2. Order of political party candidates and symbols and Independent candidates on General Election ballots [AMENDED]

230:25-13-1.3. Using color to designate ballots for parties or entities [AMENDED]

230:25-13-13. Ballot titles for county, municipal, and school district propositions [AMENDED]

SUMMARY:

The proposed amendments in Chapter 25 are minor in nature, but are necessary updates for how ballots are prepared and styled when various entities hold elections on the same date. As we prepare to implement the recent legislation to conduct five routine election dates each year, the Secretary of the State Election Board needs to be able to add another mechanism for distinguishing between various ballot styles and have the discretion to put county questions on a separate ballot, when needed.

AUTHORITY:

Secretary of the State Election Board; 26 O.S. Section 2-107

COMMENT PERIOD:

Persons may submit written comments through January 15, 2026 by writing Rachel Rogers at: State Election Board, P.O. Box 53156, Oklahoma City, OK 73152, or email: Rachel.rogers@elections.ok.gov

PUBLIC HEARING:

A public hearing has not been scheduled; however, pursuant to 75 O.S. Section 303(B)(9), “persons may demand a hearing” by writing Rachel Rogers at: State Election Board, P.O. Box 53156, Oklahoma City, OK 73152, or email: Rachel.rogers@elections.ok.gov.

Notices of Rulemaking Intent

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

N/A

COPIES OF PROPOSED RULES:

Copies of proposed amendments are available at the State Election Board, Room G38, Oklahoma State Capitol Building, 2300 N. Lincoln Blvd., Oklahoma City, OK 73105, or [Oklahoma.gov/elections/laws-and-procedures.html](https://oklahoma.gov/elections/laws-and-procedures.html) or by emailing Rachel.rogers@elections.ok.gov.

RULE IMPACT STATEMENT:

Pursuant to 75 O.S. Section 303(d), a rule impact statement is being prepared and will be available for review no later than December 30, 2025 at: State Election Board, Room G38, Oklahoma State Capitol Building, 2300 N. Lincoln Blvd., Oklahoma City, OK 73105, or by email: Rachel.rogers@elections.ok.gov.

CONTACT PERSON:

Rachel Rogers Mailing address: State Election Board, P.O. Box 53156, Oklahoma City, OK 73152. Email: Rachel.rogers@elections.ok.gov.

[OAR Docket #25-930; filed 11-25-25]

TITLE 230. STATE ELECTION BOARD CHAPTER 30. ABSENTEE VOTING

[OAR Docket #25-931]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 7. Absentee Voting Boards

230:30-7-6.1. Training for Absentee Voting Board members [AMENDED]

230:30-7-7. Supplies for Absentee Voting Board [AMENDED]

230:30-7-9. Procedure for the nursing home Absentee Voting Board [AMENDED]

230:30-7-11. Procedure for in-person Absentee Voting Board to receive applications and issue ballots [AMENDED]

230:30-7-11.1. Preparation of polling place and voting device for in-person absentee voting [AMENDED]

Subchapter 9. Processing Applications

230:30-9-8. Processing ~~first responder/emergency worker~~ emergency absentee applications, issuing ballots, and receiving voted ballots [AMENDED]

Subchapter 19. Counting the Ballots

Part 1. COUNTING ABSENTEE BALLOTS ON ELECTION DAY

230:30-19-4. Procedure for counting absentee ballots on election day [AMENDED]

SUMMARY:

The only substantive proposed changes in Chapter 30 are necessary updates to the processing of emergency absentee ballot applications. In 2025, the Legislature appropriately added uniformed-service members to a small, select class of voters who may request an emergency absentee ballot if they are deployed after the deadline to request an absentee ballot has passed.

AUTHORITY:

Secretary of the State Election Board; 26 O.S. Section 2-107

COMMENT PERIOD:

Persons may submit written comments through January 15, 2026 by writing Rachel Rogers at: State Election Board, P.O. Box 53156, Oklahoma City, OK 73152, or email: Rachel.rogers@elections.ok.gov

PUBLIC HEARING:

A public hearing has not been scheduled; however, pursuant to 75 O.S. Section 303(B)(9), “persons may demand a hearing” by writing Rachel Rogers at: State Election Board, P.O. Box 53156, Oklahoma City, OK 73152, or email: Rachel.rogers@elections.ok.gov.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

N/A

COPIES OF PROPOSED RULES:

Notices of Rulemaking Intent

Copies of proposed amendments are available at the State Election Board, Room G38, Oklahoma State Capitol Building, 2300 N. Lincoln Blvd., Oklahoma City, OK 73105, or Oklahoma.gov/elections/laws-and-procedures.html or by emailing Rachel.rogers@elections.ok.gov.

RULE IMPACT STATEMENT:

Pursuant to 75 O.S. Section 303(d), a rule impact statement is being prepared and will be available for review no later than December 30, 2025 at: State Election Board, Room G38, Oklahoma State Capitol Building, 2300 N. Lincoln Blvd., Oklahoma City, OK 73105, or by email: Rachel.rogers@elections.ok.gov.

CONTACT PERSON:

Rachel Rogers Mailing address: State Election Board, P.O. Box 53156, Oklahoma City, OK 73152. Email: Rachel.rogers@elections.ok.gov.

[OAR Docket #25-931; filed 11-25-25]

TITLE 230. STATE ELECTION BOARD CHAPTER 35. ELECTION CONDUCT

[OAR Docket #25-998]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 3. County Election Board Responsibilities

Part 1. BEFORE THE FILING PERIOD

230:35-3-3. Assembling precinct supplies [AMENDED]

Part 13. AFTER THE POLLS CLOSE

230:35-3-84. Assembly line required for receiving returns and materials from Inspectors [AMENDED]

Part 17. DISPOSITION OF MATERIALS

230:35-3-99. Disposing of Precinct Registries [AMENDED]

230:35-3-101. Processing forms used on election day by Precinct Officials [AMENDED]

Part 19. VERIFYING AND COUNTING PROVISIONAL BALLOTS

230:35-3-126. Criteria for verification of provisional ballot affidavit information [AMENDED]

Subchapter 5. Instructions for Precinct Officials

Part 5. PREPARATIONS FOR ELECTION DAY

230:35-5-28. Preparation of polling place [AMENDED]

230:35-5-32. Preparation of voting device [AMENDED]

Part 7. GENERAL GUIDELINES

230:35-5-41. Inspector's Notes to Secretary [AMENDED]

Part 11. PROCESSING THE VOTER

230:35-5-56. Routine for Clerk [AMENDED]

Part 15. AFTER THE POLLS CLOSE

230:35-5-70. Closing the polls [AMENDED]

230:35-5-75.2. Securing the voting device [AMENDED]

230:35-5-76. Repacking supplies [AMENDED]

Part 23. VOTER ASSISTANCE

230:35-5-119. Assistance outside the polling place for physically disabled or infirm voter [AMENDED]

Part 34. PROVISIONAL VOTING PROCEDURES

230:35-5-177. Provisional voting procedure [AMENDED]

230:35-5-177.1. Provisional voting procedure for voter using the ATI [AMENDED]

SUMMARY:

Outside of minor terminology updates throughout the Chapter, the proposed amendments in 230:35-5-199 are an attempt to clarify the process of curbside assistance to voters who attest that they are unable to vote inside the polling place due to a disability or infirmity. State law currently allows for this type of assistance, but election officials have seen an increase in attempts by voters to create a type of “curbside voting” that was clearly not contemplated by the law. These amendments are intended to clarify that this procedure is only reserved for the voters needing assistance and that they must attest to such under penalty of perjury. Finally, the changes in 230:35-3-126 are intended to simplify the process for

Notices of Rulemaking Intent

provisional ballot verification. The Secretary would still be required to match the voter's name, date of birth and address of registration in order to count the ballot. Many people do not know their identification number, and if they do not have it available, they would not be able to have their ballot counted as the rule is currently written if they do not complete the driver license or social security number portion of the affidavit.

AUTHORITY:

Secretary of the State Election Board; 26 O.S. Section 2-107

COMMENT PERIOD:

Persons may submit written comments through January 15, 2026 by writing Rachel Rogers at: State Election Board, P.O. Box 53156, Oklahoma City, OK 73152, or email: Rachel.rogers@elections.ok.gov

PUBLIC HEARING:

A public hearing has not been scheduled; however, pursuant to 75 O.S. Section 303(B)(9), "persons may demand a hearing" by writing Rachel Rogers at: State Election Board, P.O. Box 53156, Oklahoma City, OK 73152, or email: Rachel.rogers@elections.ok.gov.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

N/A

COPIES OF PROPOSED RULES:

Copies of proposed amendments are available at the State Election Board, Room G38, Oklahoma State Capitol Building, 2300 N. Lincoln Blvd., Oklahoma City, OK 73105, or Oklahoma.gov/elections/laws-and-procedures.html or by emailing Rachel.rogers@elections.ok.gov.

RULE IMPACT STATEMENT:

Pursuant to 75 O.S. Section 303(d), a rule impact statement is being prepared and will be available for review no later than December 30, 2025 at: State Election Board, Room G38, Oklahoma State Capitol Building, 2300 N. Lincoln Blvd., Oklahoma City, OK 73105, or by email: Rachel.rogers@elections.ok.gov.

CONTACT PERSON:

Rachel Rogers Mailing address: State Election Board, P.O. Box 53156, Oklahoma City, OK 73152. Email: Rachel.rogers@elections.ok.gov.

[OAR Docket #25-998; filed 11-25-25]

TITLE 230. STATE ELECTION BOARD CHAPTER 40. TYPES OF ELECTIONS

[OAR Docket #25-933]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 5. Municipal Elections

Part 9. PROCEDURES

230:40-5-46.1. Effective date of municipal boundary changes for election purposes [AMENDED]

SUMMARY:

The proposed amendments in 230:40-5-46.1 are intended to clarify that the municipal or ward boundaries in effect at the time of the adoption of the resolution calling the election are to be used for ballot preparation and election setup. Under current state law, the resolution deadline for an election can potentially be 75 days before any regular or special federal or state election, and it is impractical and risky to allow for changes to municipal or ward boundaries after an election has been called that affect how election officials conduct ballot preparation and election setup for that election. If there are such changes to the boundaries after the date of the resolution, then affected voters may still cast a provisional ballot when eligibility issues arise, which are rare.

AUTHORITY:

Secretary of the State Election Board; 26 O.S. Section 2-107

COMMENT PERIOD:

Persons may submit written comments through January 15, 2026 by writing Rachel Rogers at: State Election Board, P.O. Box 53156, Oklahoma City, OK 73152, or email: Rachel.rogers@elections.ok.gov

PUBLIC HEARING:

Notices of Rulemaking Intent

A public hearing has not been scheduled; however, pursuant to 75 O.S. Section 303(B)(9), “persons may demand a hearing” by writing Rachel Rogers at: State Election Board, P.O. Box 53156, Oklahoma City, OK 73152, or email: Rachel.rogers@elections.ok.gov.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

N/A

COPIES OF PROPOSED RULES:

Copies of proposed amendments are available at the State Election Board, Room G38, Oklahoma State Capitol Building, 2300 N. Lincoln Blvd., Oklahoma City, OK 73105, or Oklahoma.gov/elections/laws-and-procedures.html or by emailing Rachel.rogers@elections.ok.gov.

RULE IMPACT STATEMENT:

Pursuant to 75 O.S. Section 303(d), a rule impact statement is being prepared and will be available for review no later than December 30, 2025 at: State Election Board, Room G38, Oklahoma State Capitol Building, 2300 N. Lincoln Blvd., Oklahoma City, OK 73105, or by email: Rachel.rogers@elections.ok.gov.

CONTACT PERSON:

Rachel Rogers Mailing address: State Election Board, P.O. Box 53156, Oklahoma City, OK 73152. Email: Rachel.rogers@elections.ok.gov.

[OAR Docket #25-933; filed 11-25-25]

TITLE 230. STATE ELECTION BOARD CHAPTER 45. CONTESTS OF ELECTION

[OAR Docket #25-934]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 3. Recounts

Part 1. RECOUNTS FOR COUNTY OFFICE

230:45-3-2. Procedure for Secretary [AMENDED]

Part 9. RECOUNTS WITH ELECTRONIC VOTING DEVICES

230:45-3-52. Preparation of voting device [AMENDED]

SUMMARY:

The proposed amendments in this Chapter are minor terminology updates. The Assistant Secretary is who should speak with the other two members about an upcoming meeting, not the Secretary who is a voting member.

AUTHORITY:

Secretary of the State Election Board; 26 O.S. Section 2-107

COMMENT PERIOD:

Persons may submit written comments through January 15, 2026 by writing Rachel Rogers at: State Election Board, P.O. Box 53156, Oklahoma City, OK 73152, or email: Rachel.rogers@elections.ok.gov

PUBLIC HEARING:

A public hearing has not been scheduled; however, pursuant to 75 O.S. Section 303(B)(9), “persons may demand a hearing” by writing Rachel Rogers at: State Election Board, P.O. Box 53156, Oklahoma City, OK 73152, or email: Rachel.rogers@elections.ok.gov.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

N/A

COPIES OF PROPOSED RULES:

Copies of proposed amendments are available at the State Election Board, Room G38, Oklahoma State Capitol Building, 2300 N. Lincoln Blvd., Oklahoma City, OK 73105, or Oklahoma.gov/elections/laws-and-procedures.html or by emailing Rachel.rogers@elections.ok.gov.

RULE IMPACT STATEMENT:

Pursuant to 75 O.S. Section 303(d), a rule impact statement is being prepared and will be available for review no later than December 30, 2025 at: State Election Board, Room G38, Oklahoma State Capitol Building, 2300 N. Lincoln Blvd., Oklahoma City, OK 73105, or by email: Rachel.rogers@elections.ok.gov.

CONTACT PERSON:

Notices of Rulemaking Intent

Rachel Rogers Mailing address: State Election Board, P.O. Box 53156, Oklahoma City, OK 73152. Email: Rachel.rogers@elections.ok.gov.

[OAR Docket #25-934; filed 11-25-25]

TITLE 270. OKLAHOMA FIREFIGHTERS PENSION AND RETIREMENT SYSTEM CHAPTER 1. ADMINISTRATIVE OPERATIONS

[OAR Docket #25-990]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

270:1-1-2. Description of organization [AMENDED]

270:1-1-3. Methods whereby the public may obtain information or make submissions or requests [AMENDED]

SUMMARY:

The proposed rule amendments to 270:1-1-2 and 270:1-1-3 revise references to Oklahoma Statutes to provide the updated section numbers for all statutes governing the System. This amendment does not make any substantive changes to Chapter 1.

AUTHORITY:

Oklahoma Firefighters Pension and Retirement System; 11 O.S. § 49-100.7.

COMMENT PERIOD:

The comment period will run from December 15, 2025 through January 15, 2026. Written or oral comments may be sent to the System at 6601 Broadway Extension, Suite #100, Oklahoma City, OK 73116, by phone at (405) 522-4600, or by email to chase.rankin@firepension.ok.gov.

PUBLIC HEARING:

A public hearing has not been scheduled; however, pursuant to 75 O.S. § 303(B)(9), persons may demand a hearing by contacting the System at 405-522-4600 no later than January 15, 2026.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

Business entities affected by these proposed rules are requested to provide the System with information, in dollar amounts if possible, about the increase in the level of direct costs, indirect costs, or other costs expected to be incurred by the business entity due to compliance with the proposed rules. Business entities may submit this information in writing by January 15, 2026 to the above address.

COPIES OF PROPOSED RULES:

The proposed rules may be viewed at the System's website at ofprs.ok.gov on the link "Pension Rules and IRS Listing" under the "About" tab at the top of the webpage. Copies may be obtained from the System at 6601 Broadway Extension, Suite #100, Oklahoma City, OK 73116. Copies may also be obtained by written request emailed to chase.rankin@firepension.ok.gov.

RULE IMPACT STATEMENT:

The rule impact statement will be available for review at the System's website at ofprs.ok.gov on the link "Pension Rules and IRS Listing" under the "About" tab at the top of the webpage on or before December 30, 2025. Copies will be available from the System at 6601 Broadway Extension, Suite #100, Oklahoma City, OK 73116 on or before December 30, 2025. Copies may also be obtained by written request emailed to chase.rankin@firepension.ok.gov.

CONTACT PERSON:

Chase Rankin, Executive Director, Oklahoma Firefighters Pension and Retirement System (405) 522-4600 or chase.rankin@firepension.ok.gov.

[OAR Docket #25-990; filed 11-24-25]

TITLE 270. OKLAHOMA FIREFIGHTERS PENSION AND RETIREMENT SYSTEM CHAPTER 10. FIREFIGHTERS PENSION AND RETIREMENT PLAN

[OAR Docket #25-991]

RULEMAKING ACTION:

Notices of Rulemaking Intent

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

270:10-1-8. Standard operating procedures [AMENDED]

270:10-1-9. Purchase of transferred credited service and military service credit. [AMENDED]

SUMMARY:

The proposed rule amendment to 270:10-1-8(c) removes the distinction between members whose service with a participating employer of the System began before or after November 1, 2013 for the purpose of establishing the years of credited service needed for a paid vested benefit or a vested volunteer benefit. The proposed rule amendment to 270:10-1-8(f)(6) revises the classification of a paid firefighter to increase the salary required. The proposed rule amendment to 270:10-1-8(g)(3) removes the distinction between members whose service with a participating employer of the System began before or after November 1, 2013 for the purpose of determining a member's correct amount of service time. The proposed rule amendment to 270:10-1-8(h)(5) adds language regarding the consideration of a volunteer member's eligibility for consideration of a disability in the line of duty pension to make the volunteer member immediately eligible if the volunteer member passed the pre-employment medical evaluation. The proposed rule amendment to 170:10-1-8(j)(2) revises what constitutes gross salary to specify that buy back pay is sick or annual leave that is not at termination and is not compensatory time. The proposed rule amendment to 270:10-1-8(k) adds language allowing members to make installment payments for previously withdrawn contributions when reinstating prior service. The proposed rule amendment to 270:10-1-9(A) adds requirements for purchase of transferred credited service, stating a member must be an active paid member at the time of purchase and must have been an active paid member for a minimum of (30) months. The proposed rule amendment to 270:10-1-9(B)-(E) provides additional requirements for the purchase of military service credit and specifies limitations on how the member may pay the purchase price of transferred credited service or military service credit.

AUTHORITY:

Oklahoma Firefighters Pension and Retirement System; 11 O.S. § 49-100.7

COMMENT PERIOD:

The comment period will run from December 15, 2025 through January 15, 2026. Written or oral comments may be sent to the System at 6601 Broadway Extension, Suite #100, Oklahoma City, OK 73116, by phone at (405) 522-4600, or by email to chase.rankin@firepension.ok.gov.

PUBLIC HEARING:

A public hearing has not been scheduled; however, pursuant to 75 O.S. § 303(B)(9), persons may demand a hearing by contacting the System at 405-522-4600 no later than January 15, 2026.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

Business entities affected by these proposed rules are requested to provide the System with information, in dollar amounts if possible, about the increase in the level of direct costs, indirect costs, or other costs expected to be incurred by the business entity due to compliance with the proposed rules. Business entities may submit this information in writing by January 15, 2026 to the above address.

COPIES OF PROPOSED RULES:

The proposed rules may be viewed at the System's website at ofprs.ok.gov on the link "Pension Rules and IRS Listing" under the "About" tab at the top of the webpage. Copies may be obtained from the System at 6601 Broadway Extension, Suite #100, Oklahoma City, OK 73116. Copies may also be obtained by written request emailed to chase.rankin@firepension.ok.gov.

RULE IMPACT STATEMENT:

The rule impact statement is available for review at the System's website at ofprs.ok.gov on the link "Pension Rules and IRS Listing" under the "About" tab at the top of the webpage. Copies may be obtained from the System at 6601 Broadway Extension, Suite #100, Oklahoma City, OK 73116. Copies may also be obtained by written request emailed to chase.rankin@firepension.ok.gov.

CONTACT PERSON:

Chase Rankin, Executive Director, Oklahoma Firefighters Pension and Retirement System (405) 522-4600 or chase.rankin@firepension.ok.gov.

[OAR Docket #25-991; filed 11-24-25]

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

Notices of Rulemaking Intent

[OAR Docket #25-994]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 3. General Provider Policies

Part 3. GENERAL MEDICAL PROGRAM INFORMATION

317:30-3-57. General SoonerCare coverage - categorically needy [AMENDED]

317:30-3-59. General program exclusions - adults [AMENDED]

Subchapter 5. Individual Providers and Specialties

Part 1. PHYSICIANS

317:30-5-2. General coverage by category [AMENDED]

317:30-5-9. Medical services [AMENDED]

317:30-5-10. Ophthalmology services [AMENDED]

317:30-5-11. Psychiatric services [AMENDED]

317:30-5-15. Chemotherapy injections [AMENDED]

Part 3. HOSPITALS

317:30-5-42.4. Clinic/treatment room services; urgent care [AMENDED]

Part 23. PODIATRISTS

317:30-5-261. Coverage by category [AMENDED]

Part 45. OPTOMETRISTS

317:30-5-431. Coverage by category [AMENDED]

SUMMARY:

The Oklahoma Health Care Authority proposes revising policy to eliminate existing limits on physician visits for adults, allowing members to receive medically necessary services. This change is intended to improve access to primary and preventive care and is expected to help reduce avoidable emergency room utilization by ensuring members can receive timely outpatient treatment.

AUTHORITY:

The Oklahoma Health Care Authority Act, Section 5007 (C)(2) of Title 63 of Oklahoma Statutes; The Oklahoma Health Care Authority Board; Section 440.230 of Title 42 of the Code of Federal Regulations.

COMMENT PERIOD:

Persons wishing to present their views in writing may do so before 5:00 p.m. on January 15, 2026 via email petitions@okhca.org or in writing to: Policy & Program Management, 4345 North Lincoln Boulevard, Oklahoma City, OK 73105.

PUBLIC HEARING:

A public hearing will be held at 1:00 p.m. on Thursday, January 15, 2026 in the Charles Ed McFall Board Room at the Oklahoma Health Care Authority, 4345 N. Lincoln Blvd., Oklahoma City, Oklahoma, 73105. Anyone who wishes to orally present their views will be allowed a maximum of two minutes to speak and must sign in at the door by 1:05 p.m.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

The OHCA requests that business entities affected by these proposed rules provide the OHCA, within the comment period, in dollar amounts if possible, the increase in the level of direct services, revenue loss, or other costs expected to be incurred by costs such as fees, and the indirect costs such as reporting, recordkeeping, equipment, construction, labor, professional services, revenue loss, or other costs that the particular business entity expects to be incurred due to compliance with the proposed rules. Business entities may submit this information in writing at the above addresses, before the close of the comment period on January 15, 2026.

COPIES OF PROPOSED RULES:

The proposed rules may be viewed on the agency's website at oklahoma.gov/ohca/policies-and-rules/proposed-changes and copies may be obtained by written request emailed to petitions@okhca.org.

RULE IMPACT STATEMENT:

Pursuant to 75 O.S., §303(D), a rule impact statement has been prepared and may be obtained from the Agency at the above address beginning December 30, 2025.

CONTACT PERSON:

Lauren Johnson, Senior Policy & Program Advisor, (405) 522-7891, lauren.johnson@okhca.org.

[OAR Docket #25-994; filed 11-25-25]

Notices of Rulemaking Intent

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

[OAR Docket #25-997]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 3. General Provider Policies

Part 1. GENERAL SCOPE AND ADMINISTRATION

317:30-3-27. Telehealth [AMENDED]

317:30-3-27.1. Audio-only health service delivery [AMENDED]

SUMMARY:

The rule adds a facility fee for originating sites when a member receives services via telehealth. The fee is payable to the physical site hosting the member, separate from the distant-site provider's professional claim. Eligible sites include hospitals, outpatient departments, physician and practitioner offices, RHCs, FQHCs, I/T/U clinics, and nursing facilities. The fee is only allowed when the site provides staff or facility resources to support the encounter. It is not reimbursable when the member is at home or when no resources are used. Equipment and transmission costs remain non-covered.

AUTHORITY:

The Oklahoma Health Care Authority Act, Section 5007 (C)(2) of Title 63 of Oklahoma Statutes; The Oklahoma Health Care Authority Board.

COMMENT PERIOD:

Persons wishing to present their views in writing may do so before 5:00 p.m. on January 15, 2026 via email petitions@okhca.org or in writing to: Policy & Program Management, 4345 North Lincoln Boulevard, Oklahoma City, OK 73105.

PUBLIC HEARING:

A public hearing will be held at 1:00 p.m. on Thursday, January 15, 2026 in the Charles Ed McFall Board Room at the Oklahoma Health Care Authority, 4345 N. Lincoln Blvd., Oklahoma City, Oklahoma, 73105. Anyone who wishes to orally present their views will be allowed a maximum of two minutes to speak and must sign in at the door by 1:05 p.m.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

The OHCA requests that business entities affected by these proposed rules provide the OHCA, within the comment period, in dollar amounts if possible, the increase in the level of direct services, revenue loss, or other costs expected to be incurred by costs such as fees, and the indirect costs such as reporting, recordkeeping, equipment, construction, labor, professional services, revenue loss, or other costs that the particular business entity expects to be incurred due to compliance with the proposed rules. Business entities may submit this information in writing at the above addresses, before the close of the comment period on January 15, 2026.

COPIES OF PROPOSED RULES:

The proposed rules may be viewed on the agency's website at oklahoma.gov/ohca/policies-and-rules/proposed-changes and copies may be obtained by written request emailed to petitions@okhca.org.

RULE IMPACT STATEMENT:

Pursuant to 75 O.S., §303(D), a rule impact statement has been prepared and may be obtained from the Agency at the above address beginning December 30, 2025.

CONTACT PERSON:

Sean Webster, Senior Policy & Program Advisor, (405) 522-7227, sean.webster@okhca.org.

[OAR Docket #25-997; filed 11-25-25]

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

[OAR Docket #25-1002]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 5. Individual Providers and Specialties

Notices of Rulemaking Intent

Part 39. SKILLED NURSING SERVICES

317:30-5-391. Coverage for skilled nursing services [AMENDED]

SUMMARY:

This policy revision seeks update Developmental Disabilities Services (DDS) policy related to skilled nursing, assistive technology, transportation, employment, and self-directed service provisions. Minor updates clarify that Oklahoma Human Services DDS registered nurses may be involved in waiver skilled nursing services. Additional revisions add a new section on assistive and enabling technology, increase annual transportation limits, and clarify service definitions and rate structures for employment and self-directed services. Overall updates improve alignment with current practice, strengthen consistency across DDS program rules, and expand flexibility for members receiving Home and Community Based Services (HCBS) waivers.

AUTHORITY:

56 O.S. §4005; 63 O.S. §5007(C)(2); The Oklahoma Health Care Authority Board

COMMENT PERIOD:

Persons wishing to present their views in writing may do so before 5:00 p.m. on January 15, 2026 via email petitions@okhca.org or in writing to: Policy & Program Management, 4345 North Lincoln Boulevard, Oklahoma City, OK 73105.

PUBLIC HEARING:

A public hearing will be held at 1:00 p.m. on Thursday, January 15, 2026 in the Charles Ed McFall Board Room at the Oklahoma Health Care Authority, 4345 N. Lincoln Blvd., Oklahoma City, Oklahoma, 73105. Anyone who wishes to orally present their views will be allowed a maximum of two minutes to speak and must sign in at the door by 1:05 p.m.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

The OHCA requests that business entities affected by these proposed rules provide the OHCA, within the comment period, in dollar amounts if possible, the increase in the level of direct services, revenue loss, or other costs expected to be incurred by costs such as fees, and the indirect costs such as reporting, recordkeeping, equipment, construction, labor, professional services, revenue loss, or other costs that the particular business entity expects to be incurred due to compliance with the proposed rules. Business entities may submit this information in writing at the above addresses, before the close of the comment period on January 15, 2026.

COPIES OF PROPOSED RULES:

The proposed rules may be viewed on the agency's website at oklahoma.gov/ohca/policies-and-rules/proposed-changes and copies may be obtained by written request emailed to petitions@okhca.org.

RULE IMPACT STATEMENT:

Pursuant to 75 O.S., §303(D), a rule impact statement has been prepared and may be obtained from the Agency at the above address beginning December 30, 2025.

CONTACT PERSON:

Grace Tierney, Senior Policy & Program Advisor, (405) 522-6761, grace.tierney@okhca.org.

[OAR Docket #25-1002; filed 11-25-25]

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

[OAR Docket #25-947]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 5. Individual Providers and Specialties

Part 21. OUTPATIENT BEHAVIORAL HEALTH AGENCY SERVICES

317:30-5-240.2. Provider participation standards [AMENDED]

317:30-5-240.3. Staff credentials [AMENDED]

317:30-5-241.8. ~~Multi-systemic therapy (MST)~~Targeted Therapies for Juveniles [AMENDED]

SUMMARY:

Notices of Rulemaking Intent

OHCA, in collaboration with Oklahoma Juvenile Affairs (OJA) and Oklahoma Human Services (OHS), seeks to add coverage for Functional Family Therapy (FFT). FFT is a short-term, evidence-based therapeutic intervention designed to improve family functioning and address behavioral issues in adolescents who are at risk of or engaged in delinquent behavior, substance abuse, or other challenges. The therapy is rooted in a systemic approach, focusing on the relationships within the family rather than treating the individual in isolation. The proposed policy defines eligible populations, eligible providers, referral requirements, service limitations and exclusions.

AUTHORITY:

The Oklahoma Health Care Authority Act, Section 5007 (C)(2) of Title 63 of Oklahoma Statutes; The Oklahoma Health Care Authority Board.

COMMENT PERIOD:

Persons wishing to present their views in writing may do so before 5:00 p.m. on January 15, 2026 via email petitions@okhca.org or in writing to: Policy & Program Management, 4345 North Lincoln Boulevard, Oklahoma City, OK 73105.

PUBLIC HEARING:

A public hearing will be held at 1:00 p.m. on Thursday, January 15, 2026 in the Charles Ed McFall Board Room at the Oklahoma Health Care Authority, 4345 N. Lincoln Blvd., Oklahoma City, Oklahoma, 73105. Anyone who wishes to orally present their views will be allowed a maximum of two minutes to speak and must sign in at the door by 1:05 p.m.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

The OHCA requests that business entities affected by these proposed rules provide the OHCA, within the comment period, in dollar amounts if possible, the increase in the level of direct services, revenue loss, or other costs expected to be incurred by costs such as fees, and the indirect costs such as reporting, recordkeeping, equipment, construction, labor, professional services, revenue loss, or other costs that the particular business entity expects to be incurred due to compliance with the proposed rules. Business entities may submit this information in writing at the above addresses, before the close of the comment period on January 15, 2026.

COPIES OF PROPOSED RULES:

The proposed rules may be viewed on the agency's website at oklahoma.gov/ohca/policies-and-rules/proposed-changes and copies may be obtained by written request emailed to petitions@okhca.org.

RULE IMPACT STATEMENT:

Pursuant to 75 O.S., §303(D), a rule impact statement has been prepared and may be obtained from the Agency at the above address beginning December 30, 2025.

CONTACT PERSON:

Lauren Johnson, Senior Policy & Program Advisor, (405) 522-7891, lauren.johnson@okhca.org.

[OAR Docket #25-947; filed 11-25-25]

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

[OAR Docket #25-948]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 5. Individual Providers and Specialties

Part 85. ADVANTAGE PROGRAM WAIVER SERVICES

317:30-5-760. ADvantage program [AMENDED]

317:30-5-763. Description of services [AMENDED]

SUMMARY:

The OHCA is seeking to revise the ADvantage Waiver policy in order to align with the ADvantage Waiver amendments approved on October 16, 2024, with retroactive date of October 1, 2023. Key revisions will modify the eligibility criteria for the ADvantage Waiver program, lowering the minimum age from twenty-one (21) to nineteen (19) years of age. Additional revisions include modifying procedural requirements for obtaining member or representative signatures for home-delivered meals. This modification was made after a trial period during the PHE. Further revisions include reformatting policy for clarity and removing outdated language.

AUTHORITY:

Notices of Rulemaking Intent

The Oklahoma Health Care Authority Act, Section 5007 (C)(2) of Title 63 of Oklahoma Statutes; The Oklahoma Health Care Authority Board; and Section 1915(c) of the Social Security Act.

COMMENT PERIOD:

Persons wishing to present their views in writing may do so before 5:00 p.m. on January 15, 2026 via email petitions@okhca.org or in writing to: Policy & Program Management, 4345 North Lincoln Boulevard, Oklahoma City, OK 73105.

PUBLIC HEARING:

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RULE IMPACT STATEMENT:

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CONTACT PERSON:

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[OAR Docket #25-948; filed 11-25-25]

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

[OAR Docket #25-951]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 5. Individual Providers and Specialties

Part 58. HOSPICE

317:30-5-531. Coverage [AMENDED]

Part 85. ADVANTAGE PROGRAM WAIVER SERVICES

317:30-5-764. Reimbursement [AMENDED]

Part 113. LIVING CHOICE PROGRAM

317:30-5-1200. Benefits for members age 65 or older with disabilities or long-term illnesses [AMENDED]

317:30-5-1202. Benefits for members with physical disabilities [AMENDED]

SUMMARY:

The Oklahoma Health Care Authority proposes policy revisions to remove hospice services from the 1915(c) Home and Community-Based Services (HCBS) waivers, including the ADvantage and Medically Fragile waivers, as well as the Money Follows the Person demonstration. Hospice services will instead be provided under the State Plan. The revisions also update hospice certification requirements to align with federal standards, requiring statements from both the member's attending physician and the hospice provider's physician. Additional revisions clarify the length of the hospice benefit election. Lastly, revisions change the operating agency from Oklahoma Health Care Authority to Oklahoma Human Services for the Medically Fragile Waiver.

AUTHORITY:

Notices of Rulemaking Intent

The Oklahoma Health Care Authority Act, Section 5007 (C)(2) of Title 63 of Oklahoma Statutes; The Oklahoma Health Care Authority Board; Section 1915(c) of the Social Security Act; and Sections 418.22 and 440.180 of Title 42 of the Code of Federal Regulations.

COMMENT PERIOD:

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PUBLIC HEARING:

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REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

The OHCA requests that business entities affected by these proposed rules provide the OHCA, within the comment period, in dollar amounts if possible, the increase in the level of direct services, revenue loss, or other costs expected to be incurred by costs such as fees, and the indirect costs such as reporting, recordkeeping, equipment, construction, labor, professional services, revenue loss, or other costs that the particular business entity expects to be incurred due to compliance with the proposed rules. Business entities may submit this information in writing at the above addresses, before the close of the comment period on January 15, 2026.

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RULE IMPACT STATEMENT:

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CONTACT PERSON:

Lauren Johnson, Senior Policy & Program Advisor, (405) 522-7891, lauren.johnson@okhca.org.

[OAR Docket #25-951; filed 11-25-25]

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

[OAR Docket #25-953]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 5. Individual Providers and Specialties

Part 9. LONG-TERM CARE FACILITIES

317:30-5-133.2. Ancillary services [AMENDED]

SUMMARY:

The OHCA is seeking to revise the Nursing Facility policy to align agency rules with the Title XIX State Plan durable medical equipment (DME) reimbursement guidelines for nursing facilities, which stipulate that DME is included as part of the nursing facility rate methodology, and is not billed separately.

AUTHORITY:

The Oklahoma Health Care Authority Act, Section 5007 (C)(2) of Title 63 of Oklahoma Statutes; The Oklahoma Health Care Authority Board; and Section 1396(a)(13)(A) of Title 42 of the United States Code

COMMENT PERIOD:

Persons wishing to present their views in writing may do so before 5:00 p.m. on January 15, 2026 via email petitions@okhca.org or in writing to: Policy & Program Management, 4345 North Lincoln Boulevard, Oklahoma City, OK 73105.

PUBLIC HEARING:

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Notices of Rulemaking Intent

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

The OHCA requests that business entities affected by these proposed rules provide the OHCA, within the comment period, in dollar amounts if possible, the increase in the level of direct services, revenue loss, or other costs expected to be incurred by costs such as fees, and the indirect costs such as reporting, recordkeeping, equipment, construction, labor, professional services, revenue loss, or other costs that the particular business entity expects to be incurred due to compliance with the proposed rules. Business entities may submit this information in writing at the above addresses, before the close of the comment period on January 15, 2026.

COPIES OF PROPOSED RULES:

The proposed rules may be viewed on the agency's website at oklahoma.gov/ohca/policies-and-rules/proposed-changes and copies may be obtained by written request emailed to petitions@okhca.org.

RULE IMPACT STATEMENT:

Pursuant to 75 O.S., §303(D), a rule impact statement has been prepared and may be obtained from the Agency at the above address beginning December 30, 2025.

CONTACT PERSON:

Lauren Johnson, Senior Policy & Program Advisor, (405) 522-7891, lauren.johnson@okhca.org.

[OAR Docket #25-953; filed 11-25-25]

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

[OAR Docket #25-954]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 5. Individual Providers and Specialties

Part 3. HOSPITALS

317:30-5-47. Reimbursement for inpatient hospital services [AMENDED]

317:30-5-47.7. Rapid whole genome sequencing; inpatient hospital [NEW]

SUMMARY:

The proposed policy changes establish coverage and reimbursement for rapid whole genome sequencing (rWGS) in accordance with House Bill 1576 (2025). Coverage applies to members under age 21 who have an unknown complex or acute illness and are receiving intensive care unit hospital services. The testing may help identify genetic changes and determine the member's condition. When medically necessary, coverage on behalf of the child will include comparator testing of one or both parents. Prior authorization will be required. Rapid whole genome sequencing will be excluded from the Per Discharge Prospective Rate for hospitals and reimbursed separately under the Ambulatory Payment Classification fee schedule. Reimbursement for testing provided in an I/T/U facility will be included in the Inpatient Hospital Per Diem Rate.

AUTHORITY:

56 O.S. §4005; 63 O.S. §5007(C)(2); The Oklahoma Health Care Authority Board

COMMENT PERIOD:

Persons wishing to present their views in writing may do so before 5:00 p.m. on January 15, 2026 via email petitions@okhca.org or in writing to: Policy & Program Management, 4345 North Lincoln Boulevard, Oklahoma City, OK 73105.

PUBLIC HEARING:

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REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

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Notices of Rulemaking Intent

compliance with the proposed rules. Business entities may submit this information in writing at the above addresses, before the close of the comment period on January 15, 2026.

COPIES OF PROPOSED RULES:

The proposed rules may be viewed on the agency's website at oklahoma.gov/ohca/policies-and-rules/proposed-changes and copies may be obtained by written request emailed to petitions@okhca.org.

RULE IMPACT STATEMENT:

Pursuant to 75 O.S. §303(D), a rule impact statement has been prepared and may be obtained from the Agency at the above address beginning December 30, 2025.

CONTACT PERSON:

Kelsey Dewbre, Senior Policy & Program Advisor, (405) 522-7286, kelsey.dewbre@okhca.org.

[OAR Docket #25-954; filed 11-25-25]

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

[OAR Docket #25-955]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 3. General Provider Policies

Part 1. GENERAL SCOPE AND ADMINISTRATION

317:30-3-35. Oklahoma State Health Information Network and Exchange (OKSHINE) [AMENDED]

SUMMARY:

The proposed policy revisions align OHCA policy with current state law regarding the Health Information Exchange (HIE). The amendments clarify that participation in the HIE is voluntary, rather than mandatory. The HIE already operates under this voluntary structure, so no programmatic changes are anticipated.

AUTHORITY:

The Oklahoma Health Care Authority Act, Section 5007 (C)(2) of Title 63 of Oklahoma Statutes; The Oklahoma Health Care Authority Board; Section 1-133 of Title 63 of Oklahoma Statutes

COMMENT PERIOD:

Persons wishing to present their views in writing may do so before 5:00 p.m. on January 15, 2026 via email petitions@okhca.org or in writing to: Policy & Program Management, 4345 North Lincoln Boulevard, Oklahoma City, OK 73105.

PUBLIC HEARING:

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COPIES OF PROPOSED RULES:

The proposed rules may be viewed on the agency's website at oklahoma.gov/ohca/policies-and-rules/proposed-changes and copies may be obtained by written request emailed to petitions@okhca.org.

RULE IMPACT STATEMENT:

Pursuant to 75 O.S., §303(D), a rule impact statement has been prepared and may be obtained from the Agency at the above address beginning December 30, 2025.

CONTACT PERSON:

Sean Webster, Senior Policy & Program Advisor, (405) 522-7227, sean.webster@okhca.org.

[OAR Docket #25-955; filed 11-25-25]

Notices of Rulemaking Intent

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

[OAR Docket #25-956]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 5. Individual Providers and Specialties

Part 19. CERTIFIED NURSE MIDWIVES

317:30-5-229. Reimbursement [AMENDED]

Part 87. BIRTHING CENTERS [NEW]

317:30-5-890. Eligible providers [NEW]

317:30-5-890.1. Definitions [NEW]

317:30-5-891. Coverage by category [NEW]

317:30-5-892. Reimbursement [NEW]

317:30-5-893. Billing [NEW]

Part 114. DOULA SERVICES

317:30-5-1217. General coverage

Part 116. LICENSED MIDWIVES [NEW]

317:30-5-1235. Eligible providers [NEW]

317:30-5-1236. Covered services [NEW]

317:30-5-1237. Reimbursement [NEW]

SUMMARY:

The proposed policy changes establish coverage and reimbursement methodologies for birthing centers and licensed midwives. They allow coverage of birthing center and licensed midwives' services for normal, uncomplicated, low-risk births. Birthing centers must be accredited by the Commission for the Accreditation of Birth Centers (CABC). Licensed midwives must be Certified Midwives or Certified Professional Midwives and be licensed by the Oklahoma State Department of Health (OSDH) to provide midwifery services. Birthing centers will be reimbursed a facility charge determined by the Ambulatory Payment Classification (APC) fee schedule. Licensed midwives will be reimbursed 80% of the physician fee scheduled for services within their scope of practice as defined by state law.

AUTHORITY:

36 O.S. 6060.3; 63 O.S. 1-701; 63 O.S. 1-702a; 63 O.S. 3129; 63 O.S. 5029.1; 63 O.S. §5007(C)(2); The Oklahoma Health Care Authority Board

COMMENT PERIOD:

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PUBLIC HEARING:

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REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

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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 Agency at the above address beginning December 30, 2025.

CONTACT PERSON:

Kelsey Dewbre, Senior Policy & Program Advisor, (405) 522-7286, kelsey.dewbre@okhca.org.

[OAR Docket #25-956; filed 11-25-25]

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

[OAR Docket #25-957]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 5. Individual Providers and Specialties

Part 35. RURAL HEALTH CLINICS

317:30-5-354. Definitions [AMENDED]

317:30-5-355.2. Covered services [AMENDED]

317:30-5-356. Coverage for adults [AMENDED]

317:30-5-359.2. Reimbursement [AMENDED]

Part 75. FEDERALLY QUALIFIED HEALTH CENTERS

317:30-5-659. Definitions [AMENDED]

317:30-5-661.1. Coverage of core services [AMENDED]

317:30-5-661.5. Health Center preventive primary care services [AMENDED]

317:30-5-664.3. FQHC encounters [AMENDED]

317:30-5-664.5. Federally Qualified Health Center (FQHC) encounter exclusions and limitations [AMENDED]

SUMMARY:

The proposed policy changes revise the definition of Rural Health Center (RHC) and Federally Qualified Health Center (FQHC) core services. Marriage and Family Therapist (MFT) services and Mental Health Counselors (MHC) services will be added to the definition of RHC/FQHC core services. The following provider types meet the definition of an MHC: Licensed Professional Counselor (LPC), Licensed Behavioral Health Provider (LBHP), and providers with a Licensed Drug and Alcohol Counselor/Mental Health (LADC-MH) credential. The policy changes also include clarification that certain medical services provided by an optometrist, podiatrist, or chiropractor in an RHC or FQHC can be reimbursed the encounter rate.

AUTHORITY:

P.L. 117-328; 63 O.S. §5007(C)(2); The Oklahoma Health Care Authority Board

COMMENT PERIOD:

Persons wishing to present their views in writing may do so before 5:00 p.m. on January 15, 2026 via email petitions@okhca.org or in writing to: Policy & Program Management, 4345 North Lincoln Boulevard, Oklahoma City, OK 73105.

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RULE IMPACT STATEMENT:

Notices of Rulemaking Intent

Pursuant to 75 O.S. §303(D), a rule impact statement has been prepared and may be obtained from the Agency at the above address beginning December 30, 2025.

CONTACT PERSON:

Kelsey Dewbre, Senior Policy & Program Advisor, (405) 522-7286, kelsey.dewbre@okhca.org.

[OAR Docket #25-957; filed 11-25-25]

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

[OAR Docket #25-958]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 5. Individual Providers and Specialties

Part 105. RESIDENTIAL BEHAVIORAL MANAGEMENT SERVICES IN GROUP SETTINGS

317:30-5-1043. Coverage by category [AMENDED]

SUMMARY:

The proposed policy revisions, submitted on behalf of the Oklahoma Department of Human Services (OKDHS), update requirements for Qualified Residential Treatment Programs (QRTPs) under the Residential Behavioral Management Services (RBMS) policy. Revisions clarify existing QRTF nursing requirements. Additional changes will add policy language establishing expectations for weekly family therapy and timeframes for updates to the Individual Plan of Care, and implementing a Clinical Quality Review process to support consistent program oversight and service quality.

AUTHORITY:

The Oklahoma Health Care Authority Act, Section 5007 (C)(2) of Title 63 of Oklahoma Statutes; The Oklahoma Health Care Authority Board

COMMENT PERIOD:

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RULE IMPACT STATEMENT:

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CONTACT PERSON:

Sean Webster, Senior Policy & Program Advisor, (405) 522-7227, sean.webster@okhca.org.

[OAR Docket #25-958; filed 11-25-25]

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

Notices of Rulemaking Intent

[OAR Docket #25-959]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 5. Individual Providers and Specialties

Part 79. DENTISTS

317:30-5-696. Coverage by category [AMENDED]

317:30-5-698. Services requiring prior authorization [AMENDED]

SUMMARY:

The proposed policy changes update dental imaging requirements to reflect the current standard of care and ensure appropriate billing for surgical extractions. Current OHCA policy defines full mouth images as two bitewings and panoramic images. The revision clarifies that a full mouth series consists of 10–12 periapical images and 2–4 posterior bitewings, consistent with current dental practice. The changes also establish a prior authorization requirement for complex extractions (codes D7210 and D7250) due to program integrity concerns. No changes are made to policy or billing expectations for simple extractions (code D7140).

AUTHORITY:

63 O.S. §5007(C)(2); The Oklahoma Health Care Authority Board

COMMENT PERIOD:

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RULE IMPACT STATEMENT:

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CONTACT PERSON:

Kelsey Dewbre, Senior Policy & Program Advisor, (405) 522-7286, kelsey.dewbre@okhca.org.

[OAR Docket #25-959; filed 11-25-25]

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

[OAR Docket #25-960]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 5. Individual Providers and Specialties

Part 110. INDIAN HEALTH SERVICES, TRIBAL PROGRAMS, AND URBAN INDIAN CLINICS (I/T/Us)

317:30-5-1096. Off-site services [AMENDED]

Notices of Rulemaking Intent

SUMMARY:

The proposed policy revisions implement the mandatory “four walls” exception for Clinic Services when provided by Indian Health Service (IHS) clinics and Tribal clinics, as required by the 2024 Outpatient Prospective Payment System final rule. Off-site services furnished by an IHS or Tribal clinic, outside of the “four walls” of the clinic, had previously been covered under a temporary exemption to the 42 CFR 440.90 Clinic Services location requirements. The 2024 OPSS final rule codified this exemption.

AUTHORITY:

The Oklahoma Health Care Authority Act, Section 5007 (C)(2) of Title 63 of Oklahoma Statutes; The Oklahoma Health Care Authority Board; 42 CFR 440.90

COMMENT PERIOD:

Persons wishing to present their views in writing may do so before 5:00 p.m. on January 15, 2026 via email petitions@okhca.org or in writing to: Policy & Program Management, 4345 North Lincoln Boulevard, Oklahoma City, OK 73105.

PUBLIC HEARING:

A public hearing will be held at 1:00 p.m. on Thursday, January 15, 2026 in the Charles Ed McFall Board Room at the Oklahoma Health Care Authority, 4345 N. Lincoln Blvd., Oklahoma City, Oklahoma, 73105. Anyone who wishes to orally present their views will be allowed a maximum of two minutes to speak and must sign in at the door by 1:05 p.m.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

The OHCA requests that business entities affected by these proposed rules provide the OHCA, within the comment period, in dollar amounts if possible, the increase in the level of direct services, revenue loss, or other costs expected to be incurred by costs such as fees, and the indirect costs such as reporting, recordkeeping, equipment, construction, labor, professional services, revenue loss, or other costs that the particular business entity expects to be incurred due to compliance with the proposed rules. Business entities may submit this information in writing at the above addresses, before the close of the comment period on January 15, 2026.

COPIES OF PROPOSED RULES:

The proposed rules may be viewed on the agency's website at oklahoma.gov/ohca/policies-and-rules/proposed-changes and copies may be obtained by written request emailed to petitions@okhca.org.

RULE IMPACT STATEMENT:

Pursuant to 75 O.S., §303(D), a rule impact statement has been prepared and may be obtained from the Agency at the above address beginning December 30, 2025.

CONTACT PERSON:

Sean Webster, Senior Policy & Program Advisor, (405) 522-7227, sean.webster@okhca.org.

[OAR Docket #25-960; filed 11-25-25]

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

[OAR Docket #25-961]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 5. Individual Providers and Specialties

Part 34. SECURE BEHAVIORAL HEALTH TRANSPORTATION

317:30-5-349. Program eligibility and covered services [AMENDED]

317:30-5-351. Authorization and reimbursement [AMENDED]

SUMMARY:

The proposed rule revisions modify eligibility and reimbursement policy for the Secure Behavioral Health Transportation program. The modifications include clearer language regarding services for which the transportation is covered, facilities to which a member may be transported, a requirement that the member meet criteria for emergency detention prior to transport, and coverage for court-ordered transportation for the purpose of evaluation and/or treatment. Modifications also include clarification that reimbursement is for loaded mileage.

AUTHORITY:

Notices of Rulemaking Intent

The Oklahoma Health Care Authority Act, Section 5007 (C)(2) of Title 63 of Oklahoma Statutes; The Oklahoma Health Care Authority Board

COMMENT PERIOD:

Persons wishing to present their views in writing may do so before 5:00 p.m. on January 15, 2026 via email petitions@okhca.org or in writing to: Policy & Program Management, 4345 North Lincoln Boulevard, Oklahoma City, OK 73105.

PUBLIC HEARING:

A public hearing will be held at 1:00 p.m. on Thursday, January 15, 2026 in the Charles Ed McFall Board Room at the Oklahoma Health Care Authority, 4345 N. Lincoln Blvd., Oklahoma City, Oklahoma, 73105. Anyone who wishes to orally present their views will be allowed a maximum of two minutes to speak and must sign in at the door by 1:05 p.m.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

The OHCA requests that business entities affected by these proposed rules provide the OHCA, within the comment period, in dollar amounts if possible, the increase in the level of direct services, revenue loss, or other costs expected to be incurred by costs such as fees, and the indirect costs such as reporting, recordkeeping, equipment, construction, labor, professional services, revenue loss, or other costs that the particular business entity expects to be incurred due to compliance with the proposed rules. Business entities may submit this information in writing at the above addresses, before the close of the comment period on January 15, 2026.

COPIES OF PROPOSED RULES:

The proposed rules may be viewed on the agency's website at oklahoma.gov/ohca/policies-and-rules/proposed-changes and copies may be obtained by written request emailed to petitions@okhca.org.

RULE IMPACT STATEMENT:

Pursuant to 75 O.S., §303(D), a rule impact statement has been prepared and may be obtained from the Agency at the above address beginning December 30, 2025.

CONTACT PERSON:

Sean Webster, Senior Policy & Program Advisor, (405) 522-7227, sean.webster@okhca.org.

[OAR Docket #25-961; filed 11-25-25]

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

[OAR Docket #25-962]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 5. Individual Providers and Specialties

Part 61. HOME HEALTH AGENCIES

317:30-5-550. Paid Family Caregiver [NEW]

317:30-5-551. Eligible Providers [NEW]

317:30-5-552. Coverage by category [NEW]

317:30-5-553. Paid Family Caregiver (PFC) coverage limitations [NEW]

317:30-5-554. How Paid Family Caregiver (PFC) services are authorized [NEW]

317:30-5-554.1. Treatment Plan [NEW]

317:30-5-554.2. Prior authorization requirements [NEW]

317:30-5-554.3. Record documentation [NEW]

Part 62. PRIVATE DUTY NURSING

317:30-5-555. Private Duty Nursing (PDN) [AMENDED]

317:30-5-556. Eligible providers [AMENDED]

317:30-5-557. Coverage by category [AMENDED]

317:30-5-558. Private duty nursing (PDN) coverage limitations [AMENDED]

317:30-5-559. How Private Duty Nursing (PDN) services are authorized [AMENDED]

317:30-5-560.1. Prior authorization requirements [AMENDED]

SUMMARY:

Notices of Rulemaking Intent

The Oklahoma Health Care Authority proposes policy revisions to implement the Paid Family Caregiver (PFC) program, as authorized by Senate Bill 56 and codified at 63 O.S. § 5013.2. This new program is intended for children approved for Private Duty Nursing (PDN) who require care beyond personal care services, but which can be safely provided by a trained family caregiver. The caregiver must meet OHCA-established criteria and be employed and trained by a PDN agency. Additional revisions clarify PDN policy, streamline the prior authorization process for both PDN and PFC services and require service documentation at treatment plan recertification.

AUTHORITY:

The Oklahoma Health Care Authority Act, Section 5007 (C)(2) of Title 63 of Oklahoma Statutes; The Oklahoma Health Care Authority Board; and Section 5013.2 of Title 63 of Oklahoma Statutes.

COMMENT PERIOD:

Persons wishing to present their views in writing may do so before 5:00 p.m. on January 15, 2026 via email petitions@okhca.org or in writing to: Policy & Program Management, 4345 North Lincoln Boulevard, Oklahoma City, OK 73105.

PUBLIC HEARING:

A public hearing will be held at 1:00 p.m. on Thursday, January 15, 2026 in the Charles Ed McFall Board Room at the Oklahoma Health Care Authority, 4345 N. Lincoln Blvd., Oklahoma City, Oklahoma, 73105. Anyone who wishes to orally present their views will be allowed a maximum of two minutes to speak and must sign in at the door by 1:05 p.m.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

The OHCA requests that business entities affected by these proposed rules provide the OHCA, within the comment period, in dollar amounts if possible, the increase in the level of direct services, revenue loss, or other costs expected to be incurred by costs such as fees, and the indirect costs such as reporting, recordkeeping, equipment, construction, labor, professional services, revenue loss, or other costs that the particular business entity expects to be incurred due to compliance with the proposed rules. Business entities may submit this information in writing at the above addresses, before the close of the comment period on January 15, 2026.

COPIES OF PROPOSED RULES:

The proposed rules may be viewed on the agency's website at oklahoma.gov/ohca/policies-and-rules/proposed-changes and copies may be obtained by written request emailed to petitions@okhca.org.

RULE IMPACT STATEMENT:

Pursuant to 75 O.S., §303(D), a rule impact statement has been prepared and may be obtained from the Agency at the above address beginning December 30, 2025.

CONTACT PERSON:

Lauren Johnson, Senior Policy & Program Advisor, (405) 522-7891, lauren.johnson@okhca.org.

[OAR Docket #25-962; filed 11-25-25]

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

[OAR Docket #25-963]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 5. Individual Providers and Specialties

Part 5. PHARMACIES

317:30-5-87. 340B Drug Discount Program [AMENDED]

SUMMARY:

These rule revisions seek to remove certain high-cost drugs and therapies from the 340B Drug Pricing Program. The 340B program is a federal initiative that allows health care organizations to purchase certain drugs directly from pharmaceutical manufacturers at a discount. The revision creates a 340B Carve Out Drug list, consisting of cell and gene therapies, drugs currently under a value-based agreement, or Brand Preferred Drugs where the cost to the Medicaid program is \$500,000 or higher, annually. Drugs on this list would be prohibited from being dispensed or administered to Oklahoma Medicaid Members if purchased at 340B prices.

AUTHORITY:

Notices of Rulemaking Intent

The Oklahoma Health Care Authority Act, Section 5007 (C)(2) of Title 63 of Oklahoma Statutes; The Oklahoma Health Care Authority Board; Section 340B of the Public Health Service Act; 42 CFR Part 10.

COMMENT PERIOD:

Persons wishing to present their views in writing may do so before 5:00 p.m. on January 15, 2026 via email petitions@okhca.org or in writing to: Policy & Program Management, 4345 North Lincoln Boulevard, Oklahoma City, OK 73105.

PUBLIC HEARING:

A public hearing will be held at 1:00 p.m. on Thursday, January 15, 2026 in the Charles Ed McFall Board Room at the Oklahoma Health Care Authority, 4345 N. Lincoln Blvd., Oklahoma City, Oklahoma, 73105. Anyone who wishes to orally present their views will be allowed a maximum of two minutes to speak and must sign in at the door by 1:05 p.m.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

The OHCA requests that business entities affected by these proposed rules provide the OHCA, within the comment period, in dollar amounts if possible, the increase in the level of direct services, revenue loss, or other costs expected to be incurred by costs such as fees, and the indirect costs such as reporting, recordkeeping, equipment, construction, labor, professional services, revenue loss, or other costs that the particular business entity expects to be incurred due to compliance with the proposed rules. Business entities may submit this information in writing at the above addresses, before the close of the comment period on January 15, 2026.

COPIES OF PROPOSED RULES:

The proposed rules may be viewed on the agency's website at oklahoma.gov/ohca/policies-and-rules/proposed-changes and copies may be obtained by written request emailed to petitions@okhca.org.

RULE IMPACT STATEMENT:

Pursuant to 75 O.S., §303(D), a rule impact statement has been prepared and may be obtained from the Agency at the above address beginning December 30, 2025.

CONTACT PERSON:

Sean Webster, Senior Policy & Program Advisor, (405) 522-7227, sean.webster@okhca.org.

[OAR Docket #25-963; filed 11-25-25]

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

[OAR Docket #25-964]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 5. Individual Providers and Specialties

Part 21. OUTPATIENT BEHAVIORAL HEALTH AGENCY SERVICES

317:30-5-241.4. Crisis Intervention [AMENDED]

SUMMARY:

The proposed rule revisions clarify practitioner qualifications for Onsite and Mobile Crisis Intervention Services. The revisions further define Facility Based Crisis Stabilization as a service and clarify qualifications for its practitioners. Finally, the revisions define coverage for Urgent Recovery Clinics.

AUTHORITY:

The Oklahoma Health Care Authority Act, Section 5007 (C)(2) of Title 63 of Oklahoma Statutes; The Oklahoma Health Care Authority Board.

COMMENT PERIOD:

Persons wishing to present their views in writing may do so before 5:00 p.m. on January 15, 2026 via email petitions@okhca.org or in writing to: Policy & Program Management, 4345 North Lincoln Boulevard, Oklahoma City, OK 73105.

PUBLIC HEARING:

A public hearing will be held at 1:00 p.m. on Thursday, January 15, 2026 in the Charles Ed McFall Board Room at the Oklahoma Health Care Authority, 4345 N. Lincoln Blvd., Oklahoma City, Oklahoma, 73105. Anyone who wishes to orally present their views will be allowed a maximum of two minutes to speak and must sign in at the door by 1:05 p.m.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

Notices of Rulemaking Intent

The OHCA requests that business entities affected by these proposed rules provide the OHCA, within the comment period, in dollar amounts if possible, the increase in the level of direct services, revenue loss, or other costs expected to be incurred by costs such as fees, and the indirect costs such as reporting, recordkeeping, equipment, construction, labor, professional services, revenue loss, or other costs that the particular business entity expects to be incurred due to compliance with the proposed rules. Business entities may submit this information in writing at the above addresses, before the close of the comment period on January 15, 2026.

COPIES OF PROPOSED RULES:

The proposed rules may be viewed on the agency's website at oklahoma.gov/ohca/policies-and-rules/proposed-changes and copies may be obtained by written request emailed to petitions@okhca.org.

RULE IMPACT STATEMENT:

Pursuant to 75 O.S., §303(D), a rule impact statement has been prepared and may be obtained from the Agency at the above address beginning December 30, 2025.

CONTACT PERSON:

Sean Webster, Senior Policy & Program Advisor, (405) 522-7227, sean.webster@okhca.org.

[OAR Docket #25-964; filed 11-25-25]

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

[OAR Docket #25-965]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 5. Individual Providers and Specialties

Part 6. INPATIENT PSYCHIATRIC AND SUBSTANCE USE DISORDER SERVICES

317:30-5-95.25. Medical necessity criteria for acute psychiatric admissions for children [AMENDED]

317:30-5-95.40. Other required standards [AMENDED]

317:30-5-95.44. Residential substance use disorder (SUD) - Eligible providers and requirements [AMENDED]

317:30-5-95.48. Staff training [AMENDED]

317:30-5-95.52. Documentation of records for adults receiving ~~inpatient services~~ residential substance use disorder treatment [AMENDED]

SUMMARY:

The proposed policy revisions expand recognition of facility accreditation to include all accreditation bodies approved by the Centers for Medicare & Medicaid Services (CMS). Facilities accredited by any CMS-approved organization will be eligible to contract with the Oklahoma Health Care Authority (OHCA). The revisions also include minor clerical corrections and updates to reflect the new name of a related Behavioral Health service rule.

AUTHORITY:

The Oklahoma Health Care Authority Act, Section 5007 (C)(2) of Title 63 of Oklahoma Statutes; The Oklahoma Health Care Authority Board.

COMMENT PERIOD:

Persons wishing to present their views in writing may do so before 5:00 p.m. on January 15, 2026 via email petitions@okhca.org or in writing to: Policy & Program Management, 4345 North Lincoln Boulevard, Oklahoma City, OK 73105.

PUBLIC HEARING:

A public hearing will be held at 1:00 p.m. on Thursday, January 15, 2026 in the Charles Ed McFall Board Room at the Oklahoma Health Care Authority, 4345 N. Lincoln Blvd., Oklahoma City, Oklahoma, 73105. Anyone who wishes to orally present their views will be allowed a maximum of two minutes to speak and must sign in at the door by 1:05 p.m.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

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

Notices of Rulemaking Intent

compliance with the proposed rules. Business entities may submit this information in writing at the above addresses, before the close of the comment period on January 15, 2026.

COPIES OF PROPOSED RULES:

The proposed rules may be viewed on the agency's website at oklahoma.gov/ohca/policies-and-rules/proposed-changes and copies may be obtained by written request emailed to petitions@okhca.org.

RULE IMPACT STATEMENT:

Pursuant to 75 O.S., §303(D), a rule impact statement has been prepared and may be obtained from the Agency at the above address beginning December 30, 2025.

CONTACT PERSON:

Sean Webster, Senior Policy & Program Advisor, (405) 522-7227, sean.webster@okhca.org.

[OAR Docket #25-965; filed 11-25-25]

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

[OAR Docket #25-966]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 5. Individual Providers and Specialties

Part 115. PHARMACISTS

317:30-5-1226. Covered services [AMENDED]

SUMMARY:

The proposed policy changes make minor administrative revisions to pharmacists' services. The proposed revisions remove citations of state law and Board of Pharmacy administrative rules. These changes will ensure that OHCA policy accounts for any statutory or regulatory changes to pharmacists' scope of practice in the future. There will be no impact on current coverage of pharmacists' services.

AUTHORITY:

56 O.S. §4002.12; 63 O.S. §5007(C)(2); The Oklahoma Health Care Authority Board

COMMENT PERIOD:

Persons wishing to present their views in writing may do so before 5:00 p.m. on January 15, 2026 via email petitions@okhca.org or in writing to: Policy & Program Management, 4345 North Lincoln Boulevard, Oklahoma City, OK 73105.

PUBLIC HEARING:

A public hearing will be held at 1:00 p.m. on Thursday, January 15, 2026 in the Charles Ed McFall Board Room at the Oklahoma Health Care Authority, 4345 N. Lincoln Blvd., Oklahoma City, Oklahoma, 73105. Anyone who wishes to orally present their views will be allowed a maximum of two minutes to speak and must sign in at the door by 1:05 p.m.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

The OHCA requests that business entities affected by these proposed rules provide the OHCA, within the comment period, in dollar amounts if possible, the increase in the level of direct services, revenue loss, or other costs expected to be incurred by costs such as fees, and the indirect costs such as reporting, recordkeeping, equipment, construction, labor, professional services, revenue loss, or other costs that the particular business entity expects to be incurred due to compliance with the proposed rules. Business entities may submit this information in writing at the above addresses, before the close of the comment period on January 15, 2026.

COPIES OF PROPOSED RULES:

The proposed rules may be viewed on the agency's website at oklahoma.gov/ohca/policies-and-rules/proposed-changes and copies may be obtained by written request emailed to petitions@okhca.org.

RULE IMPACT STATEMENT:

Pursuant to 75 O.S. §303(D), a rule impact statement has been prepared and may be obtained from the Agency at the above address beginning December 30, 2025.

CONTACT PERSON:

Kelsey Dewbre, Senior Policy & Program Advisor, (405) 522-7286, kelsey.dewbre@okhca.org.

[OAR Docket #25-966; filed 11-25-25]

Notices of Rulemaking Intent

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

[OAR Docket #25-967]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 5. Individual Providers and Specialties

Part 1. PHYSICIANS

317:30-5-18. ~~Elective sterilizations~~ Sterilizations [AMENDED]

Part 3. HOSPITALS

317:30-5-51. ~~Elective sterilizations~~ Sterilizations [AMENDED]

SUMMARY:

The proposed policy revisions remove the requirement for a signed sterilization consent form in non-elective situations to prevent delays in medically necessary care. The requirement for a signed consent form, along with the associated 30-day waiting period, will remain in place for elective sterilization procedures. These revisions ensure timely access to urgent or emergent sterilization services while maintaining federal consent standards for elective procedures.

AUTHORITY:

56 O.S. §4005; 63 O.S. §5007(C)(2); The Oklahoma Health Care Authority Board

COMMENT PERIOD:

Persons wishing to present their views in writing may do so before 5:00 p.m. on January 15, 2026 via email petitions@okhca.org or in writing to: Policy & Program Management, 4345 North Lincoln Boulevard, Oklahoma City, OK 73105.

PUBLIC HEARING:

A public hearing will be held at 1:00 p.m. on Thursday, January 15, 2026 in the Charles Ed McFall Board Room at the Oklahoma Health Care Authority, 4345 N. Lincoln Blvd., Oklahoma City, Oklahoma, 73105. Anyone who wishes to orally present their views will be allowed a maximum of two minutes to speak and must sign in at the door by 1:05 p.m.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

The OHCA requests that business entities affected by these proposed rules provide the OHCA, within the comment period, in dollar amounts if possible, the increase in the level of direct services, revenue loss, or other costs expected to be incurred by costs such as fees, and the indirect costs such as reporting, recordkeeping, equipment, construction, labor, professional services, revenue loss, or other costs that the particular business entity expects to be incurred due to compliance with the proposed rules. Business entities may submit this information in writing at the above addresses, before the close of the comment period on January 15, 2026.

COPIES OF PROPOSED RULES:

The proposed rules may be viewed on the agency's website at oklahoma.gov/ohca/policies-and-rules/proposed-changes and copies may be obtained by written request emailed to petitions@okhca.org.

RULE IMPACT STATEMENT:

Pursuant to 75 O.S. §303(D), a rule impact statement has been prepared and may be obtained from the Agency at the above address beginning December 30, 2025.

CONTACT PERSON:

Grace Tierney, Senior Policy & Program Advisor, (405) 522-6761, grace.tierney@okhca.org.

[OAR Docket #25-967; filed 11-25-25]

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

[OAR Docket #25-968]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 3. General Provider Policies

Part 4. EARLY AND PERIODIC SCREENING, DIAGNOSTIC AND TREATMENT (EPSDT) PROGRAM/CHILD-HEALTH SERVICES

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

SUMMARY:

This policy revision seeks to add language specifying that sports physicals that occur during an Early and Periodic Screening, Diagnostic, and Treatment (EPSDT) visit can occur but are not billable as a stand-alone service. Revisions also include clarifying language that sports physicals do not meet EPSDT screening requirements and cannot be reimbursed when performed as the only service of the day.

AUTHORITY:

56 O.S. §4005; 63 O.S. §5007(C)(2); The Oklahoma Health Care Authority Board

COMMENT PERIOD:

Persons wishing to present their views in writing may do so before 5:00 p.m. on January 15, 2026 via email petitions@okhca.org or in writing to: Policy & Program Management, 4345 North Lincoln Boulevard, Oklahoma City, OK 73105.

PUBLIC HEARING:

A public hearing will be held at 1:00 p.m. on Thursday, January 15, 2026 in the Charles Ed McFall Board Room at the Oklahoma Health Care Authority, 4345 N. Lincoln Blvd., Oklahoma City, Oklahoma, 73105. Anyone who wishes to orally present their views will be allowed a maximum of two minutes to speak and must sign in at the door by 1:05 p.m.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

The OHCA requests that business entities affected by these proposed rules provide the OHCA, within the comment period, in dollar amounts if possible, the increase in the level of direct services, revenue loss, or other costs expected to be incurred by costs such as fees, and the indirect costs such as reporting, recordkeeping, equipment, construction, labor, professional services, revenue loss, or other costs that the particular business entity expects to be incurred due to compliance with the proposed rules. Business entities may submit this information in writing at the above addresses, before the close of the comment period on January 15, 2026.

COPIES OF PROPOSED RULES:

The proposed rules may be viewed on the agency's website at oklahoma.gov/ohca/policies-and-rules/proposed-changes and copies may be obtained by written request emailed to petitions@okhca.org.

RULE IMPACT STATEMENT:

Pursuant to 75 O.S., §303(D), a rule impact statement has been prepared and may be obtained from the Agency at the above address beginning December 30, 2025.

CONTACT PERSON:

Grace Tierney, Senior Policy & Program Advisor, (405) 522-6761, grace.tierney@okhca.org.

[OAR Docket #25-968; filed 11-25-25]

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

[OAR Docket #25-970]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 5. Individual Providers and Specialties

Part 5. PHARMACIES

317:30-5-72. Categories of service eligibility [AMENDED]

SUMMARY:

The proposed revisions update coverage language to allow for new opioid overdose reversal agents as they become available on the market. Current policy specifies coverage for Naloxone by name, which was appropriate when it was the only available option. As additional opioid overdose reversal agents are now available, the revised language broadens coverage to include other clinically appropriate agents, ensuring timely access and alignment with evolving federal and clinical standards.

Notices of Rulemaking Intent

AUTHORITY:

The Oklahoma Health Care Authority Act, Section 5007 (C)(2) of Title 63 of Oklahoma Statutes; The Oklahoma Health Care Authority Board.

COMMENT PERIOD:

Persons wishing to present their views in writing may do so before 5:00 p.m. on January 15, 2026 via email petitions@okhca.org or in writing to: Policy & Program Management, 4345 North Lincoln Boulevard, Oklahoma City, OK 73105.

PUBLIC HEARING:

A public hearing will be held at 1:00 p.m. on Thursday, January 15, 2026 in the Charles Ed McFall Board Room at the Oklahoma Health Care Authority, 4345 N. Lincoln Blvd., Oklahoma City, Oklahoma, 73105. Anyone who wishes to orally present their views will be allowed a maximum of two minutes to speak and must sign in at the door by 1:05 p.m.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

The OHCA requests that business entities affected by these proposed rules provide the OHCA, within the comment period, in dollar amounts if possible, the increase in the level of direct services, revenue loss, or other costs expected to be incurred by costs such as fees, and the indirect costs such as reporting, recordkeeping, equipment, construction, labor, professional services, revenue loss, or other costs that the particular business entity expects to be incurred due to compliance with the proposed rules. Business entities may submit this information in writing at the above addresses, before the close of the comment period on January 15, 2026.

COPIES OF PROPOSED RULES:

The proposed rules may be viewed on the agency's website at oklahoma.gov/ohca/policies-and-rules/proposed-changes and copies may be obtained by written request emailed to petitions@okhca.org.

RULE IMPACT STATEMENT:

Pursuant to 75 O.S., §303(D), a rule impact statement has been prepared and may be obtained from the Agency at the above address beginning December 30, 2025.

CONTACT PERSON:

Sean Webster, Senior Policy & Program Advisor, (405) 522-7227, sean.webster@okhca.org.

[OAR Docket #25-970; filed 11-25-25]

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

[OAR Docket #25-971]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 5. Individual Providers and Specialties

Part 20. LACTATION CONSULTANTS

317:30-5-231. Eligible providers [AMENDED]

317:30-5-232. Coverage [AMENDED]

317:30-5-234. Reimbursement [AMENDED]

SUMMARY:

The proposed policy changes amend the licensing requirements for lactation consultants. Current OHCA policy requires that lactation consultants be both an International Board Certified Lactation Consultant (IBCLC) and a registered nurse or registered dietician. The proposed revisions remove the requirement that lactation consultants be a registered nurse or registered dietician as a condition of coverage. Providers will only be required to be an IBCLC to contract with OHCA and be reimbursed for lactation consultant services. Lactation consultant services must be recommended by a physician or other licensed provider, such as a physician assistant, advanced practice registered nurse, certified nurse midwife, or licensed midwife. There is no change to reimbursement rates for lactation consultants.

AUTHORITY:

63 O.S. §5007(C)(2); The Oklahoma Health Care Authority Board

COMMENT PERIOD:

Notices of Rulemaking Intent

Persons wishing to present their views in writing may do so before 5:00 p.m. on January 15, 2026 via email petitions@okhca.org or in writing to: Policy & Program Management, 4345 North Lincoln Boulevard, Oklahoma City, OK 73105.

PUBLIC HEARING:

A public hearing will be held at 1:00 p.m. on Thursday, January 15, 2026 in the Charles Ed McFall Board Room at the Oklahoma Health Care Authority, 4345 N. Lincoln Blvd., Oklahoma City, Oklahoma, 73105. Anyone who wishes to orally present their views will be allowed a maximum of two minutes to speak and must sign in at the door by 1:05 p.m.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

The OHCA requests that business entities affected by these proposed rules provide the OHCA, within the comment period, in dollar amounts if possible, the increase in the level of direct services, revenue loss, or other costs expected to be incurred by costs such as fees, and the indirect costs such as reporting, recordkeeping, equipment, construction, labor, professional services, revenue loss, or other costs that the particular business entity expects to be incurred due to compliance with the proposed rules. Business entities may submit this information in writing at the above addresses, before the close of the comment period on January 15, 2026.

COPIES OF PROPOSED RULES:

The proposed rules may be viewed on the agency's website at oklahoma.gov/ohca/policies-and-rules/proposed-changes and copies may be obtained by written request emailed to petitions@okhca.org.

RULE IMPACT STATEMENT:

Pursuant to 75 O.S. §303(D), a rule impact statement has been prepared and may be obtained from the Agency at the above address beginning December 30, 2025.

CONTACT PERSON:

Kelsey Dewbre, Senior Policy & Program Advisor, (405) 522-7286, kelsey.dewbre@okhca.org.

[OAR Docket #25-971; filed 11-25-25]

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

[OAR Docket #25-949]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

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

Part 1. SERVICES

317:35-9-1. Overview of long-term medical care services; relationship to ~~QMB, SLMB~~ Qualified Medicare Beneficiary (QMB), Specified Low-Income Medicare Beneficiary (SLMB), and other Medicaid services eligibility, and spenddown calculation [AMENDED]

Subchapter 17. Advantage Waiver Services

317:35-17-3. ADvantage program services [AMENDED]

317:35-17-4. Application for ADvantage services [AMENDED]

SUMMARY:

The OHCA is seeking to revise the ADvantage Waiver policy to remove expanded criteria language from the ADvantage program services section to avoid redundancy. The expanded criteria policy is covered under the Level of care medical eligibility determination section with the rest of the level of care policy information. Additional revisions align agency rules with the ADvantage Waiver amendments approved on October 16, 2024, with retroactive date of October 1, 2023. These revisions include reformatting policy for clarity and removing outdated language and improving clarity of ADvantage capacity. Lastly, proposed revisions remove hospice services from the 1915(c) Home and Community-Based Services waivers as services are now provided under the state plan.

AUTHORITY:

The Oklahoma Health Care Authority Act, Section 5007 (C)(2) of Title 63 of Oklahoma Statutes; The Oklahoma Health Care Authority Board; and Section 1915(c) of the Social Security Act.

COMMENT PERIOD:

Notices of Rulemaking Intent

Persons wishing to present their views in writing may do so before 5:00 p.m. on January 15, 2026 via email petitions@okhca.org or in writing to: Policy & Program Management, 4345 North Lincoln Boulevard, Oklahoma City, OK 73105.

PUBLIC HEARING:

A public hearing will be held at 1:00 p.m. on Thursday, January 15, 2026 in the Charles Ed McFall Board Room at the Oklahoma Health Care Authority, 4345 N. Lincoln Blvd., Oklahoma City, Oklahoma, 73105. Anyone who wishes to orally present their views will be allowed a maximum of two minutes to speak and must sign in at the door by 1:05 p.m.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

The OHCA requests that business entities affected by these proposed rules provide the OHCA, within the comment period, in dollar amounts if possible, the increase in the level of direct services, revenue loss, or other costs expected to be incurred by costs such as fees, and the indirect costs such as reporting, recordkeeping, equipment, construction, labor, professional services, revenue loss, or other costs that the particular business entity expects to be incurred due to compliance with the proposed rules. Business entities may submit this information in writing at the above addresses, before the close of the comment period on January 15, 2026.

COPIES OF PROPOSED RULES:

The proposed rules may be viewed on the agency's website at oklahoma.gov/ohca/policies-and-rules/proposed-changes and copies may be obtained by written request emailed to petitions@okhca.org.

RULE IMPACT STATEMENT:

Pursuant to 75 O.S., §303(D), a rule impact statement has been prepared and may be obtained from the Agency at the above address beginning December 30, 2025.

CONTACT PERSON:

Lauren Johnson, Senior Policy & Program Advisor, (405) 522-7891, lauren.johnson@okhca.org.

[OAR Docket #25-949; filed 11-25-25]

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

[OAR Docket #25-969]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 18. Programs of All-Inclusive Care for the Elderly (PACE)
317:35-18-4. Provider regulations [AMENDED]

SUMMARY:

The proposed policy changes establish a new contract for Programs of All-Inclusive Care for the Elderly (PACE) organizations. PACE organizations are required by federal regulation to enter into a three-way agreement with both OHCA and CMS. The proposed revisions will require PACE organizations to enter into a two-way agreement with OHCA only, in addition to the existing three-way agreement. The two-way agreement will allow OHCA to ensure it meets its state and federal oversight obligations as the regulatory agency for PACE organizations.

AUTHORITY:

56 O.S. §1017.7; 63 O.S. §5007(C)(2); The Oklahoma Health Care Authority Board

COMMENT PERIOD:

Persons wishing to present their views in writing may do so before 5:00 p.m. on January 15, 2026 via email petitions@okhca.org or in writing to: Policy & Program Management, 4345 North Lincoln Boulevard, Oklahoma City, OK 73105.

PUBLIC HEARING:

A public hearing will be held at 1:00 p.m. on Thursday, January 15, 2026 in the Charles Ed McFall Board Room at the Oklahoma Health Care Authority, 4345 N. Lincoln Blvd., Oklahoma City, Oklahoma, 73105. Anyone who wishes to orally present their views will be allowed a maximum of two minutes to speak and must sign in

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

Notices of Rulemaking Intent

The OHCA requests that business entities affected by these proposed rules provide the OHCA, within the comment period, in dollar amounts if possible, the increase in the level of direct services, revenue loss, or other costs expected to be incurred by costs such as fees, and the indirect costs such as reporting, recordkeeping, equipment, construction, labor, professional services, revenue loss, or other costs that the particular business entity expects to be incurred due to compliance with the proposed rules. Business entities may submit this information in writing at the above addresses, before the close of the comment period on January 15, 2026.

COPIES OF PROPOSED RULES:

The proposed rules may be viewed on the agency's website at oklahoma.gov/ohca/policies-and-rules/proposed-changes and copies may be obtained by written request emailed to petitions@okhca.org.

RULE IMPACT STATEMENT:

Pursuant to 75 O.S. §303(D), a rule impact statement has been prepared and may be obtained from the Agency at the above address beginning December 30, 2025.

CONTACT PERSON:

Kelsey Dewbre, Senior Policy & Program Advisor, (405) 522-7286, kelsey.dewbre@okhca.org.

[OAR Docket #25-969; filed 11-25-25]

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

[OAR Docket #25-972]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 5. Eligibility and Countable Income

Part 1. DETERMINATION OF QUALIFYING CATEGORICAL RELATIONSHIPS

317:35-5-2. Categorically related programs [AMENDED]

Part 7. APPLICATION AND ELIGIBILITY DETERMINATION PROCEDURES

317:35-5-63. Agency responsible for determination of eligibility [AMENDED]

Subchapter 6. Soonercare for Pregnant Women and Families With Children

Part 5. DETERMINATION OF ELIGIBILITY FOR SOONERCARE HEALTH BENEFITS FOR PREGNANT WOMEN AND FAMILIES WITH CHILDREN

317:35-6-37. Financial eligibility of categorically needy individuals related to aid to families with dependent children (AFDC), pregnancy-related services, parent/caretaker relatives, families with children, and expansion adults [AMENDED]

Part 7. CERTIFICATION, REDETERMINATION AND NOTIFICATION

317:35-6-60. Certification for SoonerCare for pregnant women and families with children [AMENDED]

Subchapter 7. Medical Services

Part 7. CERTIFICATION, REDETERMINATION AND NOTIFICATION

317:35-7-61. Redetermination of eligibility for persons receiving ABD or TANF [AMENDED]

SUMMARY:

The proposed rule revisions shift responsibility for determining Medicaid eligibility for TANF recipients from OKDHS to OHCA. Federal regulations no longer provide for receipt of TANF to be an automatic eligibility trigger, instead requiring TANF recipients to have their income assessed under Modified Adjusted Gross Income (MAGI) rules. Eligibility groups for whom OKDHS determines eligibility (aged, blind, disabled, custody) are not income-based, while OHCA determines eligibility for income-based groups. Enrollment systems have already been updated in compliance with federal regulations.

AUTHORITY:

The Oklahoma Health Care Authority Act, Section 5007 (C)(2) of Title 63 of Oklahoma Statutes; The Oklahoma Health Care Authority Board.

COMMENT PERIOD:

Persons wishing to present their views in writing may do so before 5:00 p.m. on January 15, 2026 via email petitions@okhca.org or in writing to: Policy & Program Management, 4345 North Lincoln Boulevard, Oklahoma City, OK 73105.

PUBLIC HEARING:

Notices of Rulemaking Intent

A public hearing will be held at 1:00 p.m. on Thursday, January 15, 2026 in the Charles Ed McFall Board Room at the Oklahoma Health Care Authority, 4345 N. Lincoln Blvd., Oklahoma City, Oklahoma, 73105. Anyone who wishes to orally present their views will be allowed a maximum of two minutes to speak and must sign in at the door by 1:05 p.m.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

within the comment period, in dollar amounts if possible, the increase in the level of direct services, revenue loss, or other costs expected to be incurred by costs such as fees, and the indirect costs such as reporting, recordkeeping, equipment, construction, labor, professional services, revenue loss, or other costs that the particular business entity expects to be incurred due to compliance with the proposed rules. Business entities may submit this information in writing at the above addresses, before the close of the comment period on January 15, 2026.

COPIES OF PROPOSED RULES:

The proposed rules may be viewed on the agency's website at oklahoma.gov/ohca/policies-and-rules/proposed-changes and copies may be obtained by written request emailed to petitions@okhca.org.

RULE IMPACT STATEMENT:

Pursuant to 75 O.S., §303(D), a rule impact statement has been prepared and may be obtained from the Agency at the above address beginning December 30, 2025.

CONTACT PERSON:

Sean Webster, Senior Policy & Program Advisor, (405) 522-7227, sean.webster@okhca.org.

[OAR Docket #25-972; filed 11-25-25]

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

[OAR Docket #25-1003]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 5. Member Services

Part 9. SERVICE PROVISIONS

317:40-5-100. Assistive technology (AT) devices and services [AMENDED]

317:40-5-103. Transportation [AMENDED]

Subchapter 7. Employment Services Through Home and Community-Based Services Waiver

317:40-7-2. Definitions [AMENDED]

317:40-7-5. Community-based services [AMENDED]

317:40-7-8. Employment training specialist services [AMENDED]

317:40-7-12. Enhanced rates [AMENDED]

317:40-7-15. Service requirements for employment services through Home and Community-Based Services (HCBS)

Waivers [AMENDED]

317:40-7-18. Contracts with industry [AMENDED]

317:40-7-22. Value-Based Payments (VBP) [AMENDED]

Subchapter 9. Self-Directed Services

317:40-9-1. Self-directed services (SDS) [AMENDED]

SUMMARY:

This policy revision seeks update Developmental Disabilities Services (DDS) policy related to skilled nursing, assistive technology, transportation, employment, and self-directed service provisions. Minor updates clarify that Oklahoma Human Services DDS registered nurses may be involved in waiver skilled nursing services. Additional revisions add a new section on assistive and enabling technology, increase annual transportation limits, and clarify service definitions and rate structures for employment and self-directed services. Overall updates improve alignment with current practice, strengthen consistency across DDS program rules, and expand flexibility for members receiving Home and Community Based Services (HCBS) waivers.

AUTHORITY:

56 O.S. §4005; 63 O.S. §5007(C)(2); The Oklahoma Health Care Authority Board

COMMENT PERIOD:

Notices of Rulemaking Intent

Persons wishing to present their views in writing may do so before 5:00 p.m. on January 15, 2026 via email petitions@okhca.org or in writing to: Policy & Program Management, 4345 North Lincoln Boulevard, Oklahoma City, OK 73105.

PUBLIC HEARING:

A public hearing will be held at 1:00 p.m. on Thursday, January 15, 2026 in the Charles Ed McFall Board Room at the Oklahoma Health Care Authority, 4345 N. Lincoln Blvd., Oklahoma City, Oklahoma, 73105. Anyone who wishes to orally present their views will be allowed a maximum of two minutes to speak and must sign in at the door by 1:05 p.m.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

The OHCA requests that business entities affected by these proposed rules provide the OHCA, within the comment period, in dollar amounts if possible, the increase in the level of direct services, revenue loss, or other costs expected to be incurred by costs such as fees, and the indirect costs such as reporting, recordkeeping, equipment, construction, labor, professional services, revenue loss, or other costs that the particular business entity expects to be incurred due to compliance with the proposed rules. Business entities may submit this information in writing at the above addresses, before the close of the comment period on January 15, 2026.

COPIES OF PROPOSED RULES:

The proposed rules may be viewed on the agency's website at oklahoma.gov/ohca/policies-and-rules/proposed-changes and copies may be obtained by written request emailed to petitions@okhca.org.

RULE IMPACT STATEMENT:

Pursuant to 75 O.S., §303(D), a rule impact statement has been prepared and may be obtained from the Agency at the above address beginning December 30, 2025.

CONTACT PERSON:

Grace Tierney, Senior Policy & Program Advisor, (405) 522-6761, grace.tierney@okhca.org.

[OAR Docket #25-1003; filed 11-25-25]

TITLE 317. OKLAHOMA HEALTH CARE AUTHORITY CHAPTER 50. HOME AND COMMUNITY-BASED WAIVER SERVICES

[OAR Docket #25-1000]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 1. Medically Fragile Waiver Services

317:50-1-1. Purpose [AMENDED]

317:50-1-2. Definitions [AMENDED]

317:50-1-4. Application for Medically Fragile Waiver services [AMENDED]

317:50-1-5. Medically Fragile Waiver program medical eligibility determination [AMENDED]

317:50-1-6. Determining financial eligibility for the Medically Fragile Waiver program [AMENDED]

317:50-1-13. Coverage [AMENDED]

317:50-1-16. Billing procedures for Medically Fragile Waiver services [AMENDED]

SUMMARY:

The proposed policy revisions reflect a change in operating agency for Medically Fragile Programs from OHCA to OKDHS as well as minor technical corrections to language.

AUTHORITY:

56 O.S. §4005; 63 O.S. §5007(C)(2); The Oklahoma Health Care Authority Board

COMMENT PERIOD:

Persons wishing to present their views in writing may do so before 5:00 p.m. on January 15, 2026 via email petitions@okhca.org or in writing to: Policy & Program Management, 4345 North Lincoln Boulevard, Oklahoma City, OK 73105.

PUBLIC HEARING:

A public hearing will be held at 1:00 p.m. on Thursday, January 15, 2026 in the Charles Ed McFall Board Room at the Oklahoma Health Care Authority, 4345 N. Lincoln Blvd., Oklahoma City, Oklahoma, 73105. Anyone who wishes to orally present their views will be allowed a maximum of two minutes to speak and must sign in at the door by 1:05 p.m.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

Notices of Rulemaking Intent

The OHCA requests that business entities affected by these proposed rules provide the OHCA, within the comment period, in dollar amounts if possible, the increase in the level of direct services, revenue loss, or other costs expected to be incurred by costs such as fees, and the indirect costs such as reporting, recordkeeping, equipment, construction, labor, professional services, revenue loss, or other costs that the particular business entity expects to be incurred due to compliance with the proposed rules. Business entities may submit this information in writing at the above addresses, before the close of the comment period on January 15, 2026.

COPIES OF PROPOSED RULES:

The proposed rules may be viewed on the agency's website at oklahoma.gov/ohca/policies-and-rules/proposed-changes and copies may be obtained by written request emailed to petitions@okhca.org.

RULE IMPACT STATEMENT:

Pursuant to 75 O.S., §303(D), a rule impact statement has been prepared and may be obtained from the Agency at the above address beginning December 30, 2025.

CONTACT PERSON:

Grace Tierney, Senior Policy & Program Advisor, (405) 522-6761, grace.tierney@okhca.org.

[OAR Docket #25-1000; filed 11-25-25]

TITLE 317. OKLAHOMA HEALTH CARE AUTHORITY CHAPTER 50. HOME AND COMMUNITY-BASED WAIVER SERVICES

[OAR Docket #25-952]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 1. Medically Fragile Waiver Services

317:50-1-3. Medically Fragile Program overview [AMENDED]

317:50-1-12. Eligible providers [AMENDED]

317:50-1-14. Description of services [AMENDED]

SUMMARY:

The Oklahoma Health Care Authority proposes policy revisions to remove hospice services from the 1915(c) Home and Community-Based Services (HCBS) waivers, including the ADvantage and Medically Fragile waivers, as well as the Money Follows the Person demonstration. Hospice services will instead be provided under the State Plan. The revisions also update hospice certification requirements to align with federal standards, requiring statements from both the member's attending physician and the hospice provider's physician. Additional revisions clarify the length of the hospice benefit election. Lastly, revisions change the operating agency from Oklahoma Health Care Authority to Oklahoma Human Services for the Medically Fragile Waiver.

AUTHORITY:

The Oklahoma Health Care Authority Act, Section 5007 (C)(2) of Title 63 of Oklahoma Statutes; The Oklahoma Health Care Authority Board; Section 1915(c) of the Social Security Act; and Sections 418.22 and 440.180 of Title 42 of the Code of Federal Regulations.

COMMENT PERIOD:

Persons wishing to present their views in writing may do so before 5:00 p.m. on January 15, 2026 via email petitions@okhca.org or in writing to: Policy & Program Management, 4345 North Lincoln Boulevard, Oklahoma City, OK 73105.

PUBLIC HEARING:

A public hearing will be held at 1:00 p.m. on Thursday, January 15, 2026 in the Charles Ed McFall Board Room at the Oklahoma Health Care Authority, 4345 N. Lincoln Blvd., Oklahoma City, Oklahoma, 73105. Anyone who wishes to orally present their views will be allowed a maximum of two minutes to speak and must sign in at the door by 1:05 p.m.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

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

Notices of Rulemaking Intent

compliance with the proposed rules. Business entities may submit this information in writing at the above addresses, before the close of the comment period on January 15, 2026.

COPIES OF PROPOSED RULES:

The proposed rules may be viewed on the agency's website at oklahoma.gov/ohca/policies-and-rules/proposed-changes and copies may be obtained by written request emailed to petitions@okhca.org.

RULE IMPACT STATEMENT:

Pursuant to 75 O.S., §303(D), a rule impact statement has been prepared and may be obtained from the Agency at the above address beginning December 30, 2025.

CONTACT PERSON:

Lauren Johnson, Senior Policy & Program Advisor, (405) 522-7891, lauren.johnson@okhca.org.

[OAR Docket #25-952; filed 11-25-25]

TITLE 317. OKLAHOMA HEALTH CARE AUTHORITY CHAPTER 55. MANAGED CARE

[OAR Docket #25-950]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 3. General Program Information

Part 1. ELIGIBILITY, ENROLLMENT AND CONTINUITY OF CARE

317:55-3-1. Mandatory, voluntary, and excluded populations [AMENDED]

317:55-3-2. Enrollment and disenrollment process [AMENDED]

SUMMARY:

The Oklahoma Health Care Authority proposed changes to clarify that members receiving only family planning services through SoonerPlan are excluded from enrollment in the SoonerSelect program. Additionally, the choice period for SoonerSelect enrollees will be changed from 60 days to 30 days. The choice period is the timeframe during which a SoonerSelect enrollee may select a plan. If a selection is not made during this timeframe, the enrollee will be automatically assigned to one of the contracted entities.

AUTHORITY:

The Oklahoma Health Care Authority Act, Section 5007 (C)(2) of Title 63 of Oklahoma Statutes; The Oklahoma Health Care Authority Board; and Sections 1915(b) and 1932(a) of the Social Security Act.

COMMENT PERIOD:

Persons wishing to present their views in writing may do so before 5:00 p.m. on January 15, 2026 via email petitions@okhca.org or in writing to: Policy & Program Management, 4345 North Lincoln Boulevard, Oklahoma City, OK 73105.

PUBLIC HEARING:

A public hearing will be held at 1:00 p.m. on Thursday, January 15, 2026 in the Charles Ed McFall Board Room at the Oklahoma Health Care Authority, 4345 N. Lincoln Blvd., Oklahoma City, Oklahoma, 73105. Anyone who wishes to orally present their views will be allowed a maximum of two minutes to speak and must sign in at the door by 1:05 p.m.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

The OHCA requests that business entities affected by these proposed rules provide the OHCA, within the comment period, in dollar amounts if possible, the increase in the level of direct services, revenue loss, or other costs expected to be incurred by costs such as fees, and the indirect costs such as reporting, recordkeeping, equipment, construction, labor, professional services, revenue loss, or other costs that the particular business entity expects to be incurred due to compliance with the proposed rules. Business entities may submit this information in writing at the above addresses, before the close of the comment period on January 15, 2026.

COPIES OF PROPOSED RULES:

The proposed rules may be viewed on the agency's website at oklahoma.gov/ohca/policies-and-rules/proposed-changes and copies may be obtained by written request emailed to petitions@okhca.org.

RULE IMPACT STATEMENT:

Pursuant to 75 O.S., §303(D), a rule impact statement has been prepared and may be obtained from the Agency at the above address beginning December 30, 2025.

Notices of Rulemaking Intent

CONTACT PERSON:

Lauren Johnson, Senior Policy & Program Advisor, (405) 522-7891, lauren.johnson@okhca.org.

[OAR Docket #25-950; filed 11-25-25]

TITLE 317. OKLAHOMA HEALTH CARE AUTHORITY CHAPTER 150. EMPLOYEES GROUP INSURANCE DIVISION - HEALTH, DENTAL, VISION AND LIFE PLANS

[OAR Docket #25-908]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 3. Administration of Plans

317:150-3-15. Effective dates of coverage for current employees [AMENDED]

Subchapter 5. Coverage and Limitations

Part 3. HEALTHCHOICE PLANS

317:150-5-17. Program integrity [AMENDED]

SUMMARY:

Clarify language and eliminate obsolete language to promote and enhance operations. This rulemaking action creates amended rules for the Oklahoma Health Care Authority related to the administrative operations of the Employees Group Insurance Division. House Bill 1187 of the 2025 legislative session modified the opt-out provision to remove group insurance, so these proposed rule changes remove a reference to group insurance. Additionally, amended language is included in the proposed rules to provide more context to providers during audits to furnish requested information and documentation to EGID or its designated vendor.

AUTHORITY:

The Oklahoma Health Care Authority Act, Section 5007 (C)(2) of Title 63 of Oklahoma Statutes; The Oklahoma Health Care Authority Board; 42 CFR Part 1063 O.S. 5007; Oklahoma Health Care Authority Board; 74 O.S. Section 1304.1; Oklahoma Health Care Authority Employees Group Insurance Division.

COMMENT PERIOD:

Persons may submit written comments through January 15, 2026, to Byron Knox, Managing Attorney at Oklahoma Health Care Authority, Employees Group Insurance Division, 4345 N. Lincoln Blvd., Oklahoma City, OK 73105.

PUBLIC HEARING:

A public hearing will be held at 1:00 p.m. on Thursday, January 15, 2026 in the Charles Ed McFall Board Room at the Oklahoma Health Care Authority, 4345 N. Lincoln Blvd., Oklahoma City, Oklahoma, 73105. Each person will be allowed a maximum of five (5) minutes to speak. In the event an attendee would like to speak, please notify Byron Knox by email at byron.knox@ohca.ok.gov.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

N/A

COPIES OF PROPOSED RULES:

Byron Knox, Managing Attorney at Oklahoma Health Care Authority, Employees Group Insurance Division, 4345 N. Lincoln Blvd., Oklahoma City, OK 73105. Email: byron.knox@ohca.ok.gov.

RULE IMPACT STATEMENT:

Pursuant to 75 O.S., §303(D), a rule impact statement has been prepared and may be obtained from the Agency at the above address beginning December 30, 2025.

CONTACT PERSON:

Byron Knox, Managing Attorney, Byron.Knox@ohca.ok.gov, 405-717-8744

[OAR Docket #25-908; filed 11-25-25]

TITLE 325. OKLAHOMA HORSE RACING COMMISSION CHAPTER 1. COMMISSION POWERS AND JURISDICTION

[OAR Docket #25-981]

Notices of Rulemaking Intent

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

325:1-1-7. Jurisdiction of Stewards to suspend or fine [AMENDED]

325:1-1-14. Location for information or filing with Commission Offices [AMENDED]

325:1-1-17. Forms and instructions [REVOKED]

SUMMARY:

The proposed amendments update the stewards' jurisdiction and penalties for certain violations, update the Commission's email addresses for Open Records requests and case filings, and update the list of adopted Commission forms and instructions.

AUTHORITY:

3A O.S. §§ 203.7, 204(A); Oklahoma Horse Racing Commission

COMMENT PERIOD:

Written comments on this proposed rulemaking will be accepted until 8:30 a.m., January 15, 2026. Oral comments may be made at the public hearing.

PUBLIC HEARING:

January 15, 2026, 8:30 a.m. 3rd Floor Conference Room Denver Davis Building 1915 N. Stiles Ave. Oklahoma City, OK 73105.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

The Oklahoma Horse Racing Commission requests that any business entity affected by these proposed rules provide the Commission, in writing and by 8:30 a.m., January 15, 2026, information concerning the direct and indirect costs of compliance with these rules so that such information may be considered in the Rule Impact Statement.

COPIES OF PROPOSED RULES:

Copies of the proposed rules are available on the Commission's website at <https://ohrc.ok.gov/> or may be obtained by contacting the Commission office.

RULE IMPACT STATEMENT:

The Rule Impact Statement is available on the Commission's website at <https://ohrc.ok.gov/> or may be obtained by contacting the Commission office.

CONTACT PERSON:

Michael Copeland, General Counsel Oklahoma Horse Racing Commission 2800 N. Lincoln Blvd., Suite 101 Oklahoma City, OK 73105 Phone: (405) 522-0718 Email: OHCINFO@ohrc.ok.gov

[OAR Docket #25-981; filed 11-24-25]

TITLE 325. OKLAHOMA HORSE RACING COMMISSION CHAPTER 15. LICENSING

[OAR Docket #25-982]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 1. General Provisions

325:15-1-2. Definitions [AMENDED]

Subchapter 3. Organizational Licensing

325:15-3-1. Time for filing major organization applications [AMENDED]

325:15-3-2. Application for license and days to conduct a horse race meeting [AMENDED]

325:15-3-4. Application for organization license [AMENDED]

325:15-3-5. List of shareholders [AMENDED]

Subchapter 5. Occupation Licensing

325:15-5-1. Occupation licenses [AMENDED]

325:15-5-6. License subject to conditions and agreements [AMENDED]

325:15-5-7. Knowledge of rules [AMENDED]

Subchapter 7. Conflicts of Interest [NEW]

325:15-7-1. Conflicts of Interest in Organizational Operations [NEW]

Notices of Rulemaking Intent

Subchapter 9. Training Facilities [NEW]

325:15-9-1. Purpose [NEW]

325:15-9-2. Definitions [NEW]

325:15-9-3. Training Facility License Required [NEW]

325:15-9-4. License Condition [NEW]

325:15-9-5. Inspections [NEW]

325:15-9-6. Track Physical Requirements [NEW]

325:15-9-7. Training Facility Officials, Licensees, and Standards [NEW]

SUMMARY:

The proposed amendments and new rules strengthen conflict-of-interest prohibitions and disclosure requirements for organization licensees and occupation licensees, add definitions (including “companion,” “household,” “similar relationship”), prohibit certain relationships with horsemen’s groups, establish a comprehensive licensing and operational framework for non-pari-mutuel training facilities, and make other clarifying changes to enhance integrity and regulatory oversight.

AUTHORITY:

3A O.S. §§ 203.7, 204, 204.2, 204.3, 205.2, 205.2a; Oklahoma Horse Racing Commission

COMMENT PERIOD:

Written comments on this proposed rulemaking will be accepted until 8:30 a.m., January 15, 2026. Oral comments may be made at the public hearing.

PUBLIC HEARING:

January 15, 2026, 8:30 a.m. 3rd Floor Conference Room Denver Davis Building 1915 N. Stiles Ave. Oklahoma City, OK 73105.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

The Oklahoma Horse Racing Commission requests that any business entity affected by these proposed rules provide the Commission, in writing and by 8:30 a.m., January 15, 2026, information concerning the direct and indirect costs of compliance with these rules so that such information may be considered in the Rule Impact Statement.

COPIES OF PROPOSED RULES:

Copies of the proposed rules are available on the Commission’s website at <https://ohrc.ok.gov/> or may be obtained by contacting the Commission office.

RULE IMPACT STATEMENT:

The Rule Impact Statement is available on the Commission’s website at <https://ohrc.ok.gov/> or may be obtained by contacting the Commission office.

CONTACT PERSON:

Michael Copeland, General Counsel Oklahoma Horse Racing Commission 2800 N. Lincoln Blvd., Suite 101 Oklahoma City, OK 73105 Phone: (405) 522-0718 Email: OHCINFO@ohrc.ok.gov

[OAR Docket #25-982; filed 11-24-25]

TITLE 325. OKLAHOMA HORSE RACING COMMISSION CHAPTER 25. ENTRIES AND DECLARATIONS

[OAR Docket #25-983]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

325:25-1-10. Horses ineligible to start in a race [AMENDED]

325:25-1-30. Jockey mount fees [AMENDED]

SUMMARY:

The proposed amendments update provisions regarding horse ineligibility (including cloned horses and certain ownership issues) and revise the jockey mount fee schedule to reflect current economic conditions.

AUTHORITY:

3A O.S. §§ 203.7, 204(A); Oklahoma Horse Racing Commission

COMMENT PERIOD:

Notices of Rulemaking Intent

Written comments on this proposed rulemaking will be accepted until 8:30 a.m., January 15, 2026. Oral comments may be made at the public hearing.

PUBLIC HEARING:

January 15, 2026, 8:30 a.m. 3rd Floor Conference Room Denver Davis Building 1915 N. Stiles Ave. Oklahoma City, OK 73105.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

The Oklahoma Horse Racing Commission requests that any business entity affected by these proposed rules provide the Commission, in writing and by 8:30 a.m., January 15, 2026, information concerning the direct and indirect costs of compliance with these rules so that such information may be considered in the Rule Impact Statement.

COPIES OF PROPOSED RULES:

Copies of the proposed rules are available on the Commission's website at <https://ohrc.ok.gov/> or may be obtained by contacting the Commission office.

RULE IMPACT STATEMENT:

The Rule Impact Statement is available on the Commission's website at <https://ohrc.ok.gov/> or may be obtained by contacting the Commission office.

CONTACT PERSON:

Michael Copeland, General Counsel Oklahoma Horse Racing Commission 2800 N. Lincoln Blvd., Suite 101 Oklahoma City, OK 73105 Phone: (405) 522-0718 Email: OHRCINFO@ohrc.ok.gov

[OAR Docket #25-983; filed 11-24-25]

TITLE 325. OKLAHOMA HORSE RACING COMMISSION CHAPTER 45. PROHIBITED PRACTICES AND EQUINE TESTING

[OAR Docket #25-984]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

325:45-1-24. Substance classification and penalties [AMENDED]

SUMMARY:

The proposed amendment updates the reference to the most recent version of the ARCI Uniform Classification Guidelines for Foreign Substances (Version 16.1) and clarifies penalty procedures.

AUTHORITY:

3A O.S. §§ 203.7, 204(A)(8); Oklahoma Horse Racing Commission

COMMENT PERIOD:

Written comments on this proposed rulemaking will be accepted until 8:30 a.m., January 15, 2026. Oral comments may be made at the public hearing.

PUBLIC HEARING:

January 15, 2026, 8:30 a.m. 3rd Floor Conference Room Denver Davis Building 1915 N. Stiles Ave. Oklahoma City, OK 73105.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

The Oklahoma Horse Racing Commission requests that any business entity affected by these proposed rules provide the Commission, in writing and by 8:30 a.m., January 15, 2026, information concerning the direct and indirect costs of compliance with these rules so that such information may be considered in the Rule Impact Statement.

COPIES OF PROPOSED RULES:

Copies of the proposed rules are available on the Commission's website at <https://ohrc.ok.gov/> or may be obtained by contacting the Commission office.

RULE IMPACT STATEMENT:

The Rule Impact Statement is available on the Commission's website at <https://ohrc.ok.gov/> or may be obtained by contacting the Commission office.

CONTACT PERSON:

Michael Copeland, General Counsel Oklahoma Horse Racing Commission 2800 N. Lincoln Blvd., Suite 101 Oklahoma City, OK 73105 Phone: (405) 522-0718 Email: OHRCINFO@ohrc.ok.gov

[OAR Docket #25-984; filed 11-24-25]

Notices of Rulemaking Intent

TITLE 325. OKLAHOMA HORSE RACING COMMISSION CHAPTER 65. PARI-MUTUEL WAGERING

[OAR Docket #25-985]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 5. Simulcast Wagering

325:65-5-1. Duties of simulcast host [AMENDED]

SUMMARY:

The proposed amendments prohibit organizational licensees and their executives from having any ownership or financial interest in simulcast content providers, limit signal distribution authority, and add enforcement provisions to preserve the integrity of Oklahoma's pari-mutuel system and prevent conflicts of interest.

AUTHORITY:

3A O.S. §§ 203.7, 205.6, 208.2; Oklahoma Horse Racing Commission

COMMENT PERIOD:

Written comments on this proposed rulemaking will be accepted until 8:30 a.m., January 15, 2026. Oral comments may be made at the public hearing.

PUBLIC HEARING:

January 15, 2026, 8:30 a.m. 3rd Floor Conference Room Denver Davis Building 1915 N. Stiles Ave. Oklahoma City, OK 73105.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

The Oklahoma Horse Racing Commission requests that any business entity affected by these proposed rules provide the Commission, in writing and by 8:30 a.m., January 15, 2026, information concerning the direct and indirect costs of compliance with these rules so that such information may be considered in the Rule Impact Statement.

COPIES OF PROPOSED RULES:

Copies of the proposed rules are available on the Commission's website at <https://ohrc.ok.gov/> or may be obtained by contacting the Commission office.

RULE IMPACT STATEMENT:

The Rule Impact Statement is available on the Commission's website at <https://ohrc.ok.gov/> or may be obtained by contacting the Commission office.

CONTACT PERSON:

Michael Copeland, General Counsel, Oklahoma Horse Racing Commission 2800 N. Lincoln Blvd., Suite 101 Oklahoma City, OK 73105 Phone: (405) 522-0718 Email: OHCINFO@ohrc.ok.gov

[OAR Docket #25-985; filed 11-24-25]

TITLE 325. OKLAHOMA HORSE RACING COMMISSION CHAPTER 75. OKLAHOMA-BRED PROGRAM

[OAR Docket #25-986]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

325:75-1-13. Change of horse ownership [AMENDED]

SUMMARY:

The proposed amendment clarifies procedures and fee requirements when ownership of an accredited Oklahoma-Bred horse changes, including for horses that have earned awards.

AUTHORITY:

3A O.S. §§ 203.7, 208.6; Oklahoma Horse Racing Commission

COMMENT PERIOD:

Notices of Rulemaking Intent

Written comments on this proposed rulemaking will be accepted until 8:30 a.m., January 15, 2026. Oral comments may be made at the public hearing.

PUBLIC HEARING:

January 15, 2026, 8:30 a.m. 3rd Floor Conference Room Denver Davis Building 1915 N. Stiles Ave. Oklahoma City, OK 73105.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

The Oklahoma Horse Racing Commission requests that any business entity affected by these proposed rules provide the Commission, in writing and by 8:30 a.m., January 15, 2026, information concerning the direct and indirect costs of compliance with these rules so that such information may be considered in the Rule Impact Statement.

COPIES OF PROPOSED RULES:

Copies of the proposed rules are available on the Commission's website at <https://ohrc.ok.gov/> or may be obtained by contacting the Commission office.

RULE IMPACT STATEMENT:

The Rule Impact Statement is available on the Commission's website at <https://ohrc.ok.gov/> or may be obtained by contacting the Commission office.

CONTACT PERSON:

Michael Copeland, General Counsel Oklahoma Horse Racing Commission 2800 N. Lincoln Blvd., Suite 101 Oklahoma City, OK 73105 Phone: (405) 522-0718 Email: OHRCINFO@ohrc.ok.gov.

[OAR Docket #25-986; filed 11-24-25]

TITLE 377. OFFICE OF JUVENILE AFFAIRS CHAPTER 3. ADMINISTRATIVE SERVICES

[OAR Docket #25-1006]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 1. Office of the Executive Director

Part 3. OFFICE OF THE ADVOCATE GENERAL

377:3-1-23. Job duties [AMENDED]

377:3-1-25. Abuse, neglect, and caretaker misconduct of a child in OJA custody and placed in a secure facility or other facility operated by or through contract with OJA [AMENDED]

377:3-1-26. Advocate General procedures during an abuse, neglect, or caretaker misconduct investigation for other than OJA secure institutions [AMENDED]

377:3-1-28. General Grievance Procedure [AMENDED]

377:3-1-31. Monitoring and evaluation [AMENDED]

SUMMARY:

The proposed rules were created, amended, or revoked as part of the agency review completed under Executive Order 2020-03.

AUTHORITY:

The Board of Juvenile Affairs; 10A O.S. §§ 2-7-101(F)(2) and 2-7-101(G)(1), and 75 O.S. § 302(A)(1).

COMMENT PERIOD:

The comment period will begin on Monday, December 15, 2025, and end on Thursday, January 15, 2026. Written comments will be accepted during the comment period at the following address: Office of Juvenile Affairs, Attn: Audrey Rockwell, P.O. Box 268812, Oklahoma City, OK 73126, or by email at audrey.rockwell@oja.ok.gov.

PUBLIC HEARING:

A Public Hearing will be held at 11:00 a.m. on Friday, January 17, 2026, virtually at <https://www.zoomgov.com/j/1617327913?pwd=nBYdbWJrm5AUJxas1aekbcNP0KEaFM.1> Meeting ID: 161 732 7913 Passcode: 512163 or in person at the OJA State Office, 2501 N. Lincoln Blvd., Ste. 500, Oklahoma City, OK 73105. Persons wishing to make oral comments must sign in via email for virtual comments at audrey.rockwell@oja.ok.gov or at the door by 10:30 a.m. on that day. Each individual will be allowed to make oral comments for a maximum of five (5) minutes.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

Notices of Rulemaking Intent

The Office of Juvenile Affairs requests business entities affected by the proposed rules to provide written information to the Office of Juvenile Affairs, within the comment period, in dollar amounts if possible, of the increase in the level of direct services, revenue loss, direct or indirect costs, or other costs, such as fees, reporting, recordkeeping, equipment, construction, labor, or professional costs, expected to be incurred by the business entity due to compliance with the proposed rules. Business entities may submit this information via email to audrey.rockwell@oja.ok.gov.

COPIES OF PROPOSED RULES:

Copies of the proposed rules may be obtained during regular business hours from the Office of Juvenile Affairs, 2501 N. Lincoln Blvd., Ste. 500, Oklahoma City, OK 73105, or by email at audrey.rockwell@oja.ok.gov. The proposed rules will be available on the OJA website at <https://oklahoma.gov/oja.html> no later than December 12, 2025.

RULE IMPACT STATEMENT:

Under 75 O.S., § 303(D), a rule impact statement will be prepared and available for review at the Office of Juvenile Affairs, 2501 N. Lincoln Blvd., Ste. 500, Oklahoma City, OK 73105 beginning on or before December 12, 2025, as well as on the OJA website at <https://oklahoma.gov/oja.html>.

CONTACT PERSON:

Audrey Rockwell, Executive Project Manager/ Paralegal, (405) 530-2806, or audrey.rockwell@oja.ok.gov

[OAR Docket #25-1006; filed 11-25-25]

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

[OAR Docket #25-912]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

420:10-1-3. Definitions [AMENDED]

420:10-1-5. Permits [AMENDED]

420:10-1-14. Standards for the storage and handling of liquified petroleum gas [AMENDED]

SUMMARY:

The revision to 420:10-1-3 adds a definition for “Installation” to mean the installation of LP Gas containers, piping systems, materials, and appliances as referenced in NFPA 54 and 58. The revisions to 420:10-1-5: Clarify, with respect to Class IV Installer Permits, that the requirements of two (2) week supervision and passage of a written examination (that are applicable to applicants for a Class IV Installer permit endorsement for: Low Pressure (“LP”), High Pressure (“HP”), Recreational Vehicle (“RV”), Meter Calibration (“MC”), Truck Inspection and Piping (“TI”), or Dispenser Operator (“DO”)) do not apply to an applicant for a Class IV Installer permit endorsement for Recreational Home Maintenance (“RHM”), adding that an applicant for a Class IV Installer permit endorsement for Recreational Home Maintenance (“RHM”) is only required to have the training specified by the LP Gas Board; and Clarify that installations (that require a specific permit to perform) are to be performed by, or under the supervision of, a permit holder authorized to perform that installation; and Correct grammatical errors by removing the word “pamphlets,” in references to NFPA 54 and NFPA 58, as its superfluous. The revisions to 420:10-1-14: Correct grammatical errors by removing the word “pamphlets” and other superfluous phrasing in references to NFPA 54 and NFPA 58.

AUTHORITY:

Oklahoma Liquefied Petroleum Gas Board; 52 O.S. § 420.3.

COMMENT PERIOD:

Written and oral comments will be accepted from December 15, 2025, until 4:30 p.m. on January 15, 2026, at the office of the Liquefied Petroleum Gas Administration, 2501 N Lincoln Blvd, Suite 218, Oklahoma City, Oklahoma 73105, Attn: Chandra Heitzinger, or by email to Chandra.Heitzinger@lpgas.ok.gov.

PUBLIC HEARING:

A public hearing will be held to provide an opportunity for persons to orally present their views on January 16, 2026, at 10:00 a.m., at the office of the Liquefied Petroleum Gas Administration, 2501 N Lincoln Blvd, Suite 218, Oklahoma City, Oklahoma 73105. Each person wishing to speak must sign in at the door by 10:00 a.m.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

Notices of Rulemaking Intent

Business entities affected by these proposed rules are requested to provide the Liquefied Petroleum Gas Administration with information, in dollar amounts if possible, about the increase in the level of direct costs, indirect costs, or other costs expected to be incurred by the business entity due to compliance with the proposed rules. Business entities may submit this information in writing to the Liquefied Petroleum Gas Administration, 2501 N Lincoln Blvd, Suite 218, Oklahoma City, Oklahoma 73105, Attn: Chandra Heitzinger, or by email to Chandra.Heitzinger@lpgas.ok.gov before the close of the public comment period, at 4:30 p.m., on January 15, 2026.

COPIES OF PROPOSED RULES:

Copies of the proposed changes may be obtained from the Liquefied Petroleum Gas Administration, 2501 N Lincoln Blvd, Suite 218, Oklahoma City, Oklahoma 73105, Attn: Chandra Heitzinger, or by email to Chandra.Heitzinger@lpgas.ok.gov. The proposed rules may also be viewed on the agency's website at <https://oklahoma.gov/lpgas/rulemaking-information.html>.

RULE IMPACT STATEMENT:

A copy of the rule impact statement will be prepared and may be obtained from the Liquefied Petroleum Gas Administration, 2501 N Lincoln Blvd, Suite 218, Oklahoma City, Oklahoma 73105, Attn: Chandra Heitzinger, or by email to Chandra.Heitzinger@lpgas.ok.gov. The rule impact statement may also be viewed on the agency's website at <https://oklahoma.gov/lpgas/rulemaking-information.html>. The rule impact statement will be available as described above beginning December 15, 2025.

CONTACT PERSON:

Chandra Heitzinger, Administrator of the Liquefied Petroleum Gas Administration, 405-521-2458, Chandra.Heitzinger@lpgas.ok.gov. For legal questions, contact Kristin Bugg, Assistant Attorney General, 405-522-1961, Kristin.Bugg@oag.ok.gov.

[OAR Docket #25-912; filed 11-19-25]

TITLE 428. LONG-RANGE CAPITAL PLANNING COMMISSION **CHAPTER 15. ADMINISTRATION OF THE OKLAHOMA CAPITAL ASSETS MAINTENANCE AND PROTECTION ACT [NEW]**

[OAR Docket #25-900]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

- Subchapter 1. General provisions [NEW]
 - 428:15-1-1. Purpose and scope [NEW]
 - 428:15-1-2. Statutory definitions [NEW]
 - 428:15-1-3. Definitions [NEW]
- Subchapter 3. Deferred maintenance process [NEW]
 - Part 1. Development of plans [NEW]
 - 428:15-3-1. Comprehensive assessment and evaluation of state property [NEW]
 - 428:15-3-2. Procedures for deferred maintenance plans or requests [NEW]
 - 428:15-3-3. Request format for deferred maintenance plan or five-year plan [NEW]
 - Part 3. Preparation of the deferred maintenance plan [NEW]
 - 428:15-3-7. Contents of the deferred maintenance plan [NEW]
 - 428:15-3-8. Formulation and submission of the deferred maintenance plan [NEW]
 - 428:15-3-9. Implementation of the deferred maintenance plan [NEW]
 - 428:15-3-10. Changes to the deferred maintenance plan [NEW]
 - 428:15-3-11. Emergency projects [NEW]
 - 428:15-3-12. Waivers [NEW]

SUMMARY:

The proposed rule changes are to address the additional scope and duties required by the Oklahoma Capital Assets Maintenance and Protection Act codified at 73 O.S. §§188A-B. The procedures provide state governmental entities with the requirements in order to assess and evaluate the overall condition of state-owned property. The changes also describe the criteria, forms, and reporting tools to determine the ranking of each deferred maintenance project. In addition, these rules describe the reporting and submission requirements to the Commission and the Executive and Legislative branches.

Notices of Rulemaking Intent

Last, the proposed rules outline the guidelines for implementation, ongoing monitoring and oversight of the deferred maintenance plan(s) and funding disbursements.

AUTHORITY:

The Long-Range Capital Planning Commission; 62 O.S. §901(D) and 73 O.S. §§188A-B

COMMENT PERIOD:

Persons may submit written comments through January 19, 2026, to Mary Jackson, Deputy General Counsel at Office of Management and Enterprise Services, 2401 N. Lincoln, Oklahoma City, Oklahoma 73105 or by email at mary.jackson@omes.ok.gov.

PUBLIC HEARING:

A public hearing has been scheduled for January 19, 2026, at 11:00 am -11:30 am at The Office of Management and Enterprise Services located 2401 N. Lincoln Blvd, Oklahoma City, OK 73105, room 214. Each person will be allowed a maximum of five (5) minutes to speak. In the event an attendee would like to speak, please notify Mary Jackson by email at mary.jackson@omes.ok.gov.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

N/A

COPIES OF PROPOSED RULES:

Mary Jackson, Deput General Counsel
Office of Management and Enterprise Services
2401 N. Lincoln
Oklahoma City, OK 73105

RULE IMPACT STATEMENT:

As required by 75 O.S. § 303(D), a rule impact statement will be available on November 22, 2025. The rule impact statement may be obtained for review by contacting Mary Jackson of the Office of Management and Enterprise Services.

CONTACT PERSON:

Mary Jackson, Deputy General Counsel, mary.jackson@omes.ok.gov, (405) 522-7470

[OAR Docket #25-900; filed 11-13-25]

TITLE 465. OKLAHOMA NEW MOTOR VEHICLE COMMISSION CHAPTER 15. ADVERTISING

[OAR Docket #25-999]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 1. General Provisions
465:15-1-2. Definitions [AMENDED]
Subchapter 3. Specific Advertising Regulations
465:15-3-2. Availability of vehicles [AMENDED]
465:15-3-3. Accuracy [AMENDED]
465:15-3-6. Manufacturer's suggested retail price [AMENDED]
465:15-3-7. Dealer price advertising [AMENDED]
465:15-3-12. Lease advertisements [AMENDED]
465:15-3-13. ~~Payment disclosure~~ Closed ended credit term advertisements [AMENDED]
465:15-3-14. Prohibited statements [AMENDED]
465:15-3-15. Dealership name [AMENDED]
465:15-3-16. Number one "1" claims [NEW]
Subchapter 5. Finding of Violation and Enforcement
465:15-5-1.1. Enforcement [AMENDED]

SUMMARY:

These proposed amendments modify and update motor vehicle advertising rules to address false and misleading ways of advertising.

AUTHORITY:

Oklahoma New Motor Vehicle Commission; Title 47, Section 563(F), Section 565, and Title 75, Section 302(A)(2)

COMMENT PERIOD:

Written comments will be accepted through January 14, 2026 at the Oklahoma New Motor Vehicle Commission, 4334 NW Expressway, Suite 183, Oklahoma City, OK 73116 or by email to: email@onmvc.ok.gov

PUBLIC HEARING:

A public hearing has not been scheduled; however pursuant to 75 O.S. Section 303(B)(9), "persons may demand a hearing" in writing to the ONMVC, 4334 NW Expressway, Suite 183, Oklahoma City, OK 73116, or by email to: email@onmvc.ok.gov, attention of Brad Bailey, Executive Director. Requests must be received no later than 4:30pm on January 14, 2026.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

Business entities affected by these proposed rules are requested to provide the agency with information, in dollar amounts if possible, about the increase in the level of direct costs, indirect costs, or other costs expected to be incurred by the business entity due to compliance with the proposed advertising rule amendments. Business entities may submit this information in writing to Brad Bailey, Executive Director, at the address or email address above during the period of December 16, 2025 to January 14, 2026.

COPIES OF PROPOSED RULES:

Notice of proposed rule changes were emailed to all new motor vehicle dealers with a link to the website for viewing. Copies of proposed rule changes may be obtained by contacting Marilyn Maxwell at the ONMVC, 4334 NW Expressway, Suite 183, Oklahoma City, OK 73116 or by phone (405)607-8227 ext 101, or by email to: email@onmvc.ok.gov

RULE IMPACT STATEMENT:

Pursuant to 75 O.S. Section 303(D), a rule impact statement will be prepared and available no later than December 30, 2025, at the same location listed above for obtaining copies of the proposed rules.

CONTACT PERSON:

Marilyn Maxwell, Deputy Executive Director, 405-607-8227, email@onmvc.ok.gov

[OAR Docket #25-999; filed 11-25-25]

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

[OAR Docket #25-917]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 3. Regulations for Approved Nursing Education Programs
485:10-3-5. Reports to the Board [AMENDED]
485:10-3-6. Nursing education program visits [AMENDED]
Subchapter 7. Requirements for Registration and Licensure as a Registered Nurse and Licensed Practical Nurse
485:10-7-2. Licensure by endorsement [AMENDED]
Subchapter 8. Criminal Background Checks for Applicants for Licensure/Certification
485:10-8-1. Requirements for criminal background checks for ~~initial~~ licensure/certification in this state [AMENDED]
Subchapter 10. Advanced Unlicensed Assistant
485:10-10-1. Purpose [AMENDED]
485:10-10-2. Certification training program [AMENDED]
Subchapter 11. Disciplinary Action
485:10-11-4. Licensure or certification of individuals with criminal history [AMENDED]
Subchapter 15. Requirements for Practice as an Advanced Practice Registered Nurse
485:10-15-4. Application [AMENDED]
485:10-15-5.1. Advertisement of Health Care Services [NEW]
485:10-15-6. Practice as a Certified Nurse Practitioner [AMENDED]
485:10-15-8. Practice as a Certified Nurse-Midwife [AMENDED]
485:10-15-9. Practice as a Certified Registered Nurse Anesthetist [AMENDED]
Subchapter 16. Requirements for Prescriptive Authority for Advanced Practice Registered Nurses
485:10-16-3. Initial application [AMENDED]
485:10-16-3.1. Endorsement [AMENDED]

Notices of Rulemaking Intent

485:10-16-3.2. Initial application for Independent Prescriptive Authority [NEW]
485:10-16-4. Clinical Nurse Specialist pharmacology requirements [REVOKED]
485:10-16-5. Maintenance [AMENDED]
485:10-16-6. Renewal [AMENDED]
485:10-16-7. Reinstatement/Inactive Status [AMENDED]
485:10-16-8. Information which must be included on the prescription [AMENDED]

SUMMARY:

The proposed rule amendments of 485:10-3-5 and 485:10-3-6 relate to completion rate reports submitted from nursing education programs to the Board and clarify that the Board may order consultation visits for nursing education programs. The proposed rule amendments of 485:10-7-2 simplify Rules language regarding the use of third-party credentials evaluation organizations. The proposed amendments of 485:10-8-1 ensure that the rules of the Board accurately reflect the revisions to the Oklahoma Nursing Practice Act enacted through HB 3328 (2024) related to fingerprint-based background check requirements. The proposed amendments of 485:10-10-1 correct an outdated statutory reference and change “advanced unlicensed assistive personnel” to “Advanced Unlicensed Assistant” for accuracy of professional title language and consistency of terminology within Subchapter 10. The proposed amendment of 485:10-10-2 makes the same change, from “advanced unlicensed assistive personnel” to “Advanced Unlicensed Assistant.” The proposed amendments of 485:10-11-4 ensure the rules of the Board comply with the requirements of 59 O.S. § 4000.1. The proposed amendments will safeguard the general welfare through nursing regulation which is consistent with Oklahoma statutory law. The proposed amendments of sections 4, 6, 8, and 9 within Subchapter 15 remove outdated references and clarify the current rule language. The proposed new section found at 485:10-15-5.1 addresses advertisement of health care services by APRNs to ensure the rules of the Board align with the requirements of the Oklahoma Nursing Practice Act. The proposed amendments of sections 3, 3.1, 5, 6, 7, and 8 within Subchapter 16 ensure the rules of the Board comply with the revisions to the Oklahoma Nursing Practice Act enacted through HB 2298 (2025). The proposed revocation of 485:10-16-4 removes from the rules of the Board an outdated set of requirements which is no longer effective. The proposed new section located at 485:10-16-3.2 reflects the application requirements for independent prescriptive authority established by HB 2298 (2025).

AUTHORITY:

Oklahoma Nursing Practice Act; 59 O.S. Section 567.1, et seq.

COMMENT PERIOD:

Persons wishing to make written comments may do so before 4:30 p.m. on January 16, 2026, at the following address: Oklahoma Board of Nursing, P.O. Box 52926, Oklahoma City, Oklahoma 73152, Attn: Mike Starchman, RN, CPA, Deputy Executive Director, or to Mike Starchman, RN, CPA, Deputy Director at michael.starchman@nursing.ok.gov.

PUBLIC HEARING:

A public hearing will be held at 5:30 p.m. on Tuesday, January 27, 2026, at The M.C. Connors Building, 2501 N. Lincoln Blvd., Ste. First Floor Boardroom, Oklahoma City, Oklahoma. Anyone who wishes to speak at this public hearing must sign in with the Oklahoma Board of Nursing by 5:30 p.m. on Tuesday, January 27, 2026.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

Business entities affected by these proposed rules are requested to provide the agency with information, in dollar amounts if possible, about the increase in the level of direct costs, indirect costs, or other costs expected to be incurred by the business entity due to compliance with the proposed rules. Business entities may submit this information in writing by 4:30 p.m. on January 16, 2026, at the following address: Oklahoma Board of Nursing, P.O. Box 52926, Oklahoma City, Oklahoma 73152, Attn: Mike Starchman, RN, CPA, Deputy Executive Director, or to Mike Starchman, RN, CPA, Deputy Director at michael.starchman@nursing.ok.gov.

COPIES OF PROPOSED RULES:

Copies of the proposed rules may be obtained by contacting Mike Starchman, RN, CPA, Deputy Executive Director via mail addressed to the Oklahoma Board of Nursing, P.O. Box 52926, Oklahoma City, OK 73152, or on the Oklahoma Board of Nursing website at: <https://oklahoma.gov/nursing/title-485-rules.html>

RULE IMPACT STATEMENT:

Pursuant to 75 O.S. § 303(D), a rule impact statement will be prepared and will be available by December 30, 2025, on the agency website at <https://oklahoma.gov/nursing/title-485-rules.html> and can be requested by email michael.starchman@nursing.ok.gov.

CONTACT PERSON:

Mike Starchman, RN, CPA, Deputy Executive Director, michael.starchman@nursing.ok.gov.

[OAR Docket #25-917; filed 11-20-25]

Notices of Rulemaking Intent

TITLE 505. BOARD OF EXAMINERS IN OPTOMETRY CHAPTER 10. LICENSURE AND REGULATION OF OPTOMETRISTS

[OAR Docket #25-992]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 5. Regulation of Licensees

505:10-5-11. Authorized post-graduate educational work [AMENDED]

SUMMARY:

The Board is proposing to update its current list of authorized sources of continuing medical education (CME), and the formats and hours under which the CME may be provided. Hereafter, the Board may amend the list of approved providers with appropriate notice in an Open Meeting. The Board shall maintain a current list of approved providers and shall notify licensed Optometrists of amendments by email. The Board is increasing the time for its consideration of a request to receive CME from a provider not on the approved list from receipt fifteen days prior to the educational event to forty-five days prior to the educational event to allow the Board adequate time to consider the request. The circumstances giving rise to this action are that, over time, CME providers can change their names, their purposes, and the education they offer. New CME providers can come on the scene while older providers may cease to provide CME. The Board seeks to bring its list of available CME providers up to date and advise registered Optometrists of the presently available providers and the Board's requirements regarding CME. The Board also seeks authority in the rule amendment to update its list of providers by means of action taken in a regular Open Meeting of the Board with notice as required by the Open Meeting Act rather than by formal rulemaking.

AUTHORITY:

Oklahoma Optometry Act; 59 O.S. § 583.

COMMENT PERIOD:

Those wishing to comment on the proposed amendment may do so orally or in writing before 5:00 p.m. on January 23, 2026. Because of ongoing renovation of the Board's office, persons wishing to present their views orally may call the Board's office at 405-521-6416 which will automatically forward their call and they may leave their comment with Rebecca Denton. Written comments may be sent to or left at the following address: South Security Post Oklahoma Agriculture Building, 2800 N. Lincoln Blvd, Oklahoma City, OK 73105. Attn: Rebecca Denton. Security staff will forward comments to Ms. Denton.

PUBLIC HEARING:

The Board of Examiners will hold a public hearing at 4:00 p.m. on January 23, 2026 at the Oklahoma Agriculture Building in the TSET Conference Room #205 located at 2800 N. Lincoln Blvd, Oklahoma City, OK 73105. Anyone who wishes to speak must sign in at the door by 3:30 p.m.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

N/A

COPIES OF PROPOSED RULES:

Copies of the proposed rule may be obtained from the Board of Examiners in Optometry by calling 405-521-6416 and requesting a copy from Rebecca Denton, or by sending a written request to the South Security Post Oklahoma Agriculture Building, 2800 N. Lincoln Blvd, Oklahoma City, OK 73105. Attn: Rebecca Denton.

RULE IMPACT STATEMENT:

Pursuant to 75 O.S. § 303(D), a rule impact statement has been prepared and may be obtained beginning immediately. The public may request a copy of the Rule Impact Statement by calling the Board's office at 405-521-6416 which will automatically forward the call and they may request a Rule Impact Statement from Rebecca Denton. Written requests may be sent to or left at the South Security, Post Oklahoma Agriculture Building, 2800 N. Lincoln Blvd, Oklahoma City, OK 73105. Attn: Rebecca Denton. Security staff will forward requests to Ms. Denton.

CONTACT PERSON:

Rebecca Denton, Administrative Assistant to the Board, (405) 521-6416.

[OAR Docket #25-992; filed 11-24-25]

TITLE 595. DEPARTMENT OF PUBLIC SAFETY CHAPTER 1. GENERAL RULES OF THE DEPARTMENT OF PUBLIC SAFETY

Notices of Rulemaking Intent

[OAR Docket #25-925]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 1. Organization of the Department of Public Safety

595:1-1-4. Information [AMENDED]

Subchapter 3. Rules of Practice

595:1-3-7. Request for hearing [AMENDED]

SUMMARY:

These amended rules update the contact information for the Department and updates the method(s) used to submit an administrative hearing request.

AUTHORITY:

Commissioner of Public Safety; 47 O.S. § 6-101., et seq.

COMMENT PERIOD:

Interested persons may present their views regarding these rules in writing to the contact person referenced below. Comments will be accepted up to the close of the public hearing.

PUBLIC HEARING:

A public hearing regarding these proposed rules will be held Tuesday, January 20, 2026, at 10:30 A.M., in Room A of the Robert R. Lester Training Center located at 3600 N. Martin Luther King Ave., Oklahoma City, OK 73111. Anyone wishing to speak must sign in at the door by the start of the hearing.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

Any business entity affected by these proposed rules is requested to provide the Department of Public Safety, in writing to the contact person and within the comment period or at the public hearing, in dollar amounts, if possible, the increase in the level of direct costs such as fees, and indirect costs such as reporting, record keeping, equipment, construction, labor, professional services, revenue loss, or other costs expected to be incurred due to compliance with these proposed rules.

COPIES OF PROPOSED RULES:

A copy of the proposed rules may be obtained from the Department's website, <https://oklahoma.gov/dps/about/administrative-rules.html>, or from the contact person.

RULE IMPACT STATEMENT:

A Rule Impact Statement for the proposed rules will be prepared, as required by 75 O.S. § 303(D), and may be obtained from the contact person.

CONTACT PERSON:

Kimberly Dammen, DPS Administrative Programs Officer IV, Department of Public Safety, 3600 N Martin Luther King Ave., PO Box 53004, Oklahoma City, OK 73152. Phone: 405-425-2241. E-mail: kimberly.dammen@dps.ok.gov.

[OAR Docket #25-925; filed 11-21-25]

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

[OAR Docket #25-926]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 1. General Provisions

595:25-1-2. Definitions [AMENDED]

Subchapter 3. Wrecker License

595:25-3-7. ~~Original wrecker~~Wrecker service application [AMENDED]

595:25-3-8. Renewal application [AMENDED]

595:25-3-9. ~~Wrecker vehicle operator license~~Authorized vehicle operator driver card - scope and effect [AMENDED]

595:25-3-10. Minimum qualifications for wrecker vehicle operators [AMENDED]

Subchapter 5. All Wrecker Operators

595:25-5-10. General requirements [AMENDED]

Notices of Rulemaking Intent

595:25-5-11. General prohibitions [AMENDED]
595:25-5-14. Place of business [AMENDED]
595:25-5-15. Storage facility requirements - general [AMENDED]
595:25-5-16. Outdoor storage facility requirements [AMENDED]
595:25-5-21. Release of stored vehicles [AMENDED]
Subchapter 9. Oklahoma Highway Patrol Wrecker Rotation
595:25-9-8. Oklahoma Highway Patrol wrecker rotation - minimum response requirements [AMENDED]
Subchapter 17. Administration
595:25-17-2. Initial business, wrecker vehicle, and storage facility inspections [AMENDED]
595:25-17-3. Supplemental wrecker vehicle and storage facility inspections [AMENDED]
595:25-17-4. Transfer of ownership [AMENDED]
595:25-17-5. Administrative action by the Department [AMENDED]
595:25-17-6. Official communication [NEW]

SUMMARY:

The proposed rules create additional definitions for terms used within the rules. The proposed rules clarify and simplify the license application process. The proposed rules address situations in which the agency has identified the current rules fail to adequately reflect agency practices. The proposed rules provide clarification on certain points related to major rule rewrites from last year. The proposed rules clarify the official communication methods employed by the agency. The proposed rules clarify how, and why, the agency will manage administrative actions against licensees for violations of the rules.

AUTHORITY:

Commission of Public Safety; 47 O.S. § 952

COMMENT PERIOD:

Interested persons may present their views regarding these rules in writing to Kimberly Dammen, DPS Administrative Programs Officer IV, Department of Public Safety, 3600 N Martin Luther King Ave., PO Box 53004, Oklahoma City, OK 73152. E-mail: kimberly.dammen@dps.ok.gov. Comments will be accepted up to the close of the public hearing which begins at 11:00 A.M on Tuesday January 20, 2026.

PUBLIC HEARING:

A public hearing regarding these proposed rules will be held Tuesday, January 20, 2026, at 11:00 A.M., in Room A of the Robert R. Lester Training Center, located at 3600 N. Martin Luther King Ave., Oklahoma City, OK, 73111. Anyone who wishes to speak must sign in at the door by the start of the hearing.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

Any business entity affected by these proposed rules is requested to provide the Department of Public Safety, in writing to the contact person within the comment period or at the public hearing, in dollar amounts if possible, the increase in the level of direct costs such as fee, and indirect costs such as reporting, record keeping, equipment, construction, labor, professional services, revenue loss, or other costs expected to be incurred due to compliance with these proposed rules.

COPIES OF PROPOSED RULES:

A copy of the proposed rules may be obtained from the Department's website, <https://oklahoma.gov/dps/about/administrative-rules.html>, or from the contact person.

RULE IMPACT STATEMENT:

A Rule Impact Statement for the proposed rules will be prepared, as required by 75 O.S. § 303(D), and may be obtained from the contact person on or before December 30, 2025.

CONTACT PERSON:

Kimberly Dammen, DPS Administrative Programs Officer IV, Department of Public Safety, 3600 N. Martin Luther King Ave., PO Box 53004 Oklahoma City, OK 73152. Phone: 405-425-2241. E-mail: kimberly.dammen@dps.ok.gov

[OAR Docket #25-926; filed 11-21-25]

TITLE 612. STATE DEPARTMENT OF REHABILITATION SERVICES CHAPTER 10. VOCATIONAL REHABILITATION AND SERVICES FOR THE BLIND AND VISUALLY IMPAIRED

[OAR Docket #25-995]

RULEMAKING ACTION:

Notices of Rulemaking Intent

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 1. General Provisions

612:10-1-2. Definitions [AMENDED]

612:10-1-3.2. Pilot projects [AMENDED]

612:10-1-5. Confidentiality [AMENDED]

612:10-1-7. Purchase of services and goods for individuals with disabilities [AMENDED]

Subchapter 3. Client Participation in Cost of Services

612:10-3-3. Participation of individuals in cost of services based on financial need [AMENDED]

Subchapter 7. Vocational Rehabilitation and Services for the Blind and Visually Impaired

Part 1. SCOPE OF VOCATIONAL REHABILITATION AND SERVICES FOR THE BLIND AND VISUALLY IMPAIRED

612:10-7-1. Overview of Vocational Rehabilitation and Services for the Blind and Visually Impaired [AMENDED]

Part 3. CASE PROCESSING REQUIREMENTS

612:10-7-20. Case recording [AMENDED]

612:10-7-22.1. Processing referrals and applications [AMENDED]

612:10-7-24.1. Basic eligibility requirements for vocational rehabilitation services [AMENDED]

612:10-7-24.2. Assessment for determining eligibility [AMENDED]

612:10-7-24.3. Trial Work Experience [AMENDED]

612:10-7-25.1. Ability to serve all eligible individuals; ~~order of selection~~ Order of Selection (OOS) for services [AMENDED]

Part 5. CASE STATUS AND CLASSIFICATION SYSTEM

612:10-7-50.1. Assessment for determining rehabilitation needs [AMENDED]

612:10-7-51. Individualized Plan for Employment [AMENDED]

612:10-7-52. Scope of vocational rehabilitation services for individuals with disabilities [AMENDED]

612:10-7-55. Job Ready [AMENDED]

612:10-7-56. Employment [AMENDED]

612:10-7-58. Closed Rehabilitated [AMENDED]

Part 9. ACTIONS REQUIRING REVIEW AND APPROVAL

612:10-7-87. Actions requiring supervisor's approval [AMENDED]

Part 11. PHYSICAL AND MENTAL RESTORATION SERVICES

612:10-7-98. General guidelines for physical and mental restoration services [AMENDED]

Part 13. SUPPORTIVE SERVICES

612:10-7-130. Maintenance [AMENDED]

Part 14. Community Provider Employment Services

612:10-7-137. JOBS Services [REVOKED]

Part 15. TRAINING

612:10-7-142. General guidelines for training services [AMENDED]

612:10-7-152. Payment of tuition and fees at colleges and universities [AMENDED]

612:10-7-157. Out-of-state training [AMENDED]

612:10-7-164. Personal and work adjustment training [AMENDED]

Part 17. SUPPORTED EMPLOYMENT SERVICES

612:10-7-179. Overview of Supported Employment Services [AMENDED]

612:10-7-183. Ongoing support services [AMENDED]

612:10-7-184. Extended services [AMENDED]

612:10-7-185. Provision of supported employment services [AMENDED]

Part 18. EMPLOYMENT AND RETENTION SERVICES

612:10-7-186. Overview of Employment and Retention Services [AMENDED]

Part 19. SPECIAL SERVICES FOR INDIVIDUALS WHO ARE BLIND, DEAF, OR HAVE OTHER SIGNIFICANT DISABILITIES

612:10-7-201. Rehabilitation teaching services [AMENDED]

612:10-7-203. Orientation and Mobility (O & M) [AMENDED]

Part 21. PURCHASE OF EQUIPMENT, OCCUPATIONAL LICENSES AND CERTIFICATIONS

612:10-7-220. Vehicle modification services [AMENDED]

612:10-7-221. Housing Modification [AMENDED]

Part 23. SELF-EMPLOYMENT PROGRAMS AND OTHER SERVICES

Notices of Rulemaking Intent

612:10-7-230. Self-employment programs [AMENDED]
612:10-7-233. Special consideration in state government employment for persons with severe disabilities [REVOKED]
Part 25. TRANSITION FROM SCHOOL TO WORK STUDY PROGRAM [AMENDED]
612:10-7-240. Overview of transition from school to work services [AMENDED]
612:10-7-242. Pre-Employment Transition Services [AMENDED]
612:10-7-245. Definitions [AMENDED]
612:10-7-246. Cooperative agreements for transition services [AMENDED]
Subchapter 9. Rehabilitation Teaching Services
Part 1. GENERAL PROVISIONS
612:10-9-2. Consumer rights [AMENDED]
612:10-9-3. Rehabilitation teacher's role [AMENDED]
Subchapter 13. Special Services for the Deaf and Hard of Hearing
Part 3. CERTIFICATION OF INTERPRETERS
612:10-13-22. Grievance procedures [AMENDED]
612:10-13-23. Formal hearing [AMENDED]

SUMMARY:

The majority of revisions in this Chapter amends language to be consistent with contract terminology and federal regulations. Additional revisions to Chapter 10 consist of updating definitions and removing antiquated language. Revoking 612:10-7-137 JOBS services and 612:10-7-233 Special consideration in state government employment for persons with severe disabilities.

AUTHORITY:

Commission for Rehabilitation Services; 74 O.S. § 166.2.

COMMENT PERIOD:

Written and oral comments will be accepted December 15, 2025 through January 14, 2026 during regular business hours by contacting Tina Calloway, Rulemaking Liaison, Department of Rehabilitation Services, 3535 NW 58th Street, Suite 500, Oklahoma City, Oklahoma 73112, Telephone 405-951-3552 – Toll free 1-800-845-8476, email tcalloway@okdrs.gov.

PUBLIC HEARING:

In-person and Zoom meeting Wednesday, January 14, 2026 9:00 PM -10:00 PM Central Time (US and Canada) Public Comment Period for Administrative Rule Amendments Department of Rehabilitation Services 3535 NW 58th Street, 2nd floor conference room Oklahoma City, Oklahoma 73112 Join Zoom Gov Meeting <https://www.zoomgov.com/j/1607941304?pwd=jAnmHEqUyCFZeIQ20Hbd4ADouGI01e.1> Meeting ID: 160 794 1304 Passcode: 288249

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

The Department of Rehabilitation Services (DRS) requests that business entities affected by these rules provide the DRS, within the comment period, in dollar amounts, if possible, information on any increase in direct costs, such as fees, and indirect costs, such as those associated with 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 DRS Website www.okdrs.gov, by e-mail tcalloway@okdrs.gov, by letter to the Policy Administration and Development Section, attention Tina Calloway, Department of Rehabilitation Services, 3535 N.W. 58th Street, Suite 500, Oklahoma City, Oklahoma 73112 or by calling (405) 951-3552 – Toll free 1-800-845-8476.

RULE IMPACT STATEMENT:

Pursuant to 75 O.S., § 303 (D), a rule impact statement will be issued and made available after December 30, 2025, at the Department of Rehabilitation Services address listed above.

CONTACT PERSON:

Tina Calloway, Rulemaking Liaison, tcalloway@okdrs.gov

[OAR Docket #25-995; filed 11-25-25]

TITLE 612. STATE DEPARTMENT OF REHABILITATION SERVICES CHAPTER 25. BUSINESS ENTERPRISE PROGRAM

[OAR Docket #25-996]

Notices of Rulemaking Intent

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 2. General Provisions

612:25-2-5. Definitions [AMENDED]

Subchapter 4. The State Licensing Agency

Part 3. BUSINESS ENTERPRISE PROGRAM TRAINING

612:25-4-14. Training for new or potential licensed managers [AMENDED]

Part 5. STATE LICENSING AGENCY RESPONSIBILITY FOR BUSINESS ENTERPRISE OPERATIONS

612:25-4-25. Management of BEP equipment and fixtures [AMENDED]

612:25-4-27. Initial inventory and supplies [AMENDED]

Part 9. ASSIGNMENT OF LICENSED MANAGERS

612:25-4-53. Assignment and transfer [AMENDED]

612:25-4-54. Business enterprise vacancy announcement [AMENDED]

612:25-4-55. Qualifications [AMENDED]

612:25-4-58. Annual and Performance Evaluations [AMENDED]

612:25-4-60. Ninety day replacement [AMENDED]

612:25-4-61. Satellite business enterprise locations [AMENDED]

Part 11. BUSINESS ENTERPRISE PROGRAM AUDITING AND DUE PROCESS

612:25-4-73. Due process [AMENDED]

612:25-4-75. Arbitration of complaints after the evidentiary hearing [AMENDED]

612:25-4-76. Arbitration of SLA complaints against federal agencies [AMENDED]

Subchapter 6. Licensed Managers and Business Enterprise Operation

Part 1. LICENSED MANAGERS

612:25-6-1. Licensing requirements for managing a business enterprise [AMENDED]

612:25-6-2. Standards for licensed managers [AMENDED]

612:25-6-3. Grounds for suspension or termination of a license [AMENDED]

Part 3. BUSINESS ENTERPRISES

612:25-6-15. Setting aside of funds [AMENDED]

612:25-6-18. Establishing licensed managers in business enterprises [AMENDED]

612:25-6-20. Closing a business enterprise [AMENDED]

SUMMARY:

Due to state and federal audits, revision to the Business Enterprise Program rules must be made as well as adding and updating language.

AUTHORITY:

Commission for Rehabilitation Services; 74 O.S. § 166.2

COMMENT PERIOD:

Written and oral comments will be accepted December 15, 2025 through January 14, 2026 during regular business hours by contacting Tina Calloway, Rulemaking Liaison, Department of Rehabilitation Services, 3535 NW 58th Street, Suite 500, Oklahoma City, Oklahoma 73112, Telephone 405-951-3552 – Toll free 1-800-845-8476, email tcalloway@okdrs.gov.

PUBLIC HEARING:

In-person and Zoom meeting Wednesday, January 14, 2026 9:00 PM -10:00 PM Central Time (US and Canada) Public Comment Period for Administrative Rule Amendments Department of Rehabilitation Services 3535 NW 58th Street, 2nd floor conference room Oklahoma City, Oklahoma 73112 Join Zoom Gov Meeting

<https://www.zoomgov.com/j/1607941304?pwd=jAnmHEqUyCFZeIQ20Hbd4ADouGl01e.1> Meeting ID: 160 794 1304

Passcode: 288249

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

The Department of Rehabilitation Services (DRS) requests that business entities affected by these rules provide the DRS, within the comment period, in dollar amounts, if possible, information on any increase in direct costs, such as fees, and indirect costs, such as those associated with 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:

Notices of Rulemaking Intent

Copies of the proposed rules may be obtained from: the DRS Website www.okdrs.gov, by e-mail tcalloway@okdrs.gov, by letter to the Policy Administration and Development Section, attention Tina Calloway, Department of Rehabilitation Services, 3535 N.W. 58th Street, Suite 500, Oklahoma City, Oklahoma 73112 or by calling (405) 951-3552 – Toll free 1-800-845-8476.

RULE IMPACT STATEMENT:

Pursuant to 75 O.S., § 303 (D), a rule impact statement will be issued and made available after December 30, 2025, at the Department of Rehabilitation Services office at the above listed address.

CONTACT PERSON:

Tina Calloway, Rulemaking Liaison, tcalloway@okdrs.gov

[OAR Docket #25-996; filed 11-25-25]

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

[OAR Docket #25-989]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 5. Broker-Dealers and Agents

Part 3. Licensing Procedures

660:11-5-11. Initial registration [AMENDED]

Part 7. Record Keeping and Ethical Standards

660:11-5-42.1. Dishonest and unethical practices of issuer agents [AMENDED]

660:11-5-45. Financial statements for non-FINRA broker-dealers [AMENDED]

Subchapter 7. Investment Advisers and Investment Adviser Representatives

Part 3. LICENSING PROCEDURES

660:11-7-17. Registration exemption for investment advisers to qualifying private funds. [AMENDED]

Part 5. REPORTING REQUIREMENTS

660:11-7-31. Post-registration reporting requirements [AMENDED]

Part 7. RECORD KEEPING AND ETHICAL STANDARDS

660:11-7-44. Financial statements for investment advisers [AMENDED]

660:11-7-48. Custody requirements for investment advisers [AMENDED]

Subchapter 11. Exemptions From Securities Registration

Part 1. GENERAL PROVISIONS

660:11-11-3. Number of purchasers [AMENDED]

Subchapter 15. Miscellaneous Provisions

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

SUMMARY:

The proposed rule amendments clarify that investment advisers must file a copy of their errors and omissions policies with the Department within 30 days of expiration of their policies instead of within 30 days of renewal of their policies; promote uniformity with federal law by not requiring investment advisers who are deemed to have custody solely due to fee deduction to file audited financial statements and allowing them to mark "no" on the Form ADV to the questions concerning custody; promote uniformity by allowing broker-dealers and investment advisers to extend the time period for temporary holds on the accounts of vulnerable adults by 30 days if necessary in conformity with FINRA Rule 2165; clarify that purchasers located inside or outside the state of Oklahoma are included in computing the number of purchasers under certain exemptions; correct and standardize statutory cites and terminology; and correct grammatical and formatting errors. The Administrator finds that the rule amendments are necessary or appropriate in the public interest or for the protection of investors and are consistent with the purposes intended by the Oklahoma Uniform Securities Act of 2004.

AUTHORITY:

Administrator, Oklahoma Department of Securities; 71 O.S. §§1-605 and 1-608

COMMENT PERIOD:

Persons wishing to present their views in writing may do so before 4:30 p.m., January 16, 2026, at the Oklahoma Department of Securities, City Place, 204 North Robinson Avenue, Suite 400, Oklahoma City, OK 73102-7001.

Notices of Rulemaking Intent

PUBLIC HEARING:

A public hearing will be held at 1:30 p.m. on Thursday, January 22, 2026, to provide an opportunity for persons to orally present their views. The hearing will be held in the conference room at the Oklahoma Department of Securities, 204 North Robinson Avenue, Suite 400, Oklahoma City, OK, and virtually. Information to access the hearing virtually will be posted on the Department's website, www.securities.ok.gov, at least three days prior to the hearing, or you may contact the Department at 405-280-7700 for the access information. Should you wish to speak during the hearing, please sign in at the door or log in virtually by 1:15 p.m. and post your name, phone number, email address, and name of the person you are representing, if any, in the chat box. Each person will be allowed a maximum of 10 minutes to speak.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

Business entities should evaluate the effect of the proposed rule amendments upon their business operations. The Department requests that business entities that may be affected by the proposed rule amendments provide the Department, within the comment period, in dollar amounts, if possible, any increase in the level of direct costs, indirect costs, or other costs expected to be incurred due to compliance with the proposed rule amendments. Business entities may submit this information in writing to Gerri Kavanaugh, at the above address, before the close of the comment period on January 16, 2026.

COPIES OF PROPOSED RULES:

The public may access copies of the proposed rule amendments on the Department's website at www.securities.ok.gov or obtain copies for review between 8:30 a.m. and 4:30 p.m., Monday through Friday, at the offices of the Oklahoma Department of Securities, City Place, 204 North Robinson Avenue, Suite 400, Oklahoma City, OK, or by calling (405) 280-7700.

RULE IMPACT STATEMENT:

A rule impact statement will be available as of December 30, 2026, at the Oklahoma Department of Securities (address, telephone number, times, and website as listed above).

CONTACT PERSON:

Gerri Kavanaugh, General Counsel, Oklahoma Department of Securities, (572) 246-8016

[OAR Docket #25-989; filed 11-25-25]

TITLE 670. SERVICE OKLAHOMA CHAPTER 1. ADMINISTRATIVE OPERATIONS

[OAR Docket #25-941]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

670:1-1-8. General rules regarding hearings [AMENDED]

670:1-1-10. Hearing examiners [AMENDED]

670:1-1-12. Witnesses and exhibits [AMENDED]

670:1-1-15. Appeal [AMENDED]

SUMMARY:

The rules relate to the administrative operations of Service Oklahoma, in particular processes related to administrative hearings. The proposed amendments align the rules and processes for hearings related to all services offered by Service Oklahoma. The rules of Service Oklahoma were transferred from the Department of Public Safety and the Oklahoma Tax Commission, pursuant to 47 O.S. Section 3-109, and there were some conflicting or duplicating rules from the various agencies.

AUTHORITY:

Service Oklahoma; 47 O.S. Section 3-101; The Executive Director of Service Oklahoma; 47 O.S. Section 3-103.

COMMENT PERIOD:

Persons may submit written comments through January 15, 2026 to April Kelso, General Counsel, Service Oklahoma, P.O. Box 11415, Oklahoma City, OK 73136.

PUBLIC HEARING:

A public hearing has been scheduled for January 16, 2026 at 8:30 am at Service Oklahoma, 6015 N. Classen Blvd., Oklahoma City, OK. Each person will be allowed a maximum of 5 minutes to speak and must sign in at the door. In the event an attendee would like to speak, please notify April Kelso by email at April.Kelso@service.ok.gov.

Notices of Rulemaking Intent

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

n/a

COPIES OF PROPOSED RULES:

April Kelso
Service Oklahoma
P.O. Box 11415
Oklahoma City, OK 73136-0415

RULE IMPACT STATEMENT:

As required by 75 O.S. § 303(D), a rule impact statement will be available beginning December 30, 2025. The rule impact statement may be obtained for review by contacting April Kelso of Service Oklahoma.

CONTACT PERSON:

April Kelso, Service Oklahoma, (405) 522-0204

[OAR Docket #25-941; filed 11-21-25]

TITLE 670. SERVICE OKLAHOMA CHAPTER 10. LICENSED OPERATORS

[OAR Docket #25-942]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 9. OPERATION OF SERVICE OKLAHOMA LOCATION BY LICENSED OPERATOR
670:10-9-5. Pre-registration [NEW]

SUMMARY:

This rule relates to the licensed operators' operation of their location. SB2035 was enacted in 2024 and requires those selling or transferring a motor vehicle in the state of Oklahoma to complete pre-registration through Service Oklahoma. This service is performed by licensed operators and this rule is required in order to specify the timing and completion of pre-registration transactions.

AUTHORITY:

Service Oklahoma; 47 O.S. Section 3-101; The Executive Director of Service Oklahoma; 47 O.S. Section 3-103.

COMMENT PERIOD:

Persons may submit written comments through January 15, 2026 to April Kelso, General Counsel, Service Oklahoma, P.O. Box 11415, Oklahoma City, OK 73136.

PUBLIC HEARING:

A public hearing has been scheduled for January 16, 2026 at 9:00 am at Service Oklahoma, 6015 N. Classen Blvd., Oklahoma City, OK. Each person will be allowed a maximum of 5 minutes to speak and must sign in at the door. In the event an attendee would like to speak, please notify April Kelso by email at April.Kelso@service.ok.gov.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

n/a

COPIES OF PROPOSED RULES:

April Kelso
Service Oklahoma
P.O. Box 11415
Oklahoma City, OK 73136-0415

RULE IMPACT STATEMENT:

As required by 75 O.S. § 303(D), a rule impact statement will be available beginning December 30, 2025. The rule impact statement may be obtained for review by contacting April Kelso of Service Oklahoma.

CONTACT PERSON:

April Kelso, Service Oklahoma, (405) 522-0204

[OAR Docket #25-942; filed 11-21-25]

TITLE 670. SERVICE OKLAHOMA

Notices of Rulemaking Intent

CHAPTER 15. DRIVER LICENSES AND IDENTIFICATION CARDS

[OAR Docket #25-943]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 1. CLASS D DRIVER LICENSES AND IDENTIFICATION CARDS

670:15-1-2. Application for Initial Driver License [AMENDED]

670:15-1-3. Procedures for obtaining an initial driver license [AMENDED]

670:15-1-5. Graduated driver license; persons under eighteen (18) years of age [AMENDED]

670:15-1-7. Procedure for obtaining a renewal driver license [AMENDED]

670:15-1-10. Procedure for obtaining a replacement driver license [AMENDED]

670:15-1-11. Oklahoma licensee temporarily residing out of state [AMENDED]

670:15-1-12. Procedure for obtaining an identification card [AMENDED]

670:15-1-13. Procedure for obtaining a renewal identification card [AMENDED]

670:15-1-14. Procedure for obtaining a replacement identification card [AMENDED]

670:15-1-16. Procedure to make a change of name on a driver license or an identification card [AMENDED]

Subchapter 7. DRIVER LICENSE AND IDENTIFICATION CARD CONTENT

670:15-7-1. Information displayed on driver licenses [AMENDED]

670:15-7-2. Driving restriction codes [AMENDED]

670:15-7-3. Information displayed on identification cards [AMENDED]

Subchapter 9. EXAMINATION

670:15-9-7. Skills examination [AMENDED]

Subchapter 17. CERTIFIED SCHOOLS AND DESIGNATED CLASS D EXAMINERS

670:15-17-1. Purpose [AMENDED]

670:15-17-3. Definitions [AMENDED]

670:15-17-4. Requirements for certification as a designated examiner; display of certificate; certification renewal [AMENDED]

670:15-17-5. Course of instruction for driver education instructors applying for certification as a designated examiner [AMENDED]

670:15-17-6. Examination requirements and standards [AMENDED]

670:15-17-8. Driver license applicant [AMENDED]

670:15-17-9. Records to be maintained by designated examiners [AMENDED]

670:15-17-10. Records to be maintained at Service Oklahoma [AMENDED]

670:15-17-11. Prescribed forms [AMENDED]

670:15-17-12. Official seal [AMENDED]

670:15-17-14. Termination, withdrawal, or denial of certification [AMENDED]

670:15-17-15. Hearings [AMENDED]

Subchapter 19. PARENT-TAUGHT DRIVER EDUCATION

670:15-19-1. Purpose [AMENDED]

670:15-19-2. Scope and application [AMENDED]

670:15-19-3. Definitions [AMENDED]

670:15-19-4. Requirements and application for certification as a parent-taught driver education course; certification renewal [AMENDED]

670:15-19-6. Course of study and instruction (curriculum) [AMENDED]

670:15-19-7. Prescribed forms [AMENDED]

Subchapter 25. COMMERCIAL DRIVER LICENSE RENEWAL AND REPLACEMENT

670:15-25-2. Procedure for obtaining a replacement driver license in person [AMENDED]

Subchapter 29. COMMERCIAL DRIVER LICENSE EXAMINATION

670:15-29-6. Vehicle inspection examination of commercial motor vehicles [AMENDED]

670:15-29-7. Skills examination [AMENDED]

Subchapter 31. COMMERCIAL DRIVER LICENSE THIRD-PARTY EXAMINERS

670:15-31-4. Requirements for certification as a certified school; display of certificate; certification renewal [AMENDED]

Notices of Rulemaking Intent

670:15-31-5. Requirements for certification as a third-party examiner, display of certificate, certification renewal [AMENDED]

Subchapter 33. TRUCK DRIVER TRAINING

670:15-33-3. School licenses and instructor permits [AMENDED]

670:15-33-4. Qualifications for instructors [AMENDED]

670:15-33-10. Specification for commercial motor vehicles [AMENDED]

670:15-33-12. Reports [AMENDED]

670:15-33-13. Requirements for schools and classrooms [AMENDED]

Subchapter 37. DRIVER EDUCATION INSTRUCTION

670:15-37-3. Driver education instructor permit/license [AMENDED]

670:15-37-4. Qualifications for instructors [AMENDED]

670:15-37-8. Prescribed course of study [AMENDED]

670:15-37-9. Student eligibility [AMENDED]

670:15-37-10. Specification for vehicles [AMENDED]

670:15-37-11. Insurance [AMENDED]

Subchapter 39. PARKING PLACARDS FOR PHYSICALLY DISABLED PERSONS

670:15-39-3. Applications for physically disabled parking placards [AMENDED]

670:15-39-5. Duplication of physically disabled parking placards; replacement of a lost, stolen, or defective physically disabled parking placard [AMENDED]

SUMMARY:

Driver license services were transferred to Service Oklahoma from the Department of Public Safety, pursuant to 47 O.S. §3-101. The majority of the rule changes are proposed in order to bring the rules into alignment with statutory requirements, including the offering of credentials online and via mail and the information to be displayed on the face of a credential. Additionally, the passage of SB1766 and HB1854 (2024) require amendments to rules related to designated examiners and related driving skills examination. The passage of HB1751 (2025) also requires updates to credential issuance. The proposed rule changes regarding commercial vehicle inspections and skills examinations would allow for modernized skills testing pursuant to federal regulations.

AUTHORITY:

Service Oklahoma; 47 O.S. Section 3-101; The Executive Director of Service Oklahoma; 47 O.S. Section 3-103.

COMMENT PERIOD:

Persons may submit written comments through January 15, 2026 to April Kelso, General Counsel, Service Oklahoma, P.O. Box 11415, Oklahoma City, OK 73136.

PUBLIC HEARING:

A public hearing has been scheduled for January 16, 2026 at 10:00 am at Service Oklahoma, 6015 N. Classen Blvd., Oklahoma City, OK. Each person will be allowed a maximum of 5 minutes to speak and must sign in at the door. In the event an attendee would like to speak, please notify April Kelso by email at April.Kelso@service.ok.gov.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

n/a

COPIES OF PROPOSED RULES:

April Kelso
Service Oklahoma
P.O. Box 11415
Oklahoma City, OK 73136-0415

RULE IMPACT STATEMENT:

As required by 75 O.S. § 303(D), a rule impact statement will be available beginning December 30, 2025. The rule impact statement may be obtained for review by contacting April Kelso of Service Oklahoma.

CONTACT PERSON:

April Kelso, Service Oklahoma, (405) 522-0204

[OAR Docket #25-943; filed 11-21-25]

TITLE 670. SERVICE OKLAHOMA CHAPTER 20. MOTOR VEHICLE

[OAR Docket #25-944]

Notices of Rulemaking Intent

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 13. MOTOR VEHICLES – REGISTRATION AND LICENSING

670:20-13-1. General registration information [AMENDED]

670:20-13-9. Display of vehicle license plates [AMENDED]

670:20-13-17. ~~License plate remains with owners~~ General responsibilities for ownership transfers [AMENDED]

670:20-13-18. Pre-registration process [NEW]

Subchapter 17. MOTOR VEHICLES – DEALERS

670:20-17-5. Used vehicle dealer's registration policy [AMENDED]

670:20-17-7. New and used vehicle dealer temporary license plate [REVOKED]

670:20-17-8. Temporary license plates for vehicles purchased subject to a lien [AMENDED]

Subchapter 33. MOTOR VEHICLE TITLES – GENERAL PROVISIONS

670:20-33-2. Types of certificates [AMENDED]

Subchapter 35. CERTIFICATES OF TITLE

670:20-35-3. Original certificate of title [AMENDED]

Subchapter 41. LIENS

670:20-41-1. Perfecting Lien [AMENDED]

670:20-41-6. Releasing Lien [AMENDED]

Subchapter 45. VEHICLE SALES TAX AND MOTOR VEHICLE EXCISE TAX

670:20-45-1. General provisions [AMENDED]

670:20-45-3. General provisions [AMENDED]

SUMMARY:

SB0235 was enacted in 2024 and requires those selling or transferring a motor vehicle in the state of Oklahoma to complete pre-registration through Service Oklahoma. These proposed rules are required for the full implementation of SB0235. Additionally, these rules are important to fully implement the electronic titling system, while taking into consideration the business and industry needs of stakeholders who will continue to rely upon the issuance of a physical certificate of title.

AUTHORITY:

Service Oklahoma; 47 O.S. Section 3-101; The Executive Director of Service Oklahoma; 47 O.S. Section 3-103.

COMMENT PERIOD:

Persons may submit written comments through January 15, 2026 to April Kelso, General Counsel, Service Oklahoma, P.O. Box 11415, Oklahoma City, OK 73136.

PUBLIC HEARING:

A public hearing has been scheduled for January 16, 2026 at 11:00 am at Service Oklahoma, 6015 N. Classen Blvd., Oklahoma City, OK. Each person will be allowed a maximum of 5 minutes to speak and must sign in at the door. In the event an attendee would like to speak, please notify April Kelso by email at April.Kelso@service.ok.gov.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

n/a

COPIES OF PROPOSED RULES:

April Kelso
Service Oklahoma
P.O. Box 11415
Oklahoma City, OK 73136-0415

RULE IMPACT STATEMENT:

As required by 75 O.S. § 303(D), a rule impact statement will be available beginning December 30, 2025. The rule impact statement may be obtained for review by contacting April Kelso of Service Oklahoma.

CONTACT PERSON:

April Kelso, Service Oklahoma, (405) 522-0204

[OAR Docket #25-944; filed 11-21-25]

TITLE 670. SERVICE OKLAHOMA CHAPTER 25. AIRCRAFT

Notices of Rulemaking Intent

[OAR Docket #25-945]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 2. Aircraft Dealer Licenses

670:25-2-7. Granting of license; options available upon denial [AMENDED]

670:25-2-8. Cancellation, suspension, revocation of license [AMENDED]

SUMMARY:

Aircraft registration and oversight of aircraft dealers were transferred from the Oklahoma Tax Commission to Service Oklahoma on July 1, 2024. The associated rules were transferred, but these proposed changes will make the necessary reference changes from the Oklahoma Tax Commission to Service Oklahoma.

AUTHORITY:

Service Oklahoma; 47 O.S. Section 3-101; The Executive Director of Service Oklahoma; 47 O.S. Section 3-103.

COMMENT PERIOD:

Persons may submit written comments through January 15, 2026 to April Kelso, General Counsel, Service Oklahoma, P.O. Box 11415, Oklahoma City, OK 73136.

PUBLIC HEARING:

A public hearing has been scheduled for January 16, 2026 at 12:00 pm at Service Oklahoma, 6015 N. Classen Blvd., Oklahoma City, OK. Each person will be allowed a maximum of 5 minutes to speak and must sign in at the door. In the event an attendee would like to speak, please notify April Kelso by email at April.Kelso@service.ok.gov.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

n/a

COPIES OF PROPOSED RULES:

April Kelso

Service Oklahoma

P.O. Box 11415

Oklahoma City, OK 73136-0415

RULE IMPACT STATEMENT:

As required by 75 O.S. § 303(D), a rule impact statement will be available beginning December 30, 2025. The rule impact statement may be obtained for review by contacting April Kelso of Service Oklahoma.

CONTACT PERSON:

April Kelso, Service Oklahoma, (405) 522-0204

[OAR Docket #25-945; filed 11-21-25]

TITLE 715. TEACHERS' RETIREMENT SYSTEM CHAPTER 1. ADMINISTRATIVE OPERATIONS

[OAR Docket #25-923]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

715:1-1-5. Executive Director [AMENDED]

SUMMARY:

715:1-1-5 describes the chief administrative officer of the Teachers' Retirement System, administrative duties of the chief administrative officer, and internal controls regarding vouchers drawn on the System. It is being amended to correctly reference the titles of the Chief Operating Officer and Deputy Chief Financial Officer of Teachers' Retirement System of Oklahoma in relation to the internal controls on vouchers.

AUTHORITY:

70 O.S. §17-101 et seq., especially Section 17-106(10); Teachers' Retirement System Board of Trustees

COMMENT PERIOD:

Notices of Rulemaking Intent

Written comments may be made from December 15, 2025, through January 14, 2026, filed and available for inspection in the Office of the Executive Director, Teachers' Retirement System of Oklahoma, 301 NW 63 Street, Suite 500, Oklahoma City, Oklahoma, 73116, from 8:30 a.m. until 5:00 p.m., Monday through Friday, excluding holidays, or by mailing same to the Executive Director, Teachers' Retirement System of Oklahoma, P.O. Box 53524, Oklahoma City, Oklahoma, 73152, until 5:00 p.m. January 13, 2026.

PUBLIC HEARING:

A public hearing will be held from 9:00 a.m. to 10:00 a.m. on January 15, 2026, at the offices of the Teachers' Retirement System of Oklahoma, 301 NW 63 Street, Room 513, Oklahoma City, Oklahoma. Written notice of intent to make oral comments is encouraged. Individuals who file a written notice to comment will be scheduled to speak before comments are accepted from the audience. Written notice may be filed with the Executive Director, Teachers' Retirement System of Oklahoma, 301 NW 63 Street, Suite 500, Oklahoma City, OK 73116, until 5:00 p.m., January 9, 2026.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

n/a

COPIES OF PROPOSED RULES:

Copies of the proposed rules may be obtained for review from the Teachers' Retirement System of Oklahoma, 301 NW 63 Street, Suite 500, Oklahoma City, Oklahoma, 73116, and will be available on the TRS website (www.oklahoma.gov/TRS).

RULE IMPACT STATEMENT:

The Rule Impact Statement will be available on the TRS website (www.oklahoma.gov/TRS) or may be obtained from the Teachers' Retirement System of Oklahoma, 301 NW 63 Street, Suite 500, Oklahoma City, Oklahoma, 73116, beginning December 16, 2025, between 8:30 a.m. and 5:00 p.m., Monday through Friday, excluding holidays.

CONTACT PERSON:

Phyllis Bennett, 405-521-4745

[OAR Docket #25-923; filed 11-24-25]

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

[OAR Docket #25-987]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 1. Membership Provisions

715:10-1-5. Ineligible for TRS membership [AMENDED]

715:10-1-6. Date of Membership [AMENDED]

Subchapter 3. Service Eligibility

715:10-3-1. Requirements for ~~creditable~~ membership service [AMENDED]

715:10-3-2. Requirements for fulltime service [AMENDED]

715:10-3-3. Requirements for half-time service [AMENDED]

715:10-3-4. Combining fractional years of service [AMENDED]

Subchapter 5. Establishing Other Service Credits

715:10-5-10. Military service credit [AMENDED]

715:10-5-30. ~~Ten-year averaging~~ Averaging of sick leave [AMENDED]

715:10-5-36. Compliance with USERRA and Code Section 414(u), including applicable HEART Act provisions
[AMENDED]

Subchapter 7. Membership Vesting and Termination

715:10-7-2. Limitation of benefits to an inactive, vested member [AMENDED]

Subchapter 9. Survivor Benefits

715:10-9-3. Monthly annuity in lieu of death benefit [AMENDED]

715:10-9-6. Probate waivers [AMENDED]

715:10-9-7. Beneficiary designation following a divorce [AMENDED]

Subchapter 13. Contributions for Membership Service

715:10-13-2. Contributions required on all regular annual compensation from all employers [AMENDED]

Notices of Rulemaking Intent

- 715:10-13-3. Employee contribution rates [AMENDED]
715:10-13-8. Procedure for making contribution deductions [AMENDED]
715:10-13-10. Annual report of employment [AMENDED]
715:10-13-11. Percentage limits on compensation increases [AMENDED]
715:10-13-13. Contributions while receiving workers' compensation payments [AMENDED]
715:10-13-15. Waiver of employer late fees [AMENDED]
Subchapter 15. Service Retirement
715:10-15-1. Eligibility for service retirement [REVOKED]
715:10-15-2. Age, ~~service requirements for regular~~eligibility, and other requirements for service retirement [AMENDED]
715:10-15-10. Retirement plans [AMENDED]
715:10-15-10.1. "Pop-up" of Option 2 or Option 3 retirement plans [AMENDED]
715:10-15-10.2. Partial lump-sum payments [AMENDED]
715:10-15-11.1. Designation of Trustee of Oklahoma Discretionary and Special Needs Trust as joint annuitant or beneficiary [AMENDED]
Subchapter 17. Post-Retirement Employee
715:10-17-5. Permissible employment [AMENDED]
715:10-17-13. Election to return to qualifying employment [AMENDED]
715:10-17-15. Salary limitations for certain returning classroom teachers [REVOKED]
Subchapter 23. ~~State and Education Employees Group Health and Dental Insurance Program~~Oklahoma Employees Insurance and Benefits Act [AMENDED]
715:10-23-1. ~~State and Education Employees Group Health and Dental Insurance Program~~Oklahoma Employees Insurance and Benefits Act [AMENDED]
715:10-23-2. Monthly health insurance premium ~~supplement~~subsidy paid by the Teachers' Retirement System [AMENDED]
715:10-23-3. ~~Participating education employers not enrolled in the State and Education Employees Group Insurance Plan~~ [REVOKED]
715:10-23-4. Retired members who return to employment [AMENDED]
715:10-23-5. Retired members ~~ineligible for health insurance supplement~~who are ineligible for health insurance premium subsidy [AMENDED]
715:10-23-6. ~~Health Insurance~~Tax treatment of the Health Insurance Premium Contribution [AMENDED]

SUMMARY:

SUBCHAPTER 1. MEMBERSHIP PROVISIONS 715:10-1-5 is being amended to align with language in 715:10-1-4 regarding when non-classified optional personnel are eligible for participation in the System. It is also being amended to correct a statutory reference typographical error. Lastly, it is being amended to strike a vague statement about ineligible employment which is being more clearly incorporated into 715:10-13-2. 715:10-1-6 is being amended to reflect amendments to Title 70 of the Oklahoma Statutes enacted by House Bill 2528 in the 2024 legislative session. House Bill 2528 was re-organized with current statutory referencing system which changed the citations of current provisions. The amendment to this rule is to correct the statutory citation to the proper reference. SUBCHAPTER 3. SERVICE ELIGIBILITY 715:10-3-1 is being amended to conform to statutory definitions of membership and creditable service reflected in Title 70 of the Oklahoma Statutes, most recently confirmed by enactment in House Bill 2528 in the 2024 legislative session. TRS treats the service correctly as directed by statute but references to the service types in rules were incorrect. 715:10-3-2 is being amended to conform to statutory definitions of membership and creditable service reflected in Title 70 of the Oklahoma Statutes, most recently confirmed by enactment in House Bill 2528 in the 2024 legislative session. TRS treats the service correctly as directed by statute but references to the service types in rules were incorrect. 715:10-3-3 is being amended to conform to statutory definitions of membership and creditable service reflected in Title 70 of the Oklahoma Statutes, most recently confirmed by enactment in House Bill 2528 in the 2024 legislative session. TRS treats the service correctly as directed by statute but references to the service types in rules were incorrect. 715:10-3-4 is being amended to conform to statutory definitions of membership and creditable service reflected in Title 70 of the Oklahoma Statutes, most recently confirmed by enactment in House Bill 2528 in the 2024 legislative session. TRS treats the service correctly as directed by statute but references to the service types in rules were incorrect. SUBCHAPTER 5. ESTABLISHING OTHER SERVICE CREDITS 715:10-5-10 is being amended to conform to statutory amendments to Title 70 of the Oklahoma Statutes enacted in the 2025 legislative session under House Bill 1465 which added a definition for "military service". TRS statutes allow the purchase of military service under certain circumstances. TRS is adding this definition to rules. Notably, TRS was already using this definition of military service, so there are no operational changes. 715:10-5-30 is being amended to conform to statutory definitions of membership and creditable service reflected in Title

Notices of Rulemaking Intent

70 of the Oklahoma Statutes, most recently confirmed by enactment in House Bill 2528 in the 2024 legislative session. It is also being amended to provide a good cause exception to the requirement to use 10 years of employment sick leave records for averaging when such records do not exist. This is a member friendly change which allows members to take advantage of an average of accumulated unused sick leave when, through no fault of their own, records from a previous or current employer do not exist. 715:10-5-36 is being amended to clarify that payment for make-up contributions related to qualified military service under USERRA which a member wants included in the calculation of service credit for retirement must be received before a member terminates employment with his or her pre-service employer or the member's effective retirement date, whichever comes first. This edit clarifies for TRS members and employers the interplay between federal regulations and TRS operational requirements for retirement. SUBCHAPTER 7. MEMBERSHIP VESTING AND TERMINATION 715:10-7-2 is being amended to strike an outdated reference to the tax-sheltered annuity program which is no longer in existence and to correct the reference to the Oklahoma Employees Insurance and Benefits Plan. SUBCHAPTER 9. SURVIVOR BENEFITS 715:10-9-3 is being amended to reflect amendments to Title 70 of the Oklahoma Statutes enacted by House Bill 2528 in the 2024 legislative session. House Bill 2528 was re-organized with current statutory referencing system which changed the citations of current provisions. The amendment to this rule is to correct the statutory citation to the proper reference. This rule is also being amended to provide the period in which a survivor will accrue a survivor benefit under this rule and the timing of payment of the survivor benefit described in this rule. The rule also now provides an example of its application for clarity. 715:10-9-6 is being amended to reflect amendments to Title 70 of the Oklahoma Statutes enacted by House Bill 2528 in the 2024 legislative session. Particularly, consistent with statutory amendments, this rule will now allow probate waivers for all persons, instead of just members, entitled to a benefit from the System, provided they meet certain other statutory qualifications. Additionally, because many beneficiaries use the funds from a probate waiver process to pay last expenses, TRS eliminated the requirement for proof of payment of last expenses and now accepts a notarized statement that last expenses are either paid or provided for. 715:10-9-7 is being amended to clarify members who divorce have a responsibility to provide the System a copy of their file-stamped divorce decree so that the System can properly administer and pay survivor benefits. SUBCHAPTER 13. CONTRIBUTIONS FOR MEMBERSHIP SERVICE 715:10-13-2 is being amended to incorporate a clearer statement of the stricken language from 715:10-1-5, which clarifies that when a member works secondary employment that would be ineligible if the member was not otherwise participating in TRS with eligible employment, the member will be credited for the associated salary received in that ineligible employment but will not receive additional service credit. This practice allows a member to potentially increase their final average salary which goes into their retirement benefit calculation. 715:10-13-3 is being amended to comply with amendments to Title 70 of the Oklahoma Statutes enacted in House Bill 1544 from the 2024 legislative session which recognized and defined certified athletic trainers as certified school personnel, provided they meet certain statutory conditions. Pursuant to 70 O.S. §17-108.2, certified personnel may receive the state credit offset from the State Department of Education provided they meet all applicable conditions, and the amendment to the rule will reflect that certified athletic trainers are so entitled. 715:10-13-8 is being amended to bring the rule into alignment with prior edits to 715:10-13-2 which requires anyone who joins the System after their qualifying employment began to make contributions back to the date their qualifying employment began. The prior rule text was confusing on the term for which contributions would be due, suggesting contributions could be due for a period of time prior to a member's eligibility for the System, which is incorrect. 715:10-13-10 is being amended to clarify the System's authority under 70 O.S. §17-108.1(E) for the annual year-end report and to bring the rule text into alignment with statute and current practice. 715:10-13-11 is being amended to clarify that the limit the System applies to compensation increases for purposes of retirement benefit calculation applies only when any of the last three years of service are used to calculate the member's final average salary for retirement benefit calculation. This is current practice but was unclearly stated. 715:10-13-13 is being amended to clarify that contributions payable when a member is receiving workers' compensation temporary total disability benefits must be made 90 days prior to retirement, which brings this rule into alignment with 715:10-15-3. 715:10-13-15 is being amended to reflect the System's current practice of applying late fees attributable to late contribution amounts due from prior fiscal years. This practice presents a break to employers of the monthly compounding interest called for in this rule in exchange for annual compounding interest, resulting in lower late charges being applied. SUBCHAPTER 15. SERVICE RETIREMENT 715:10-15-1 is being revoked as largely duplicative of 715:10-15-2. Elements of 715:10-15-1 which were not duplicated in 715:10-15-2 were incorporated into that rule. Both rules are very brief, and simply refer the reader back to 70 O.S. §17-105 for age, eligibility and other requirements for service retirements. This action complies with Executive Order 2020-03 which tasked agencies with addressing duplicative rules. 715:10-15-2 is being amended to incorporate the non-duplicative language from 715:10-15-1, and the rule now refers the reader to 70 O.S. §17-105 for age, eligibility and other requirements for service retirements. This action complies with Executive Order 2020-03 which tasked agencies with addressing duplicative rules. 715:10-15-10 is being amended to reflect that notwithstanding the Board's prior decision in 2025 Permanent Rulemaking to revoke the Option 4 retirement plan as a retirement option effective December 31, 2025,

members who were eligible for retirement (early or normal) on or before December 31, 2025 can elect the Option 4 retirement plan even though it has been discontinued. Further, the rule also clarifies Option 4 retirement plan can no longer be elected for any member becoming eligible for retirement January 1, 2026 or thereafter. Finally, the amendments more clearly describe for TRS members the current practice of calculating an Option 1 retirement benefit and calculating survivor benefits due upon the death of an Option 4 retiree and to whom the payment goes when multiple beneficiaries are selected – all of which are current practice. 715:10-15-10.1 is being amended to correctly reference the Maximum Plan of Retirement derived from amendments to Title 70 of the Oklahoma Statutes made in the 2024 legislative session under House Bill 2528. 715:10-15-10.2 is being amended to clarify current practice for payments of partial lump sums due certain retirees who are eligible and choose same. Specifically, these payments are issued by direct deposit as required by state statute and not with a paper check. It is also being amended to strike a reference to the previously terminated tax-sheltered annuity plan. 715:10-15-11.1 is being amended to reflect amendments to Title 70 of the Oklahoma Statutes enacted by House Bill 2528 in the 2024 legislative session. House Bill 2528 was re-organized with current statutory referencing system which changed the citations of current provisions. The amendment to this rule is to correct the statutory citation to the proper reference. SUBCHAPTER 17. POST-RETIREMENT EMPLOYMENT 715:10-17-5 is being amended to reflect amendments to Title 70 of the Oklahoma Statutes enacted by House Bill 2528 in the 2024 legislative session. House Bill 2528 was re-organized with current statutory referencing system which changed the citations of current provisions. The amendment to this rule is to correct the statutory citation to the proper reference. 715:10-17-13 is being amended to reflect amendments to Title 70 of the Oklahoma Statutes enacted by House Bill 2528 in the 2024 legislative session. House Bill 2528 was re-organized with current statutory referencing system which changed the citations of current provisions. The amendment to this rule is to correct the statutory citation to the proper reference. 715:10-17-15 is being revoked as the statutory provision which authorized an exemption from earnings limits for active classroom teachers only authorized the exception through June 30, 2024. That period has now expired. SUBCHAPTER 23. STATE AND EDUCATION EMPLOYEES GROUP HEALTH AND DENTAL INSURANCE PROGRAM 715:10-23-1 is being amended to more accurately describe the statutory mechanism through which certain TRS members may continue in force certain insurance benefits under the Oklahoma Employees Insurance and Benefits Act, to clarify that eligibility for these insurance benefits will be determined by the Oklahoma Employee Insurance and Benefits Board, and to correctly reference that governing board. 715:10-23-2 is being amended to more accurately and clearly describe the health insurance subsidy TRS will pay to certain members who properly continue in force their insurance benefits under the Oklahoma Employees Insurance and Benefits Act set out in 74 O.S. §1316.3. The amendments also include stricken text from 715:10-23-3 and 715:10-23-6 which is more appropriately reflected in 715:10-23-2 for complete comprehension of the process. These edits also allow revocation of other rules which, if not revoked, result in duplicative text for context. This action complies with Executive Order 2020-03 which tasked agencies with addressing duplicative rules. 715:10-23-3 is being revoked. Part of the text is duplicative of the text in 715:10-23-2 and part of the text has been incorporated into 715:10-23-2 for a comprehensive understanding of the subsidy. This action complies with Executive Order 2020-03 which tasked agencies with addressing duplicative rules. 715: 10-23-4 is being amended to correct the reference that TRS will pay a health insurance subsidy rather than a health insurance supplement and to otherwise reference TRS in short form for consistency throughout administrative rules. It is also being amended to clarify that the subsidy which was terminated upon return to active employment will only resume if the retiree follows the protocols required under the Oklahoma Insurance and Benefits Act and associated governing Board. 715: 10-23-5 is being amended to more accurately and clearly describe that when TRS members are not enrolled in an insurance benefit plan as allowed under the Oklahoma Employees Insurance and Benefits Act, pursuant to 74 O.S. §1316.3 TRS will not pay the subsidy. The rule also sets out statutory exceptions to that general statutory requirement. 715: 10-23-6 is being amended to reflect amendments to Title 70 of the Oklahoma Statutes enacted by House Bill 2528 in the 2024 legislative session. House Bill 2528 was re-organized with current statutory referencing system which changed the citations of current provisions. The amendment to this rule is to correct the statutory citation to the proper reference and to correctly reference the state employee insurance program. Amendments were also made to strike duplicate text and to re-organize portions of text into 715:10-23-2 to provide a comprehensive approach to the subsidy payment in one rule for better understanding.

AUTHORITY:

70 O.S. §17-101 et seq., especially Section 17-106(10); Teachers' Retirement System Board of Trustees

COMMENT PERIOD:

Written comments may be made from December 16, 2025, through January 14, 2026, filed and available for inspection in the Office of the Executive Director, Teachers' Retirement System of Oklahoma, 301 NW 63 Street, Suite 500, Oklahoma City, Oklahoma, 73116, from 8:30 a.m. until 5:00 p.m., Monday through Friday, excluding holidays, or by mailing same to the Executive Director, Teachers' Retirement System of Oklahoma, P.O. Box 53524, Oklahoma City, Oklahoma, 73132, until 5:00 p.m. January 13, 2026.

PUBLIC HEARING:

Notices of Rulemaking Intent

A public hearing will be held from 9:00 a.m. to 10:00 a.m. on January 15, 2026, at the offices of the Teachers' Retirement System of Oklahoma, 301 NW 63 Street, Room 513, Oklahoma City, Oklahoma. Written notice of intent to make oral comments is encouraged. Individuals who file a written notice to comment will be scheduled to speak before comments are accepted from the audience. Written notice may be filed with the Executive Director, Teachers' Retirement System of Oklahoma, 301 NW 63 Street, Suite 500, Oklahoma City, Oklahoma, 73116, until 5:00 p.m. January 9, 2026.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

n/a

COPIES OF PROPOSED RULES:

Copies of the proposed rules may be obtained for review from the Teachers' Retirement System of Oklahoma, 301 NW 63 Street, Suite 500, Oklahoma City, Oklahoma, 73116, and will be available on the TRS website (www.oklahoma.gov/TRS)

RULE IMPACT STATEMENT:

The Rule Impact Statement will be available on the TRS website (www.oklahoma.gov/TRS) or may be obtained from the Teachers' Retirement System of Oklahoma, 301 NW 63 Street, Suite 500, Oklahoma City, Oklahoma, 73116, beginning December 16, 2025, between 8:30 a.m. and 5:00 p.m., Monday through Friday, excluding holidays.

CONTACT PERSON:

Phyllis Bennett, 405-521-4745

[OAR Docket #25-987; filed 11-24-25]

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

[OAR Docket #25-980]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 8. Camping and Day Use

725:30-8-4. Time limits and extensions [AMENDED]

SUMMARY:

The proposed rule amendment adds a cooling-off period between consecutive fourteen (14) day camping reservations to allow more park visitors to reserve campground spaces and clarifies that stays longer than fourteen (14) days require a permit.

AUTHORITY:

Oklahoma Tourism and Recreation Department; 74 O.S. §§ 2204, 2212, and 2215.

COMMENT PERIOD:

December 15, 2025 through January 14, 2026. Persons wishing to present their views in writing may do so before 5:00 p.m. on January 14, 2026 at the following address: Oklahoma Tourism and Recreation Department, 123 Robert S Kerr Avenue, Suite 910, Oklahoma City, OK 73012, Attn: Garrett Sill or by email to Garrett.Sill@TravelOK.com.

PUBLIC HEARING:

A public hearing will be held at 10:00 a.m. on January 14, 2026 at the Oklahoma Tourism and Recreation Department, 123 Robert S Kerr Avenue, Auditorium, Oklahoma City, OK 73102. The alternate date and time in the event of an office closure due to inclement weather is 1:30 p.m. on January 22, 2026 at the Oklahoma Tourism and Recreation Department, 123 Robert S Kerr Avenue, Auditorium, Oklahoma City, OK 73102. Anyone who wishes to speak must sign in at the door by 10:10 a.m. and 1:40 p.m., respectively,

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

Business entities affected by these proposed rules are requested to provide the agency with information, in dollar amounts if possible, about the increase in the level of direct costs, indirect costs, or other costs expected to be incurred by the business entity due to compliance with the proposed rules. Business entities may submit this information in writing by January 14, 2026 at the Oklahoma Tourism and Recreation Department, 123 Robert S Kerr Avenue, Suite 910, Oklahoma City, OK 73012, Attn: Garrett Sill, or by email to Garrett.Sill@TravelOK.com.

COPIES OF PROPOSED RULES:

Notices of Rulemaking Intent

Copies of the proposed rules may be obtained online at otrd.travelok.com, or hard copies may be requested by mail or in person at Oklahoma Tourism and Recreation Department, 123 Robert S Kerr Avenue, Suite 910, Oklahoma City, OK 73012, Attn: Garrett Sill, or by email to Garrett.Sill@TravelOK.com.

RULE IMPACT STATEMENT:

Pursuant to 75 O.S. § 303, a rule impact statement will be prepared and may be obtained from the Oklahoma Tourism and Recreation Department and on the Department's website at the above addresses on and after December 29, 2025.

CONTACT PERSON:

Garrett Sill, Deputy General Counsel, Oklahoma Tourism and Recreation Department, 123 Robert S Kerr Avenue, Suite 910, Oklahoma City, OK 73012, (405) 255-7454 or Garrett.Sill@TravelOK.com.

[OAR Docket #25-980; filed 11-24-25]

TITLE 752. UNIVERSITY HOSPITALS AUTHORITY CHAPTER 11. ACQUISITIONS AND CONSTRUCTION

[OAR Docket #25-909]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 1. General Provisions

752:11-1-2. Definitions [AMENDED]

752:11-1-3. General provisions [AMENDED]

Subchapter 3. Purchasing

752:11-3-1. Supplier selection and standard requirements [AMENDED]

752:11-3-2. Acquisitions [REVOKED]

752:11-3-3. Formal or Informal Competitive Solicitations (\$25,000 - \$250,000) [REVOKED]

752:11-3-4. Competitive sealed solicitations (\$250,000+) [REVOKED]

752:11-3-5. Bid submission [REVOKED]

752:11-3-6. Bid changes and withdrawal [REVOKED]

752:11-3-7. Non-responsive bids. [REVOKED]

752:11-3-8. Contract negotiation and award [REVOKED]

752:11-3-9. Contract management [REVOKED]

752:11-3-10. Acquisitions by facilities management and housekeeping contractor [REVOKED]

752:11-3-11. Professional service contracts [REVOKED]

752:11-3-12. Sole source contracts [REVOKED]

752:11-3-13. Emergency acquisitions [REVOKED]

752:11-3-14. Credit/debit card [REVOKED]

752:11-3-15. Acquisitions requiring CEO approval [REVOKED]

Subchapter 5. Design Consultants

752:11-5-2. Selection procedure [AMENDED]

752:11-5-3. Scheduling and performing interviews [AMENDED]

752:11-5-4. Negotiation of contract [AMENDED]

752:11-5-5. Award of contract [AMENDED]

752:11-5-6. Professional services contracts [AMENDED]

Subchapter 7. Construction

752:11-7-3. Bid submittal [AMENDED]

752:11-7-5. Bid openings [AMENDED]

752:11-7-6. Bid review and evaluation [AMENDED]

752:11-7-7. Contract award [AMENDED]

752:11-7-8. Pre-construction conference [AMENDED]

752:11-7-9. Construction conference [AMENDED]

752:11-7-12. Payment requests [AMENDED]

752:11-7-13. Change Orders and proposal requests [AMENDED]

752:11-7-14. Time extensions [AMENDED]

Notices of Rulemaking Intent

752:11-7-15. Substantial completion inspection [AMENDED]
752:11-7-16. Final inspection [AMENDED]
752:11-7-17. Contract completion [AMENDED]
Subchapter 9. Construction Management/At Risk
752:11-9-2. Project designation consideration [AMENDED]
752:11-9-4. Selection committee [AMENDED]
752:11-9-6. Fee negotiation and contracts [AMENDED]
Subchapter 11. Best Value Methodology
752:11-11-3. Clarification period [AMENDED]
752:11-11-4. Risk minimization and performance [AMENDED]
752:11-11-5. Transparency and Best Value documentation [AMENDED]
752:11-11-6. Other requirements for contracts awarded using Best Value methodology [AMENDED]
Subchapter 13. Supplier Protests
752:11-13-1. Supplier notification [AMENDED]
752:11-13-5. Administrative procedure [AMENDED]
752:11-13-6. Remedies [AMENDED]
752:11-13-7. Decision to be final [AMENDED]

SUMMARY:

The University Hospitals Authority (“Authority”) has conducted a necessary update to its rules to better reflect current information and practices, including construction procedures. The Authority is required by law to have its internal purchasing policies reviewed and approved by the State Purchasing Director every two (2) years, pursuant to 74 O.S. § 85.39 and OAC 260:115-5-7(d). Consistent with this statutory directive, the Authority has removed certain purchasing provisions from its administrative rules which are subject to review, approval and modification from the State Purchasing Director during this process. In addition, consistent with statute, the amended administrative rules require the Authority to conduct an internal review of its purchasing policies and procedures at least annually, or as otherwise required by law. 74 O.S. § 85.39. Many of the proposed changes include minor changes to definitions which are carried throughout such as the elimination of the term “Chief Facilities Management Officer” and replacement with term “Chief Operating Officer”. Additionally, the proposed rules reflect other small changes, such as clarification of requirements for the submission of electronic bids and allowing for the electronic recording of bid protest proceedings.

AUTHORITY:

University Hospitals Authority; 63 O.S. §§ 3208(A)(1), (E) and 3224, and 75 O.S. §§ 250 et seq.

COMMENT PERIOD:

Persons wishing to make written or oral comments may do so by 5:00 p.m., on January 14, 2026, at the following address: 1000 NE 13th Street, Suite 6900, Oklahoma City, OK 73104 or by email to randy-dowell@uhat.org.

PUBLIC HEARING:

A public hearing will be held to provide a means by which persons may offer suggest input on the content of the proposed rules: January 15, 2026, 10:00 AM, Samis Education Center East Boardroom, 1200 Children’s Avenue, Oklahoma City, OK 73104.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

Pursuant to 75 O.S. §§ 303 and 504, business entities are requested, if the proposed rules affect such entities, to provide in writing, a description of the probable quantitative (costs) and qualitative impact of the proposed rules, economic or otherwise, using quantifiable data to the extent possible, taking into account both short-term and long-term consequences. Business entities may submit this information in writing by 5 p.m. on January 14, 2026, to the following address: 1000 NE 13th Street, Suite 6900, Oklahoma City, OK 73104 or by email to randy-dowell@uhat.org.

COPIES OF PROPOSED RULES:

Copies of proposed rules are available at: 1000 NE 13th Street, Suite 6900, Oklahoma City, OK 73104 or online at <https://uhat.org/administrative-rules/>.

RULE IMPACT STATEMENT:

Pursuant to 75 O.S. § 303(D), a rule impact statement will be prepared and will be available beginning December 8, 2025, at the same location listed above for reviewing and obtaining copies of the proposed rules.

CONTACT PERSON:

Randy Dowell, 405-271-4962.

[OAR Docket #25-909; filed 11-18-25]

Notices of Rulemaking Intent

TITLE 753. UNIVERSITY HOSPITALS TRUST CHAPTER 11. ACQUISITIONS AND CONSTRUCTION

[OAR Docket #25-910]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 1. General Provisions

753:11-1-2. Definitions [AMENDED]

753:11-1-3. General provisions [AMENDED]

Subchapter 3. Purchasing

753:11-3-1. Supplier selection and standard requirements [AMENDED]

753:11-3-2. Acquisitions [REVOKED]

753:11-3-3. Formal or Informal Competitive Solicitations (\$25,000 - \$250,000) [REVOKED]

753:11-3-4. Competitive sealed solicitations (\$250,000+) [REVOKED]

753:11-3-5. Bid submission [REVOKED]

753:11-3-6. Bid changes and withdrawal [REVOKED]

753:11-3-7. Non-responsive bids [REVOKED]

753:11-3-8. Contract negotiation and award [REVOKED]

753:11-3-9. Contract management [REVOKED]

753:11-3-10. Acquisitions by facilities management and housekeeping contractor [REVOKED]

753:11-3-11. Professional service contracts [REVOKED]

753:11-3-12. Sole source contracts [REVOKED]

753:11-3-13. Emergency acquisitions [REVOKED]

753:11-3-14. Credit/debit card [REVOKED]

753:11-3-15. Acquisitions requiring CEO approval [REVOKED]

Subchapter 5. Design Consultants

753:11-5-2. Selection procedure [AMENDED]

753:11-5-3. Scheduling and performing interviews [AMENDED]

753:11-5-4. Negotiation of contract [AMENDED]

753:11-5-5. Award of contract [AMENDED]

753:11-5-6. Professional services contracts [AMENDED]

Subchapter 7. Construction

753:11-7-3. Bid submittal [AMENDED]

753:11-7-5. Bid openings [AMENDED]

753:11-7-6. Bid review and evaluation [AMENDED]

753:11-7-7. Contract award [AMENDED]

753:11-7-8. Pre-construction conference [AMENDED]

753:11-7-9. Construction conference [AMENDED]

753:11-7-12. Payment requests [AMENDED]

753:11-7-13. Change Orders and proposal requests [AMENDED]

753:11-7-14. Time extensions [AMENDED]

753:11-7-15. Substantial completion inspection [AMENDED]

753:11-7-16. Final inspection [AMENDED]

753:11-7-17. Contract completion [AMENDED]

Subchapter 9. Construction Management/At Risk

753:11-9-2. Project designation consideration [AMENDED]

753:11-9-4. Selection committee [AMENDED]

753:11-9-6. Fee negotiation and contracts [AMENDED]

Subchapter 11. Best Value Methodology

753:11-11-3. Clarification period [AMENDED]

753:11-11-4. Risk minimization and performance [AMENDED]

753:11-11-5. Transparency and Best Value documentation [AMENDED]

753:11-11-6. Other requirements for contracts awarded using Best Value methodology [AMENDED]

Subchapter 13. Supplier Protests

Notices of Rulemaking Intent

753:11-13-1. Supplier notification [AMENDED]
753:11-13-5. Administrative procedure [AMENDED]
753:11-13-6. Remedies [AMENDED]
753:11-13-7. Decision to be final [AMENDED]

SUMMARY:

The University Hospitals Trust ("Trust") has conducted a necessary update to its rules to better reflect current information and practices, including construction procedures. The Trust is required by law to have its internal purchasing policies reviewed and approved by the State Purchasing Director every two (2) years, pursuant to 74 O.S. § 85.39 and OAC 260:115-5-7(d). Consistent with this statutory directive, the Trust has removed certain purchasing provisions from its administrative rules which are subject to review, approval and modification from the State Purchasing Director during this process. In addition, consistent with statute, the amended administrative rules require the Trust to conduct an internal review of its purchasing policies and procedures at least annually, or as otherwise required by law. 74 O.S. § 85.39. Many of the proposed changes include minor changes to definitions which are carried throughout such as the elimination of the term "Chief Facilities Management Officer" and replacement with term "Chief Operating Officer", consistent with the Trust's organizational structure. Additionally, the proposed rules reflect other small changes, such as clarification of requirements for the submission of electronic bids and allowing for the electronic recording of bid protest proceedings.

AUTHORITY:

University Hospitals Authority; 63 O.S. §§ 3208(A)(1), (E) and 3224, and 75 O.S. §§ 250 et seq.

COMMENT PERIOD:

Persons wishing to make written or oral comments may do so by 5:00 p.m., on January 14, 2026, at the following address: 1000 NE 13th Street, Suite 6900, Oklahoma City, OK 73104 or by email to randy-dowell@uhat.org.

PUBLIC HEARING:

A public hearing will be held to provide a means by which persons may offer suggested input on the content of the proposed rules: January 15, 2026, 10:00 AM, Samis Education Center East Boardroom, 1200 Children's Avenue, Oklahoma City, OK 73104.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

Pursuant to 75 O.S. §§ 303 and 504, business entities are requested, if the proposed rules affect such entities, to provide in writing, a description of the probable quantitative (costs) and qualitative impact of the proposed rules, economic or otherwise, using quantifiable data to the extent possible, taking into account both short-term and long-term consequences. Business entities may submit this information in writing by 5 p.m. on January 14, 2026, to the following address: 1000 NE 13th Street, Suite 6900, Oklahoma City, OK 73104 or by email to randy-dowell@uhat.org.

COPIES OF PROPOSED RULES:

Copies of proposed rules are available at: 1000 NE 13th Street, Suite 6900, Oklahoma City, OK 73104 or online at <https://uhat.org/administrative-rules/>

RULE IMPACT STATEMENT:

Pursuant to 75 O.S. § 303(D), a rule impact statement will be prepared and will be available beginning December 8, 2025, at the same location listed above for reviewing and obtaining copies of the proposed rules.

CONTACT PERSON:

Randy Dowell, 405-271-4962.

[OAR Docket #25-910; filed 11-19-25]

TITLE 770. OKLAHOMA DEPARTMENT OF VETERANS AFFAIRS CHAPTER 1. ADMINISTRATIVE OPERATIONS

[OAR Docket #25-903]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 3. Organizational Structure
770:1-3-1. Program description [AMENDED]
770:1-3-2. Program administration [AMENDED]
Subchapter 5. Open Records Act
770:1-5-4. Search fees [AMENDED]

Notices of Rulemaking Intent

770:1-5-5. Access to records [AMENDED]

SUMMARY:

The proposed amendments in CHAPTER 1 ADMINISTRATIVE OPERATIONS, SUBCHAPTER 3 ORGANIZATIONAL STRUCTURE AND SUBCHAPTER 5 OPEN RECORDS ACT would amend the reference(s) to “Center” or “Centers” within the rules to the correct reference(s) of “Home” or “Homes”, as well as remove all usage of Talihina Veterans Center and replace with Sallisaw Veterans Home, update outdated and obsolete language, ODVA phone numbers and addresses and update State Accrediting Agency to State Approving Agency. The proposed amendments will align with current Oklahoma statute and ODVA internal policy.

AUTHORITY:

72 O.S. 63.3; Oklahoma Veterans Commission

COMMENT PERIOD:

Written and oral comments will be accepted until 4:30 p.m. on January 14, 2026, at the Oklahoma Department of Veterans Affairs (ODVA), 2132 NE 36th St. Oklahoma City, OK 73111, Attn: Lisa Acevedo; or by email to lisa.acevedo@odva.ok.gov

PUBLIC HEARING:

A request for a public hearing can be requested by contacting the Oklahoma Department of Veterans Affairs (ODVA) Legislative Liaison Lisa Acevedo via phone or email. (405) 522-8075 or to lisa.acevedo@odva.ok.gov until 4:30 p.m. on January 14, 2026

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

N/A

COPIES OF PROPOSED RULES:

Copies of proposed rules may be obtained upon request from Oklahoma Department of Veterans Affairs (ODVA) Legislative Liaison, Lisa Acevedo, 2132 NE 36th St. Oklahoma City, OK 73111. (405) 522-8075 or lisa.acevedo@odva.ok.gov

RULE IMPACT STATEMENT:

The rule impact statement may be obtained upon request from Oklahoma Department of Veterans Affairs (ODVA) Legislative Liaison, Lisa Acevedo, 2132 NE 36th St. Oklahoma City, OK 73111. (405) 522-8075 or lisa.acevedo@odva.ok.gov

CONTACT PERSON:

Lisa Acevedo, 2132 NE 36th St. Oklahoma City, OK 73111. (405) 522-8075 or lisa.acevedo@odva.ok.gov. For legal questions, contact John Hadden Asst. Attorney General Legal Counsel, Oklahoma Department of Veterans Affairs, (405) 522-0907, John.hadden@oag.ok.gov

[OAR Docket #25-903; filed 11-13-25]

TITLE 770. OKLAHOMA DEPARTMENT OF VETERANS AFFAIRS CHAPTER 10. HOME DIVISION PROGRAM

[OAR Docket #25-904]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 1. General Provisions

770:10-1-1. Purpose [AMENDED]

770:10-1-3. Eligibility requirements [AMENDED]

770:10-1-4. Admission priorities and procedures [AMENDED]

Subchapter 3. Maintenance Charges, Patient Funds and Assets

770:10-3-2. Patient funds [AMENDED]

770:10-3-3. Disbursement of deceased patients' assets [AMENDED]

Subchapter 5. Resident Rights and Responsibilities

770:10-5-1. Purpose [AMENDED]

770:10-5-3. Involuntary transfer or discharge of resident - grounds [AMENDED]

770:10-5-4. Appeal process for residents objecting to discharge [AMENDED]

770:10-5-6. Complaints [AMENDED]

Notices of Rulemaking Intent

770:10-5-7. Complaints to the central office of the Oklahoma Department of Veterans Affairs [AMENDED]

SUMMARY:

The proposed amendments in CHAPTER 10 HOME DIVISION PROGRAM, SUBCHAPTER 1 GENERAL PROVISIONS, SUBCHAPTER 3 MAINTENANCE CHARGES, PATIENT FUNDS AND ASSETS AND SUBCHAPTER 5 RESIDENT RIGHTS AND RESPONSIBILITIES would amend the reference(s) to “Center” or “Centers” within the rules to the correct reference(s) of “Home” or “Homes”, as well as remove all usage of Talihina Veterans Center and replace with Sallisaw Veterans Home, and update outdated ODVA phone numbers and addresses. The proposed amendments will align with current Oklahoma statute and ODVA internal policy.

AUTHORITY:

72 O.S. 63.3; Oklahoma Veterans Commission

COMMENT PERIOD:

Written and oral comments will be accepted from until 4:30 p.m. on January 14, 2026, at the Oklahoma Department of Veterans Affairs (ODVA), 2132 NE 36th St. Oklahoma City, OK 73111, Attn: Lisa Acevedo; or by email to lisa.acevedo@odva.ok.gov

PUBLIC HEARING:

A request for a public hearing can be requested by contacting the Oklahoma Department of Veterans Affairs (ODVA) Legislative Liaison Lisa Acevedo via phone or email. (405) 522-8075 or to lisa.acevedo@odva.ok.gov until 4:30 p.m. on January 14, 2026

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

N/A

COPIES OF PROPOSED RULES:

Copies of proposed rules may be obtained upon request from Oklahoma Department of Veterans Affairs (ODVA) Legislative Liaison, Lisa Acevedo, 2132 NE 36th St. Oklahoma City, OK 73111. (405) 522-8075 or lisa.acevedo@odva.ok.gov

RULE IMPACT STATEMENT:

The rule impact statement may be obtained upon request from Oklahoma Department of Veterans Affairs (ODVA) Legislative Liaison, Lisa Acevedo, 2132 NE 36th St. Oklahoma City, OK 73111. (405) 522-8075 or lisa.acevedo@odva.ok.gov

CONTACT PERSON:

Lisa Acevedo, 2132 NE 36th St. Oklahoma City, OK 73111. (405) 522-8075 or lisa.acevedo@odva.ok.gov. For legal questions, contact John Hadden Asst. Attorney General Legal Counsel, Oklahoma Department of Veterans Affairs, (405) 522-0907, John.hadden@oag.ok.gov

[OAR Docket #25-904; filed 11-13-25]

TITLE 770. OKLAHOMA DEPARTMENT OF VETERANS AFFAIRS CHAPTER 15. CLAIMS AND BENEFITS DIVISION PROGRAM [AMENDED]

[OAR Docket #25-905]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 1. General Provisions

770:15-1-1. Purpose [AMENDED]

Subchapter 3. Claims Services

770:15-3-1. Policies and procedures for ~~Claims Officers, Hospital Officers and Veterans Service Officers~~ [AMENDED]

770:15-3-2. Disaster assistance [REVOKED]

770:15-3-3. Hunting and fishing licenses [REVOKED]

770:15-3-4. Supporting documents [AMENDED]

Subchapter 5. Emergency Financial Assistance [REVOKED]

770:15-5-1. Eligibility for financial assistance [REVOKED]

770:15-5-2. Procedures for processing claims [REVOKED]

770:15-5-3. Policies and basis for claims [REVOKED]

Subchapter 7. Honorable Interment of Indigent Veterans Program

Notices of Rulemaking Intent

770:15-7-1. Purpose [AMENDED]

770:15-7-2. Eligibility for Interment of Indigent Veterans Program [AMENDED]

770:15-7-3. Procedures for processing claims [AMENDED]

770:15-7-4. Policies and basis for claims [AMENDED]

SUMMARY:

The proposed amendments to the title of CHAPTER 15 CLAIMS AND BENEFITS DIVISION PROGRAM to VETERAN SERVICES DIVISION PROGRAM, would align with ODVA operations and internal policy. The proposed amendments to SUBCHAPTERS 1 GENERAL PROVISIONS, and SUBCHAPTER 3 CLAIMS SERVICES would remove obsolete language to reflect all veterans in Oklahoma, update the title to the federal agency US Department of Veterans Affairs (VA), and revoke rules that are no longer applicable to ODVA due to amendments in Oklahoma statute, MOUs with other state agencies to share data digitally regarding the Oklahoma Veterans Registry, and internal ODVA policy. The proposed revocation of SUBCHAPTER 5 EMERGENCY FINANCIAL ASSISTANCE and all associated rules that are no longer applicable to ODVA due to new Oklahoma statute allowing the Oklahoma Veterans Foundation that will assist veterans with financial need and broaden the scope of eligibility. The proposed amendments to SUBCHAPTER 7 HONORABLE INTERMENT OF INDIGENT VETERANS PROGRAM would remove obsolete language to reflect all veterans in Oklahoma, update language due to amendments in Oklahoma statute, and internal ODVA policy approved by the ODVA Veterans Commission.

AUTHORITY:

72 O.S. 63.3; Oklahoma Veterans Commission

COMMENT PERIOD:

Written and oral comments will be accepted until 4:30 p.m. on January 14, 2026, at the Oklahoma Department of Veterans Affairs (ODVA), 2132 NE 36th St. Oklahoma City, OK 73111, Attn: Lisa Acevedo; or by email to lisa.acevedo@odva.ok.gov

PUBLIC HEARING:

A request for a public hearing can be requested by contacting the Oklahoma Department of Veterans Affairs (ODVA) Legislative Liaison Lisa Acevedo via phone or email. (405) 522-8075 or to lisa.acevedo@odva.ok.gov until 4:30 p.m. on January 14, 2026

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

N/A

COPIES OF PROPOSED RULES:

Copies of proposed rules may be obtained upon request from Oklahoma Department of Veterans Affairs (ODVA) Legislative Liaison, Lisa Acevedo, 2132 NE 36th St. Oklahoma City, OK 73111. (405) 522-8075 or lisa.acevedo@odva.ok.gov

RULE IMPACT STATEMENT:

The rule impact statement may be obtained upon request from Oklahoma Department of Veterans Affairs (ODVA) Legislative Liaison, Lisa Acevedo, 2132 NE 36th St. Oklahoma City, OK 73111. (405) 522-8075 or lisa.acevedo@odva.ok.gov

CONTACT PERSON:

Lisa Acevedo, 2132 NE 36th St. Oklahoma City, OK 73111. (405) 522-8075 or lisa.acevedo@odva.ok.gov. For legal questions, contact John Hadden Asst. Attorney General Legal Counsel, Oklahoma Department of Veterans Affairs, (405) 522-0907, John.hadden@oag.ok.gov

[OAR Docket #25-905; filed 11-13-25]

Submissions to Governor and Legislature

Within 10 calendar days after adoption by an agency of proposed PERMANENT rules, the agency must submit the rules to the Governor and the Legislature. A "statement" of such submission must subsequently be published by the agency in the *Register*

For additional information on submissions to the Governor/Legislature, see 75 O.S., Section 303.1 and 308.

TITLE 40. BOARD OF TESTS FOR ALCOHOL AND DRUG INFLUENCE CHAPTER 30. ANALYSIS OF ALCOHOL IN BREATH

[OAR Docket #25-915]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

40:30-1-3. Breath-alcohol analysis with Board approved devices [AMENDED]

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

November 20, 2025

[OAR Docket #25-915; filed 11-20-25]

TITLE 40. BOARD OF TESTS FOR ALCOHOL AND DRUG INFLUENCE CHAPTER 50. IGNITION INTERLOCK

[OAR Docket #25-916]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

Subchapter 1. Ignition Interlock Devices, Service Centers, Technicians

40:50-1-1.1. Definitions [AMENDED]

40:50-1-3. Standards and specifications [AMENDED]

40:50-1-3.2. Reporting requirements [AMENDED]

Subchapter 3. Impaired Driving Accountability Program (BOT IDAP)

40:50-3-1.1. Definitions [AMENDED]

40:50-3-2. Application - eligibility - enrollment [AMENDED]

40:50-3-5. Program completion, violations, and failure criteria for participants enrolled on or after November 1, 2022 [AMENDED]

40:50-3-5.1. Program completion criteria for participants enrolled prior to November 1, 2022 [AMENDED]

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

November 20, 2025

[OAR Docket #25-916; filed 11-20-25]

TITLE 158. CONSTRUCTION INDUSTRIES BOARD CHAPTER 40. ELECTRICAL INDUSTRY REGULATIONS

[OAR Docket #25-922]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

Subchapter 1. General Provisions

158:40-1-2. Definitions [AMENDED]

Subchapter 5. Licensing Requirements, Display of License, and Firm Name, and Bond Requirements

158:40-5-5. Bond and insurance requirements [AMENDED]

Subchapter 9. Examination Applications, Examinations and License and Registration Fees and Renewals

Submissions to Governor and Legislature

158:40-9-2. Examinations and licensure [AMENDED]

158:40-9-4. Continuing education [AMENDED]

Subchapter 11. License Revocation or Suspension and Prohibited Acts

158:40-11-2. Prohibited acts [AMENDED]

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

November 20, 2025

[OAR Docket #25-922; filed 11-20-25]

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

[OAR Docket #25-920]

RULEMAKING ACTION:

Submission to Governor and Legislature

RULES:

Subchapter 3. Pharmacies

535:15-3-2. Pharmacy responsibilities [AMENDED]

Subchapter 5. Hospital Pharmacies

535:15-5-7.1. Pharmacy technician qualifications and training [AMENDED]

Subchapter 13. Pharmacy Supportive Personnel

535:15-13-3. Definitions [AMENDED]

535:15-13-4. Pharmacy technician qualifications and training [AMENDED]

535:15-13-5. Supervision of pharmacy technicians [AMENDED]

Subchapter 17. Nuclear Pharmacy

535:15-17-11. Supervision of licensed pharmacy technicians in a licensed nuclear pharmacy [AMENDED]

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

November 20, 2025

[OAR Docket #25-920; filed 11-20-25]

Withdrawn Rules

An agency may withdraw proposed PERMANENT rules prior to "final adoption," as defined in 75 O.S., Section 250.3(5), by notifying the Governor and the Legislature, and by publishing a notice of such a withdrawal in the *Register*.

An agency may withdraw proposed EMERGENCY rules prior to approval/disapproval by the Governor by notifying the Governor, the Legislature, and the Office of Administrative Rules. However, the withdrawal notice is not published in the unless the agency published a Notice of Rulemaking Intent in the *Register* before adopting the emergency rules.

An agency may withdraw proposed EXPEDITED rule repeals prior to "final legislative adoption" as defined in OAC 655:10-1-2, by notifying the Legislature and publishing a notice of such withdrawal in the *Register*.

For additional information on withdrawal of proposed rules, see 75 O.S., Section 308(F) and 253(K) and OAC 655:10-7-33.

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

[OAR Docket #25-988]

RULEMAKING ACTION:

Withdrawal of EMERGENCY rulemaking

WITHDRAWN RULES:

Subchapter 5. Individual Providers and Specialties

Part 21. OUTPATIENT BEHAVIORAL HEALTH AGENCY SERVICES

317:30-5-240.2. Provider participation standards [AMENDED]

317:30-5-240.3. Staff credentials [AMENDED]

317:30-5-241.8. Targeted Therapies for Juveniles [AMENDED]

DATES:

Adoption:

September 30, 2025

Submission of adopted rules to Governor and Legislature:

October 10, 2025

Withdrawn:

November 24, 2025

ADDITIONAL INFORMATION:

N/A

[OAR Docket #25-988; filed 11-24-25]

Emergency Adoptions

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

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

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

Emergency rules are not published in the *Oklahoma Administrative Code*; however, a source note entry, which cites to the *Register* publication of the emergency action, is added to the *Code* upon promulgation of a superseding permanent rule or expiration/termination of the emergency action. *For additional information on the emergency rulemaking process, see 75 O.S., Section 253.*

TITLE 435. STATE BOARD OF MEDICAL LICENSURE AND SUPERVISION CHAPTER 1. ADMINISTRATION AND ORGANIZATION

[OAR Docket #25-896]

RULEMAKING ACTION:

EMERGENCY adoption

RULES:

435:1-1-10. Duties of the Secretary/Medical Advisor [AMENDED]

AUTHORITY:

75 O.S. § 253.A.1.c, Title 59 O.S. § 480, et seq.; Oklahoma Board of Medical Licensure and Supervision.

COMMENT PERIOD:

N/A

PUBLIC HEARING:

N/A

ADOPTION:

September 25, 2025

EFFECTIVE:

Immediately upon Governor's approval

APPROVED BY GOVERNOR:

November 10, 2025

EXPIRATION:

Effective through September 14, 2026, unless superseded by another rule or disapproved by the Legislature.

SUPERSEDED EMERGENCY ACTIONS:

SUPERSEDED RULES:

N/A

GOVERNATORIAL APPROVAL:

N/A

REGISTER PUBLICATION:

N/A

DOCKET NUMBER:

N/A

INCORPORATIONS BY REFERENCE:

INCORPORATED STANDARDS:

N/A

INCORPORATING RULES:

N/A

AVAILABILITY:

N/A

FINDING OF EMERGENCY:

The proposed emergency rule amendments are necessary to comply with current law, specifically the provisions of SB 443, which became effective on July 1, 2025.

Emergency Adoptions

GIST/ANALYSIS:

The amendments remove references to the Medical Advisor in compliance with SB 443.

CONTACT PERSON:

Sandra Harrison, JD, Executive Director, Sandra.Harrison@okmedicalboard.org; 405.962.1400

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

435:1-1-10. Duties of the Secretary/Medical Advisor [AMENDED]

(a) ~~The Secretary/Medical Advisor of the Board is hereby hired~~ Board may appoint a Secretary pursuant to 59 O.S. § 487 to perform duties to include, but not be limited to, the following:

- (1) Perform all duties and obligations specified in Oklahoma statutes and elsewhere in the Board rules.
- (2) Function on behalf of the Board and represent the Board in all matters in the interim period between Board meetings.
- (3) Make final review and sign all licenses and certificates.

(b) ~~The Secretary/Medical Advisor~~ is not a voting member of the Board, but a representative of the Board and liaison for the Board in all matters of law, rules or directives of the Board.

(c) Further duties of the ~~Secretary/Medical Advisor~~ shall include, but not be limited to, the provision of medical and other advice and assistance as is necessary in the review and investigation of complaints and actions before the Board, to assist staff in all licensure matters, to sign subpoenas and administer oaths, and to bring civil actions as set forth in (d) of this section.

(d) Pursuant to the authority of 59 O.S. Supp. 1994, Sec. 491.1, the Board designates to the ~~Secretary/Medical Advisor~~ the authority to initiate injunctive actions to prevent the unlicensed or uncertified practice of any profession under the authority of the Board, to seek declaratory ruling to ascertain the proper scope of the Act and any other act which the board has the duty to enforce and administer, to bring civil actions for the recovery of debts owed to the Board by defendants in administrative actions, to enforce subpoenas issued by the Board or any Board member, and/or to seek District Court enforcement of Board orders.

(e) ~~The Secretary/Medical Advisor~~ shall apprise the Board of any action initiated at the next Board meeting following filing of the action. The Board, in its discretion, may vote to instruct the ~~Secretary/Medical Advisor~~ to dismiss any action filed if possible under District Court rules and in the best interest of the agency.

(f) At any time the ~~Secretary/Medical Advisor~~, with the concurrence of the President of the Board, determines that an emergency exists for which the immediate suspension of a license is necessary, the ~~Secretary/Medical Advisor~~ may conduct a hearing pursuant to 75 O.S. ~~Sec.~~ § 314 to suspend such license temporarily upon a showing of ~~clear and convincing evidence~~ probable cause of unprofessional conduct. The ~~Secretary/Medical Advisory~~ shall comply with all notice requirements of the Administrative Procedures Act and immediately set the matter for full hearing before the Board in compliance with the Administrative Procedures Act and the Oklahoma Allopathic Medical and Surgical Licensure and Supervision Act.

(g) ~~The Secretary/Medical Advisor~~ may designate the duties set forth in (c) and (e) of this section to the Executive Director during the absence of the ~~Secretary/Medical Advisor~~.

[OAR Docket #25-896; filed 11-12-25]

TITLE 435. STATE BOARD OF MEDICAL LICENSURE AND SUPERVISION CHAPTER 5. DISCIPLINARY ACTIONS

[OAR Docket #25-897]

RULEMAKING ACTION:

EMERGENCY adoption

RULES:

435:5-1-5.2. Suspension/revocation upon conviction of a felony [AMENDED]

AUTHORITY:

75 O.S. § 253.A.1.c, Title 59 O.S. § 480, et seq.; Oklahoma Board of Medical Licensure and Supervision

COMMENT PERIOD:

Emergency Adoptions

N/A

PUBLIC HEARING:

N/A

ADOPTION:

September 25, 2025

EFFECTIVE:

Immediately upon Governor's approval

APPROVED BY GOVERNOR:

November 10, 2025

EXPIRATION:

Effective through September 14, 2026, unless superseded by another rule or disapproved by the Legislature

SUPERSEDED EMERGENCY ACTIONS:

SUPERSEDED RULES:

N/A

GUBERNATORIAL APPROVAL:

N/A

REGISTER PUBLICATION:

N/A

DOCKET NUMBER:

N/A

INCORPORATIONS BY REFERENCE:

INCORPORATED STANDARDS:

N/A

INCORPORATING RULES:

N/A

AVAILABILITY:

N/A

FINDING OF EMERGENCY:

The proposed emergency rule amendments are necessary to comply with current law, specifically the provisions of SB 443, which became effective on July 1, 2025.

GIST/ANALYSIS:

The proposed emergency rule revisions mandate that the Board revoke a license of a person who has pled to a felony.

CONTACT PERSON:

Sandra Harrison, JD, Executive Director, Sandra.Harrison@okmedicalboard.org; 405.962.1400

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

435:5-1-5.2. Suspension/revocation upon conviction of a felony [AMENDED]

- (a) The Board may suspend the license of a person who has been convicted of a felony.
- (b) The Board shall revoke the license of a person licensed by the Board who has a final felony conviction or any plea of a felony.
- (c) The Board shall restore the license if the person's conviction is overturned on final appeal.

[OAR Docket #25-897; filed 11-12-25]

**TITLE 435. STATE BOARD OF MEDICAL LICENSURE AND SUPERVISION
CHAPTER 10. PHYSICIANS AND SURGEONS**

[OAR Docket #25-898]

RULEMAKING ACTION:

EMERGENCY adoption

RULES:

Emergency Adoptions

Subchapter 4. Application and Examination Procedures for Licensure as Physician and Surgeon

435:10-4-4. Application procedure [AMENDED]

435:10-4-5. Additional requirements for foreign medical school graduate applicants [AMENDED]

435:10-4-6. Medical licensure examination [AMENDED]

AUTHORITY:

75 O.S. § 253.A.1.c, Title 59 O.S. § 480, et seq.; Oklahoma Board of Medical Licensure and Supervision

COMMENT PERIOD:

N/A

PUBLIC HEARING:

N/A

ADOPTION:

September 25, 2025

EFFECTIVE:

Immediately upon Governor's approval

APPROVED BY GOVERNOR:

November 10, 2025

EXPIRATION:

Effective through September 14, 2026, unless superseded by another rule or disapproved by the Legislature.

SUPERSEDED EMERGENCY ACTIONS:

SUPERSEDED RULES:

N/A

GUBERNATORIAL APPROVAL:

N/A

REGISTER PUBLICATION:

N/A

DOCKET NUMBER:

N/A

INCORPORATIONS BY REFERENCE:

INCORPORATED STANDARDS:

N/A

INCORPORATING RULES:

N/A

AVAILABILITY:

N/A

FINDING OF EMERGENCY:

The proposed emergency rule amendments are necessary to comply with current law, specifically the provisions of SB 443, which became effective on July 1, 2025.

GIST/ANALYSIS:

The proposed emergency rule revisions allow accepting post-graduate medical training from The American Society of Transplant Surgeons (ASTS), update requirements for foreign medical school graduates, and add a process for requesting an exception to 435:10-4-6(e)(1).

CONTACT PERSON:

Sandra Harrison, JD, Executive Director, Sandra.Harrison@okmedicalboard.org; 405.962.1400

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

SUBCHAPTER 4. APPLICATION AND EXAMINATION PROCEDURES FOR LICENSURE AS PHYSICIAN AND SURGEON

435:10-4-4. Application procedure [AMENDED]

(a) An applicant for licensure by the Board shall provide the Board with all information required pursuant to 59 O.S. § 493.1 on forms created therefore by staff. In addition, an applicant shall provide either original documents required thereby or notarized or certified duplicates. Academic records may be provided by submission of certified transcripts from all applicable schools.

- (b) The applicant shall be forthright and open in the provision of information to the Board in the application process. No applicant shall be awarded a license who does not provide the Board with complete, open and honest responses to all requests for information.
- (c) Any Board member may request an applicant to provide any additional information the Board member feels is necessary or useful to determine the applicant's ability to practice medicine and surgery in the application process which is raised by any response by an applicant to any question or request for information on the application form.
- (d) The applicant shall present proof of graduation from an approved medical school and possess a valid degree of Doctor of Medicine or its equivalent, as applicable. The Board will accept as proof the original diploma conferred or a notarized copy thereof, but may request additional written information or verification from the Dean or other authority from the applicant's medical school.
- (e) The applicant shall provide written verification of successful completion of at least twelve (12) months of progressive post-graduate medical training in a program approved by The American Council on Graduate Medical Education (ACGME), The Royal College of Physicians and Surgeons of Canada, The College of Family Physicians of Canada, The Royal College of Surgeons of Edinburgh, The Royal College of Surgeons of England, The Royal College of Physicians and Surgeons of Glasgow, ~~or~~ The Royal College of Surgeons in Ireland or the American Society of Transplant Surgeons (ASTS). The Board requires this training to be obtained in the same medical specialty. The Board will not accept combinations of months from multiple specialties as evidence of one (1) year of acceptable training for licensure; except that the Board will accept transitional residencies. It shall be the burden of the applicant to provide information as to the progressive nature of the post-graduate training. The Board construes progressive training to be that which steadily increases the student's duties and responsibilities during the training and which prepares the student for increasingly difficult medical challenges. If Fellowships are used to meet post-graduate education requirements, the Fellowships must be approved by the American Council on Graduate Medical Education (ACGME) or be conducted in an ACGME approved facility. Clerkships shall not constitute necessary medical post-graduate training required for licensure.
- (f) The applicant shall be candid in regard to the provision of information related to any academic misconduct or disciplinary action.
- (g) The applicant shall be provided a copy of the Act and Board rules on unprofessional conduct. The applicant shall review such rules and state candidly and honestly whether the applicant has committed any act which would constitute grounds for disciplinary action by the Board under Act and rules of the Board.
- (h) The applicant shall take and complete the jurisprudence examination prepared by the staff. Seventy-five percent (75%) or above shall be a passing grade. The examination shall cover the Act and any other significant statute, rule or material related to the practice of medicine and surgery in this state. The applicant shall be provided a copy of all statutes, rules or other material from which the examination was created and may review such material while taking the jurisprudence examination. An applicant who fails the jurisprudence examination three (3) times shall be required to meet with the Secretary in order to devise a study plan prior to taking the jurisprudence examination again. The Board has determined that the jurisprudence examination is an integral part of the application process. A passing score on the jurisprudence examination is a requirement for licensure.
- (i) The applicant shall pay all necessary fees related to the application for licensure.
- (j) It is the responsibility of the applicant to verify the applicant's identity and the validity of any documents or information submitted to the Board in the licensure process.
- (k) The Board must be in receipt of correspondence from the National Practitioner Databank (NPDB) and Federation of State Medical Boards (Federation) prior to issuance of any medical license. Should information be found through correspondence with the NPDB, Federation, or other sources that was previously unknown to the Board, the application will be held until such time as the Secretary of the Board is satisfied that the information has been validated by the Staff.
- (l) An applicant may withdraw an application for licensure at the Board meeting in which the application is being approved.
- (m) An applicant for reinstatement for failure to renew pursuant to 59 O.S. ~~s.s.~~ § 495d shall meet all application requirements in effect at the time reinstatement is requested, be of good moral character and shall provide proof that continuing education requirements have been met.

435:10-4-5. Additional requirements for foreign medical school graduate applicants [AMENDED]

- (a) It is the intent of the Board to provide graduates of foreign medical schools equal opportunity in the licensure process. All foreign applicants shall meet the requirements of 435:10-4-4. Additional requirements set forth in this Section are used solely for the purpose of ensuring the validity of the foreign applicant's fitness to practice and ability to work in the United States.

Emergency Adoptions

(b) Graduates of foreign medical schools whose documents are not printed in the English language shall provide all original documents in the manner of 435:10-4-4. In addition, foreign graduates shall identify a credible translator of applicant's documents. United States Consulates and formal educational foreign language programs from an institution accredited by the North Central Association of Colleges and Schools are approved to provide translations to the Board.

(c) Effective January 1, 2004, any applicant that graduated from a foreign medical school after July 1, 2003 and completed clerkships in the United States, those clerkships must have been done in hospitals, schools or facilities that are accredited by the appropriate accrediting body, Accreditation Council for Graduate Medical Education. The Board may direct staff to contact an applicant's medical school to obtain any necessary information related to the school or the applicant. In the event the Board is unable to verify information related to an applicant or the applicant's medical school, the Board may in its discretion reject the applicant's

(d) An applicant from a foreign medical school shall provide the Board with proof of successful completion of twenty-four (24) months of progressive post-graduate medical training, obtained in the same medical specialty, from a program approved by:

- (1) The American Council on Graduate Medical Education (ACGME);
- (2) The Royal College of Physicians and Surgeons of Canada;
- (3) The College of Family Physicians of Canada;
- (4) The Royal College of Surgeons of Edinburgh;
- (5) The Royal College of Surgeons of England;
- (6) The Royal College of Physicians and Surgeons of Glasgow; ~~or~~
- (7) The Royal College of Surgeons in Ireland; or
- (8) The American Society of Transplant Surgeons (ASTS).

(e) A foreign applicant shall provide the Board with written proof of the applicant's ability to work in the United States as authorized by the ~~United States Immigration and Naturalization Service~~ Department of Homeland Security.

(f) The Board requires original source verification of Educational Commission for Foreign Medical Graduates (ECFMG) Certification for all foreign medical school graduates to include Canadian medical school graduates after July 1, 2025. For Canadian medical school graduates prior to July 1, 2025, the Board required original source verification from the Medical Council of Canada (MCC). ~~The Board shall waive this requirement for applicants ineligible to obtain ECFMG Certification, such as Fifth Pathway graduates and graduates from Canadian Medical Schools.~~

435:10-4-6. Medical licensure examination [AMENDED]

(a) The Board has adopted the USMLE as its licensure examination. The passing score for the licensure examination is set at seventy-five percent (75%) or the 3-digit minimum passing score scale as set by the USMLE program.

(b) The Board recognizes as acceptable for licensure the USMLE, NBME, FLEX and LMCC examinations. However, the Board will not accept test scores or combined FLEX scores from multiple sittings of the FLEX. In addition, the Board will accept the following combinations of those examinations:

- (1) NBME part I or USMLE step 1, **plus** NBME part II or USMLE step 2, **plus** NBME part III or USMLE step 3;
- (2) FLEX component 1 **plus** USMLE step 3; or
- (3) NBME part I or USMLE step 1, **plus** NBME part II or USMLE step 2, **plus** FLEX component 2.

(c) The factoring of scores or combination of scores taken from separate examinations is acceptable only as set forth in (b) (1) through (b)(3) of this Section.

(d) All steps of the licensure examination must be passed ~~within~~ within (10) years unless otherwise prohibited by applicable law. However, the Board may review exception requests on a case by case basis.

(e) The following applies to all applicants regarding examination failures unless otherwise prohibited by applicable law. However, the Board may review exception requests on case by case basis:

(1) ~~Any applicant who fails any part of a licensing examination three times will not be eligible for a license. An applicant must pass the licensing exam consistent with the policies and procedures regarding the number of attempts established by the United States Medical Licensing Examination Program.~~ A score of incomplete shall be considered a failing score. The USMLE Step 2 Clinical Skills examination was last administered on March 16, 2020. Examinees with a failing outcome may not have an opportunity to retest. The USMLE defines successful completion of its examination sequence as passing Step 1, Step 2 Clinical Knowledge and USMLE Step 3.

(2) If a combination of NBME, FLEX and/or USMLE is utilized, any applicant who has failed more than six (6) examinations will not be eligible for a license.

(3) If an applicant has achieved certification by an American Board of Medical Specialties (ABMS) Board, an exception to 435:10-4-6(e)(1) and (2) may be granted by a vote of the Board.

Emergency Adoptions

(4) An exception to 435:10-4-6(e)(1) may be granted by a vote of the Board for good cause shown. The applicant shall apply for an exception in writing detailing the reason for the requested exception. The Board shall require a personal appearance from the applicant.

(f) As with the initial application, the Board may make additional inquiry of the applicant to provide additional information as necessary.

[OAR Docket #25-898; filed 11-12-25]

TITLE 435. STATE BOARD OF MEDICAL LICENSURE AND SUPERVISION CHAPTER 10. PHYSICIANS AND SURGEONS

[OAR Docket #25-899]

RULEMAKING ACTION:

EMERGENCY adoption

RULES:

Subchapter 13. Supervision of Physician Assistants and Advanced Practice Registered Nurses with Prescriptive Authority

435:10-13-1. Purpose [AMENDED]

435:10-13-2. Eligibility to supervise physician assistants and advanced practice registered nurses with prescriptive authority [AMENDED]

435:10-13-3. Supervision of an advanced practice registered nurse with prescriptive authority [NEW]

AUTHORITY:

75 O.S. § 253.A.1.c, Title 59 O.S. § 480, et seq.; Oklahoma Board of Medical Licensure and Supervision.

COMMENT PERIOD:

N/A

PUBLIC HEARING:

N/A

ADOPTION:

September 25, 2025

EFFECTIVE:

Immediately upon Governor's approval

APPROVED BY GOVERNOR:

November 10, 2025

EXPIRATION:

Effective through September 14, 2026, unless superseded by another rule or disapproved by the Legislature.

SUPERSEDED EMERGENCY ACTIONS:

SUPERSEDED RULES:

N/A

GUBERNATORIAL APPROVAL:

N/A

REGISTER PUBLICATION:

N/A

DOCKET NUMBER:

N/A

INCORPORATIONS BY REFERENCE:

INCORPORATED STANDARDS:

N/A

INCORPORATING RULES:

N/A

AVAILABILITY:

N/A

FINDING OF EMERGENCY:

The proposed emergency rule amendments are necessary to comply with new law, specifically HB 2298, which will become effective November 1, 2025.

Emergency Adoptions

GIST/ANALYSIS:

The proposed emergency revisions clarify prescriptive authority in 435:10-13-2, and add clarification regarding supervision of an advanced practice nurse with prescriptive authority.

CONTACT PERSON:

Sandra Harrison, JD, Executive Director, Sandra.Harrison@okmedicalboard.org; 405.962.1400

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

SUBCHAPTER 13. SUPERVISION OF PHYSICIAN ASSISTANTS AND ADVANCED PRACTICE REGISTERED NURSES WITH PRESCRIPTIVE AUTHORITY

435:10-13-1. Purpose [AMENDED]

The purpose of this Subchapter is to set forth the requirements for allopathic physicians to supervise physician assistants pursuant to 59 O.S.; §519.1 et seq., and advanced practice registered nurses with prescriptive authority pursuant to 59 O.S.; §567.1 et seq.

435:10-13-2. Eligibility to supervise physician assistants and advanced practice registered nurses with prescriptive authority [AMENDED]

(a) To be eligible to serve as supervising physician for physician assistants (PA) and/or advanced practice registered nurses (APRN) with prescriptive authority, an allopathic physician shall meet the following criteria:

(1) Pursuant to 59 O.S. § 519.2, a delegating physician must have a license in good standing as a physician by either the: State Board of Medical Licensure and Supervision, or State Board of Osteopathic Examiners.

(A) The physician who supervises a physician assistant shall also possess valid permits from the Drug Enforcement Agency (DEA) and Oklahoma Bureau of Narcotics (OBN) to prescribe controlled substances. The physician who supervises an advanced practice registered nurse shall possess valid permits from the DEA and OBN to prescribe controlled substances for any drug on the formulary as defined in the ~~Oklahoma Administrative Code 435:15-11-2 and the~~ Oklahoma Board of Nursing Exclusionary Formulary for Advanced Practice Registered Nurses with Prescriptive Authority; or:

(B) A physician who does not possess valid permits from the Drug Enforcement Agency (DEA) or the Oklahoma Bureau of Narcotics (OBN), but is otherwise authorized to prescribe other drugs on the formulary described in ~~OAC 435:15-11-2 or the~~ Oklahoma Board of Nursing Exclusionary Formulary for Advanced Practice Registered Nurses may continue to delegate or supervise ~~physician assistants or~~ advanced practice registered nurses provided that at no time shall the ~~physician assistant or~~ advanced practice registered nurse prescribe any drug from ~~either~~ the formulary if the supervising physician currently delegating to the ~~physician assistant or~~ advanced practice registered nurse is unable to prescribe said drug and provided that at no time shall a physician assistant prescribe any drug if the supervising physician currently delegating to the physician assistant is unable to prescribe said drug.

(2) Review. A delegating physician shall review the care provided to each patient receiving health care services by a physician assistant with a temporarily approved license.

(3) The physician shall be in an active clinical practice in which no less than twenty (20) hours per week shall involve direct patient contact.

(4) The delegating physician shall be trained and fully qualified in the field of the physician assistant's and/or advanced practice registered nurse's specialty.

(5) No physician shall supervise more than a total of six (6) physician assistants and/or advanced practice registered nurses regarding their prescriptive authority. The Board may make an exception to any limit set herein upon request by the physician.

(6) Subsection (a)(5) shall not apply to a delegating physician who:

(A) is a medical director or delegating physician of a state institution, correctional facility, or hospital; or

(B) works in a hospital, emergency department, urgent care, multi-specialty clinic or community health center.

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(C) Delegating physicians claiming an exception pursuant to this subsection may supervise an unlimited number of advanced practice registered nurses regarding their respective authority and/or physician assistants but shall not actively clinically supervise more than six (6) at any one time.

(7) On the request of the delegating physician, the board may, upon consideration, may waive the requirements under subsection (a)(5).

(8) Subsection (a)(5) shall not apply to an advanced practice registered nurse practicing in a hospital licensed by the State Department of Health.

(b) Proper physician supervision of the advanced practice registered nurse with prescriptive authority is essential. The supervising physician should regularly and routinely review the prescriptive practices and patterns of the advanced practice registered nurse with prescriptive authority. Supervision implies that there is appropriate referral, consultation, and collaboration between the advanced practice registered nurse and the supervising physician. The Board shall not charge any fees to an advance practice registered nurse or a physician assistant for the maintenance or oversight of supervision agreements or the administration of such supervision agreements.

435:10-13-3. Supervision of an advanced practice registered nurse with prescriptive authority. [NEW]

(a) Proper physician supervision of the advanced practice registered nurse who has not obtained independent prescriptive authority is mandatory pursuant to 59 O.S. § 479.1. The supervising physician, in addition to the requirements in 435:10-13-2, shall do the following:

- (1) regularly and routinely review the prescriptive practices and patterns of the advanced practice registered nurse with prescriptive authority;
- (2) maintain continuous availability of direct communications either in person or by electronic communications between the advanced practice registered nurse and supervising physician;
- (3) maintain oversight and acceptance of responsibility for the advanced practice registered nurse ordering and transmission of written, telephonic, electronic, or oral prescriptions for drugs and other medical supplies, subject to the formulary established by the Oklahoma Board of Nursing;
- (4) delineate in writing a plan for emergencies; and
- (5) designate in writing of one or more alternate physicians for supervision of the advanced practice registered nurse if the physician is unable to supervise the advanced practice registered nurse.

(b) Supervision implies that there is appropriate referral, consultation, and collaboration between the advanced practice registered nurse and the supervising physician.

(c) A supervising physician shall enter into a written supervision agreement with each advanced practice registered nurse he or she supervises. The Agreement shall be filed with the Board on the form prescribed by the Board within thirty (30) calendar days of any supervision changes as required by subsection F of 59 O.S. § 479.1. The agreement shall specify:

- (1) Any fees charged to the advanced practice registered nurse for supervision services;
- (2) The scope of the advanced practice registered nurse's prescriptive authority;
- (3) The extent of the supervision required;
- (4) The duties and responsibilities of the supervising physician;
- (5) Procedures for notice by the supervising physician to advanced practice registered nurses for periods of absence of the physician; and
- (6) One or more alternate physicians designated to supervise the advanced practice registered nurse in periods of absence.

(d) Supervising physicians who choose to charge or bill advanced practice registered nurses for the physician's time related to supervision shall disclose his or her fees in the supervision agreement. The fee shall be a "fair market value hourly rate" as determined by the Board biennially or by mutual agreement between the supervising physician and the advanced practice registered nurse. The Board shall set a fair market value hourly rate each even numbered year at the at the first Board meeting of the calendar year. Rates shall comply with subsection D of 59 O.S. § 479.1.

[OAR Docket #25-899; filed 11-12-25]

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

[OAR Docket #25-919]

RULEMAKING ACTION:

Emergency Adoptions

EMERGENCY adoption

RULES:

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

485:10-15-4. Application [AMENDED]

485:10-15-6. Practice as a Certified Nurse Practitioner [AMENDED]

485:10-15-8. Practice as a Certified Nurse-Midwife [AMENDED]

485:10-15-9. Practice as a Certified Registered Nurse Anesthetist [AMENDED]

Subchapter 16. Requirements for Prescriptive Authority for Advanced Practice Registered Nurses

485:10-16-3. Initial application [AMENDED]

485:10-16-3.1. Endorsement [AMENDED]

485:10-16-3.2. Initial application for Independent Prescriptive Authority [NEW]

485:10-16-4. Clinical Nurse Specialist pharmacology requirements [REVOKED]

485:10-16-5. Maintenance [AMENDED]

485:10-16-6. Renewal [AMENDED]

485:10-16-7. Reinstatement/Inactive Status [AMENDED]

485:10-16-8. Information which must be included on the prescription [AMENDED]

AUTHORITY:

Oklahoma Board of Nursing; 59 O.S., §§ 567.2 (A), 567.3a, 567.4a, 567.5a 567.4(F)

COMMENT PERIOD:

N/A

PUBLIC HEARING:

N/A

ADOPTION:

September 30, 2025

EFFECTIVE:

Immediately upon Governor's approval or November 1, 2025, whichever is later

APPROVED BY GOVERNOR:

October 29, 2025

EXPIRATION:

Effective through September 14, 2026, unless superseded by another rule or disapproved by the Legislature.

SUPERSEDED EMERGENCY ACTIONS:

SUPERSEDED RULES:

N/A

GUBERNATORIAL APPROVAL:

N/A

REGISTER PUBLICATION:

N/A

DOCKET NUMBER:

N/A

INCORPORATIONS BY REFERENCE:

INCORPORATED STANDARDS:

N/A

INCORPORATING RULES:

N/A

AVAILABILITY:

N/A

FINDING OF EMERGENCY:

Emergency rule changes to Subchapter 15. Requirements for Practice As An Advanced Practice Registered Nurse and Subchapter 16. Requirements for Prescriptive Authority For Advanced Practice Registered Nurses are required to align agency rules with state statute pursuant to the passage of HB 2298, effective November 1, 2025, regarding independent prescriptive authority for Advanced Practice Registered Nurses demonstrating evidence of completion of the specified number of practice hours under the supervision of an Oklahoma-licensed physician.

GIST/ANALYSIS:

The proposed changes will provide a mechanism for the implementation of new law while maintaining protection of the general public through nursing regulation to ensure requirements for prescriptive authority practice are met in a way that is demonstrable, measurable and in alignment with state statute to grant independent prescriptive authority practice. The proposed emergency rules are required to timely coincide with the HB 2298 effective date of November 1, 2025, to align the agency's administrative rules with state statutes. The permanent rulemaking process will not meet the time constraint of the statute effective date.

CONTACT PERSON:

Mike Starchman, Deputy Executive Director, (405) 962-1809, 2501 North Lincoln Boulevard, Suite 207, Oklahoma City, OK 73105

PURSUANT TO THE ACTIONS DESCRIBED HEREIN, THE FOLLOWING EMERGENCY RULES ARE CONSIDERED PROMULGATED UPON APPROVAL BY THE GOVERNOR AS SET FORTH IN 75 O.S., SECTION 253(F), AND EFFECTIVE UPON APPROVAL BY THE GOVERNOR OR NOVEMBER 1, 2025, WHICHEVER IS LATER:

SUBCHAPTER 15. REQUIREMENTS FOR PRACTICE AS AN ADVANCED PRACTICE REGISTERED NURSE

485:10-15-4. Application [AMENDED]

(a) An applicant for licensure as an Advanced Practice Registered Nurse must:

- (1) Hold a current license to practice as a Registered Nurse in Oklahoma;
- (2) Cause submission of an official transcript verifying completion of an advanced practice registered nursing education program in one of the four advanced practice registered nurse roles (CNP, CNM, CNS, and CRNA) and a specialty area recognized by the Board. The transcript must be obtained from an entity approved and recognized by the U.S. Department of Education as a primary source for providing education transcripts. ~~Effective January 1, 2016, the~~ The applicant shall have completed an accredited graduate level advanced practice registered nursing education program in at least one of the following population foci: family/individual across the lifespan, adult-gerontology (acute and/or primary), neonatal, pediatrics (acute and/or primary), women's health/gender related, or psychiatric/mental health;
- (3) submit evidence of current national certification consistent with educational preparation and by a national certifying body recognized by the Board; and
- (4) submit a completed application for licensure containing such information as the Board may prescribe and the required fee. If the application is not completed within one (1) year, a new application and new fee will be required.

(b) Changing and adding certifications.

- (1) An Advanced Practice Registered Nurse who wishes to add an area of specialty and national certification must meet initial requirements for advanced practice licensure, as identified in 485:10-15-4(a).
- (2) An Advanced Practice Registered Nurse who changes national certification and certifying body within the same specialty area must notify the Board in writing within thirty (30) days of the change and submit a copy of a current national certification recognized by the Board within the same specialty area.
- (3) An Advanced Practice Registered Nurse ~~holding more than one certification~~ who does not renew or maintain ~~one or more of their~~ national certifications must notify the Board in writing within thirty (30) days of the change. The license for which the national certification has expired will be placed on inactive status. The Advanced Practice Registered Nurse shall not work in the specialty area upon expiration of national certification.

(c) Endorsement.

- (1) An applicant who is licensed or recognized as an APRN in another U.S. state or territory may be issued an APRN license by endorsement if current Board requirements for licensure as an APRN are met. A Board-recognized APRN holding recognition may continue to be licensed as an APRN with his or her current certification, even if such certification is no longer included on the list of recognized APRN certifications and certifying bodies approved by the Board, PROVIDED the APRN license remains in an active status and current certification is maintained. The applicant must have met all requirements of the advanced practice certifying body to maintain full certification, including requirements for maintaining continuing competence. An applicant for APRN licensure by endorsement who holds certification on provisional or conditional status may be considered for licensure by the Board.

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(2) In addition to meeting other requirements for endorsement established by the Board in these rules, the applicant for endorsement of the APRN license must demonstrate continued qualifications for practice through completion of one or more of the following requirements within the last two (2) years prior to receipt of a completed application in the Board office:

(A) Cause submission of an official transcript, from an entity approved and recognized by the U.S. Department of Education as a primary source for providing education transcripts, or certificate of completion verifying completion of an APRN nursing refresher course meeting the requirements established by the Board in policy;

(B) Cause submission of an official transcript, from an entity approved and recognized by the U.S. Department of Education as a primary source for providing education transcripts, verifying successful completion of at least six (6) academic semester credit hours of APRN nursing courses in the same role and population focus as was previously held by the APRN in a graduate-level APRN program, which includes classroom and clinical instruction;

(C) Present evidence of current licensure or recognition as an APRN in another state or territory with employment in a position that requires APRN licensure or recognition with verification of at least 520 work hours during the past two (2) years preceding receipt of the application for endorsement in the Board office;

(D) Submission of evidence of current national certification consistent with educational preparation and by a national certifying body recognized by the Board.

(d) Temporary license for endorsement applicants. Temporary licensure may be granted under the following conditions:

(1) Current unrestricted licensure as an RN in Oklahoma;

(2) Current unrestricted APRN licensure or recognition in another state or territory in the same role with no history of arrest or disciplinary action requiring further review;

(3) Demonstrates evidence of meeting continuing qualifications for practice through meeting the requirements of 485:10-15-4(c)(2);

(4) Evidence of completing an advanced practice registered nursing education program in one of the four roles and a specialty area recognized by the Board;

(5) Evidence of current national certification consistent with educational preparation and by a national certifying body recognized by the Board;

(6) Completed application for endorsement and temporary recognition and the required fees; and

(7) Submission of fingerprints with the fee established by the Oklahoma State Bureau of Investigation and/or vendor for the purpose of permitting a state and national criminal history records search to be completed.

(8) The temporary license may not be issued for a period longer than ninety (90) days.

(9) The temporary license may be extended, but such period shall be no longer than one (1) year for any applicant.

(e) Licensure of active duty military or the spouse of an active military individual. Applications must be completed and filed with the Board.

(1) Submit with the endorsement application a copy of the United States Uniformed Services Identification and Privilege Card and a copy of the Permanent Change of Station orders for the active military individual;

(2) The requested Oklahoma license and/or temporary license shall be issued within thirty (30) days for their currently held valid license from another state or territory provided the license from the other state is found to be in good standing and reasonably equivalent to the requirements of this state; and

(3) The fee for licensure, including temporary license, of active duty military or the spouse of an active duty military individual is waived with the license expiration date extended through the first renewal cycle.

(f) Certification program. The Board shall identify and keep on file the current list of recognized APRN certifications and certifying bodies approved by the Board. A Board-recognized APRN holding recognition prior to July 1, 2012, may continue to be licensed as an APRN with his or her current certification, even if such certification is no longer included on the list of recognized APRN certifications and certifying bodies approved by the Board, PROVIDED the APRN license remains in an active status and current certification is maintained. A licensee may request that a certification program be considered by the Board for inclusion on the list. ~~Effective July 1, 2012, the~~ The certification program shall provide documentation of compliance with the following standards:

(1) The certification program is national in the scope of its credentialing;

(2) Conditions for taking the certification examination are consistent with standards of the testing community;

(3) Educational requirements are consistent with the requirements of the advanced practice role and specialty;

(4) The standard's methodologies used are acceptable to the testing community such as incumbent job analysis studies and logical job analysis studies;

- (5) Certification programs are accredited by a national accreditation body as acceptable by the Board;
- (6) The examination represents entry-level practice in the APRN role and specialty;
- (7) The examination represents the knowledge, skills and abilities essential for the delivery of safe and effective advanced nursing care to patients;
- (8) Examination items shall be reviewed for content validity and correct scoring using an established mechanism, both before use and at least every five years. When possible, items will be reviewed for cultural bias;
- (9) The passing standard is established using acceptable psychometric methods and is re-evaluated at least every five years;
- (10) Certification is issued based upon meeting all certification requirements and passing the examination;
- (11) A re-take policy is in place;
- (12) Certification maintenance program, which includes review of qualifications and continued competence, is in place;
- (13) Mechanisms are in place for communication to boards of nursing for timely verification of an individual's certification status, changes in the certification status, and changes in the certification program, including qualifications, test plan and scope of practice; and
- (14) An evaluation process is in place to provide quality assurance in the certification program.

485:10-15-6. Practice as a Certified Nurse Practitioner [AMENDED]

(a) **Educational preparation.** Successful completion of an education program shall establish eligibility to take the recognized nurse practitioner certification examination in a specialty area. The education program shall:

- (1) Prepare nurse practitioners in a graduate-level nursing program accredited by or holding preliminary approval or candidacy status with the Accreditation Commission for Education in Nursing, the Commission on Collegiate Nursing Education, or the Commission for Nursing Education Accreditation; or
- (2) Meet the following requirements:
 - (A) be based on measurable objectives that relate directly to the scope of practice for the specialty area;
 - (B) include theoretical and clinical content directed to the objectives;
 - (C) be equivalent to at least one academic year. A preceptorship which is part of the formal program shall be included as part of the academic year;
 - (D) be university-based or university-affiliated with oversight by a nursing program accredited by an approved national nursing accrediting agency.
- (3) ~~Effective January 1, 2016, all~~ All applicants for initial licensure or licensure by endorsement as a Certified Nurse Practitioner must hold a graduate level degree from an advanced practice education program accredited by or holding preliminary approval or candidacy status with the Accreditation Commission for Education in Nursing, the Commission on Collegiate Nursing Education, or the Commission for Nursing Education Accreditation.

(b) **Scope of practice for CNP.** The Certified Nurse Practitioner's scope of practice includes the full scope of nursing practice and practice in an expanded role as follows:

- (1) The Certified Nurse Practitioner (CNP) provides comprehensive health care to clients across the life span.
- (2) The CNP is responsible and accountable for the continuous and comprehensive management of a broad range of health services, which include, but are not limited to:
 - (A) promotion and maintenance of health;
 - (B) prevention of illness and disability;
 - (C) diagnosis and prescription of medications, treatments, and devices for acute and chronic conditions and diseases;
 - (D) management of health care during acute and chronic phases of illness;
 - (E) guidance and counseling services;
 - (F) consultation and/or collaboration with other health care providers and community resources;
 - (G) referral to other health care providers and community resources.
- (3) The CNP will provide services based upon education, experience, and national certification. It is the responsibility of the licensee to document competency of any act, based upon education, experience and certification.
- (4) The scope of practice as previously defined is incorporated into the following specialty categories and further delineates the population served:
 - (A) Adult CNP (acute and/or primary) provides acute and/or primary health care to adolescents and adults.
 - (B) Family CNP provides health care to persons across the lifespan.

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(C) Geriatric CNP provides health care to older adults.

(D) Neonatal CNP provides health care to neonates and infants.

(E) Pediatric CNP (acute and/or primary) provides acute and/or primary health care to persons from newborn to young adulthood.

(F) Women's Health Care CNP provides health care to adolescent and adult females. Care may also be provided to males with reproductive health needs or problems.

(G) Acute Care CNP provides health care to adults who are acutely or critically ill.

(H) The Adult Psychiatric and Mental Health CNP provides acute and chronic psychiatric and mental health care to persons age 13 or older.

(I) The Family Psychiatric and Mental Health CNP provides acute and chronic psychiatric and mental health care to persons across the lifespan.

(J) The Acute Care Pediatric CNP provides health care to persons from newborn to young adulthood with complex acute, critical and chronic health conditions.

(5) ~~Effective January 1, 2016, the~~ The applicant for initial APRN licensure or APRN licensure by endorsement as a CNP shall hold certification in at least one of the following population foci: family/individual across the lifespan, adult-gerontology (acute and/or primary), neonatal, pediatrics (acute and/or primary), women's health/gender related, or psychiatric/mental health.

(c) **Advertisement of Health Care Services.** The Certified Nurse Practitioner shall only advertise and offer health care services consistent with their scope of practice as defined in section (b) of this section. Any advertisement for health care services shall not imply that the Certified Nurse Practitioner is a physician or offering services beyond their personal and legal scope of practice.

485:10-15-8. Practice as a Certified Nurse-Midwife [AMENDED]

(a) **Educational preparation.** An applicant for licensure as a Certified Nurse-Midwife must provide evidence of Successful completion of a nurse midwifery program accredited by the Accreditation Commission for Midwifery Education. ~~Effective January 1, 2016, an~~ An applicant for initial licensure or licensure by endorsement as a Certified Nurse-Midwife must hold a graduate level degree from an advanced practice education program accredited by the Accreditation Commission for Midwifery Education.

(b) **Certification.** The applicant for licensure as a Certified Nurse-Midwife must hold current certification for the practice of nurse-midwifery from the American Midwifery Certification Board (AMCB).

485:10-15-9. Practice as a Certified Registered Nurse Anesthetist [AMENDED]

(a) **Educational preparation.** An applicant for licensure as a Certified Registered Nurse Anesthetist must provide evidence of successful completion of a nurse anesthesia education program accredited by the American Association of Nurse Anesthetists' Council on Accreditation of Nurse Anesthesia Educational Programs. ~~Effective January 1, 2016, the~~ The applicant for initial licensure or licensure by endorsement as a Certified Registered Nurse Anesthetist must hold a graduate-level degree from a program preparing the graduate for certification as a nurse anesthetist accredited by the American Association of Nurse Anesthetists' Council on Accreditation of Nurse Anesthesia Educational Programs.

(b) **Certification.** The applicant for initial licensure or licensure by endorsement as a Certified Registered Nurse Anesthetist must hold current certification as a nurse anesthetist through the National Board of Certification and Recertification for Nurse Anesthetists.

SUBCHAPTER 16. REQUIREMENTS FOR PRESCRIPTIVE AUTHORITY FOR ADVANCED PRACTICE REGISTERED NURSES

485:10-16-3. Initial application [AMENDED]

The Advanced Practice Registered Nurse applicant for prescriptive authority shall:

(1) hold current Registered Nurse and Certified Nurse Practitioner, Certified Nurse Midwife, or Clinical Nurse Specialist licenses in Oklahoma;

(2) submit a completed application for each type of recognition and advanced practice specialty certification held containing such information as the Board may prescribe and the required fee. If the application is not completed within one (1) year, a new application and new fee will be required;

(3) submit a written statement from an Oklahoma-licensed physician supervising prescriptive authority which identifies a mechanism for:

(A) appropriate referral, consultation, and collaboration between the Advanced Practice Registered Nurse and physician supervising prescriptive authority;

(B) availability of communication between the Advanced Practice Registered Nurse and physician supervising prescriptive authority through direct contact, telecommunications, or other appropriate electronic means for consultation, assistance with medical emergencies or patient referral;

(C) Advanced Practice Registered Nurses who meet the eligibility requirements and apply for independent prescriptive authority, as defined in 485:10-16-3.2, are not required to submit a written statement from an Oklahoma-licensed physician supervising prescriptive authority.

(4) submit documentation verifying completion of forty-five contact hours of Category B continuing education or three academic credit hours of education, as required by law and defined in the rules and regulations, in a course or courses in pharmacotherapeutic management that target/s Advanced Practice Registered Nurses or individuals enrolled in an advanced practice registered nursing education program and/or other authorized prescribers. Such contact hours or academic credits shall be obtained within a time period of three (3) years immediately preceding the date of receipt of application for prescriptive authority. The three (3) year time period may be waived if the applicant has graduated from their advanced practice registered nursing education program within a time period of three years immediately preceding the date of application for prescriptive authority and evidence that didactic and clinical preparation for prescribing was incorporated throughout the program;

(5) ~~Submit~~submit documentation verifying successful completion of a graduate level advanced practice registered nursing education program that included an academic course in pharmacotherapeutic management and didactic and clinical preparation for prescribing incorporated throughout the program. ~~Until January 1, 2016, a Clinical Nurse Specialist who verifies completion of a graduate level advanced practice registered nursing education program that included an academic course in pharmacotherapeutic management may meet the requirements in 485:10-16-4 in lieu of submitting verification of didactic and clinical preparation for prescribing incorporated throughout the advanced practice nursing education program.~~

485:10-16-3.1. Endorsement [AMENDED]

In addition to meeting statutory requirements for endorsement of prescriptive authority, an applicant for prescriptive authority recognition by endorsement must:

(1) Be licensed as an APRN in Oklahoma;

(2) Submit a completed application containing such information as the Board may prescribe and required fee. If the application is not completed within one (1) year, a new application and new fee will be required;

(3) Present evidence of licensure or recognition as an APRN in the same role with prescriptive authority in another state;

(4) Submit a written statement signed by the Oklahoma-licensed physician supervising prescriptive authority that includes a method of assuring availability of the supervising physician through direct contact, telecommunications or other appropriate electronic means for consultation, assistance with medical emergencies, or patient referral; or, if applying for independent prescriptive authority, submit an application and documentation as required by 485:10-16-3.2; and

(5) Present evidence that during the two (2) years preceding receipt of the completed application for endorsement in the Board office of either (A) or (B) below:

(A) Employment in a position that requires APRN prescriptive authority licensure or recognition with verification of at least 520 work hours; or

(B) Documentation approved by the Board, verifying a minimum of fifteen (15) contact hours or one academic credit hour of education or the equivalent in pharmacotherapeutics and clinical application of use of pharmacological agents in the prevention of illness and in the restoration and maintenance of health, in a program approved by the Board that is more advanced than basic registered nurse preparation and that is applicable to the scope of practice and specialty certification.

(i) If the applicant selects option (B) above, the following categories identify how the education requirement may be met. No more than the identified percentage for each category may apply towards the contact hour/academic hour or the equivalent requirements for endorsement of prescriptive authority;

(ii) Maximum number of units acceptable in continuing education categories:

(I) Category A: up to 100% of requirement (1 credit hour)

(II) Category B: up to 100% of requirement (15 contact hours)

(III) Category C: up to 100% of requirement (15 contact hours)

(IV) Category D: up to 20% of requirement (3 contact hours)

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(V) Category E: up to 20% of requirement (3 contact hours)

485:10-16-3.2. Initial application for Independent Prescriptive Authority [NEW]

The Advanced Practice Registered Nurse applicant for independent prescriptive authority shall meet the following requirements in addition to the requirements in 485:10-16-3:

(1) Submit an application prescribed by the Board for reporting completion of six thousand two hundred forty (6,240) clinical practice hours with prescriptive authority supervised by a physician. Upon verification by the Board of the requisite completion of six thousand two hundred forty (6,240) clinical practice hours with prescriptive authority supervised by a physician, the Advanced Practice Registered Nurse shall not be required to submit a written statement from an Oklahoma-licensed physician supervising prescriptive authority.

(A) Clinical practice hours include:

(i) Performing services directly related to patient care.

(ii) Providing clinical instruction to Advanced Practice Registered Nursing students at an accredited Advanced Practice Registered Nursing education program. Time spent preparing to provide clinical instruction or performing administrative tasks related to providing clinical instruction should not be included in clinical practice hours.

(B) Attestation of clinical practice hours with prescriptive authority supervised by a physician:

(i) On the form prescribed by the Board, an attestation from the Advanced Practice Registered Nurse that they have accrued the requisite hours.

(ii) If audited, the Advanced Practice Registered Nurse shall present documentation, as requested by board staff, to support their attestation regarding the requisite hours.

(2) Requirement for insurance. The Advanced Practice Registered Nurse with independent prescriptive authority shall demonstrate evidence of maintaining insurance or proof of financial responsibility as required under 59 O.S. Section 567.5b(A). If audited, the Advanced Practice Registered Nurse shall present documentation supporting compliance with the insurance or proof of financial responsibility requirement.

485:10-16-4. Clinical Nurse Specialist pharmacology requirements [REVOKED]

Until January 1, 2016, in addition to meeting the requirements in 485:10-16-3, and in lieu of submitting verification of didactic and clinical preparation for prescribing incorporated throughout the advanced practice nursing education program, the Clinical Nurse Specialist who submits an initial application for prescriptive authority may also submit:

(1) Documentation verifying completion of a course in pharmacotherapeutic management applicable to the Clinical Nurse Specialist's specialty area which must be a minimum of two credit hours or 30 contact hours of Categories A or B continuing education categories:

(2) Documentation verifying satisfactory completion of a minimum of 320 clock hours preceptorial experience with a qualified preceptor whereby the Clinical Nurse Specialist is providing direct care including demonstrating competence in prescribing drugs and medicines. This preceptorial experience must be developed and overseen by an academic program that prepares Clinical Nurse Specialists. All didactic coursework in pharmacotherapeutics must be a prerequisite or corequisite to the preceptorial experience verified by official documentation of approval by the academic program that offers the preceptorial experience:

485:10-16-5. Maintenance [AMENDED]

(a) The Advanced Practice Registered Nurse may prescribe in writing, orally, or by other means of telecommunication, drugs or medical supplies which are not listed on the exclusionary formulary approved by the Board, and which are within the scope of practice for the Advanced Practice Registered Nurse, and that are not otherwise prohibited by law.

(b) The Advanced Practice Registered Nurse must have a supervising physician on file with the Board, unless they have been granted independent prescriptive authority by the Board, prior to prescribing drugs or medical supplies. Changes to the written statement between the Advanced Practice Registered Nurse and supervising physician shall be filed with the Board within thirty (30) days of the change and shall be effective upon filing.

(c) The Advanced Practice Registered Nurse with prescriptive authority who prescribes Schedule III-V drugs will comply with state and Federal Drug Enforcement Administration (DEA) requirements prior to prescribing controlled substances. ~~(f)~~ No more than a 30-day supply for Schedule III-V drugs shall be prescribed by the Advanced Practice Registered Nurse with prescriptive authority.

485:10-16-6. Renewal [AMENDED]

The application for renewal of prescriptive authority shall:

- (1) be concurrent with the two-year RN licensure renewal and renewal of advanced practice registered nurse licensure;
- (2) include:
 - (A) a completed application containing such information as the Board may prescribe and required fee;
 - (B) for Advanced Practice Registered Nurses who have not been granted independent prescriptive authority by the Board, documentation approved by the Board verifying a minimum of fifteen (15) contact hours, or one academic credit hour of education, or the equivalent, in pharmacotherapeutics, clinical application and use of pharmacological agents in the prevention of illness, and in the restoration and maintenance of health. All of the required hours shall be obtained in a program beyond basic registered nurse preparation, approved by the Board, within the two-year period immediately preceding the effective date of application for renewal of prescriptive authority, which is applicable to the scope of practice and specialty certification. This documentation requirement does not apply to individuals renewing within twenty-four (24) months of initial prescriptive authority approval.
 - (i) The following categories identify how this requirement may be met. No more than the identified percentage for each category may apply towards the contact hour/academic hour or the equivalent requirements for renewal of prescriptive authority;
 - (ii) Maximum number of units acceptable in continuing education categories:
 - (I) Category A: up to 100% of requirement (1 credit hour)
 - (II) Category B: up to 100% of requirement (15 contact hours)
 - (III) Category C: up to 100% of requirement (15 contact hours)
 - (IV) Category D: up to 20% of requirement (3 contact hours)
 - (V) Category E: up to 20% of requirement (3 contact hours)
 - (C) for Advanced Practice Registered Nurse who have been granted independent prescriptive authority by the Board, documentation approved by the Board verifying a minimum of forty (40) hours of Category I continuing medical education hours within the two-year period immediately preceding the effective date of application for renewal of independent prescriptive authority. This may include the continuing education described in 485:10-16-6(2)(B) if it meets the criteria for Category I continuing medical education.
 - (D) documentation approved by the Board verifying two (2) hours of education in pain management or two (2) hours of education in opioid use or addiction, unless the Advanced Practice Registered Nurse has demonstrated to the satisfaction of the Board that the Advanced Practice Registered Nurse does not currently hold a valid federal Drug Enforcement Administration registration number.
 - ~~(D)~~(E) for Advanced Practice Registered Nurses who have not been granted independent prescriptive authority by the Board, Aa written statement signed by the physician supervising prescriptive authority that includes a method of assuring availability of the supervising physician through direct contact, telecommunications or other appropriate electronic means for consultation, assistance with medical emergencies, or patient referral. Applicants for renewal who have submitted a written statement signed by the physician supervising prescriptive authority prior to renewal but within ninety (90) days of the expiration date are not required to submit another written statement for renewal.

485:10-16-7. Reinstatement/Inactive Status [AMENDED]

(a) Reinstatement.

- (1) If an Advanced Practice Registered Nurse fails to renew prescriptive authority prior to the expiration date of that authority, the Advanced Practice Registered Nurse's prescriptive authority shall expire and the Advanced Practice Registered Nurse shall cease prescribing.
- (2) The Advanced Practice Registered Nurse may reinstate the prescriptive authority recognition by submitting:
 - (A) a completed application containing such information as the Board may prescribe and required fee. If the application is not completed within one (1) year, a new application and new fee will be required;
 - (B) for applicants who have not been granted independent prescriptive authority by the Board, Aa written statement signed by the Oklahoma-licensed physician supervising prescriptive authority that includes a method of assuring availability of the supervising physician through direct contact, telecommunications or other appropriate electronic means for consultation, assistance with medical emergencies, or patient referral; and
 - (C) present evidence of:

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- (i) having met requirements for renewal of prescriptive authority as listed in 485:10-16-6(2) (B)(C); or
- (ii) licensure or recognition as an APRN in the same role with prescriptive authority in another state with employment in a position that requires APRN prescriptive authority licensure or recognition with verification of at least 520 work hours during the past two (2) years preceding receipt of the application for reinstatement in the Board office.

(b) Inactive Status.

- (1) An Advanced Practice Registered Nurse may submit a written request to place prescriptive authority on inactive status.
- (2) The date of inactive status will be the date of approval by the Board. The Board may delegate approval of the licensee's request to be placed on inactive status to Board staff.
- (3) The Advanced Practice Registered Nurse may return to active status the prescriptive authority recognition by submitting:
 - (A) a completed application containing such information as the Board may prescribe and required fee. If the application is not completed within one (1) year, a new application and new fee will be required;
 - (B) for applicants who have not been granted independent prescriptive authority by the Board, A written statement signed by the Oklahoma-licensed physician supervising prescriptive authority that includes a method of assuring availability of the supervising physician through direct contact, telecommunications or other appropriate electronic means for consultation, assistance with medical emergencies, or patient referral; and
 - (C) present evidence of:
 - (i) having met requirements for renewal of prescriptive authority as listed in 485:10-16-6(2) (B); or
 - (ii) licensure or recognition as an APRN in the same role with prescriptive authority in another state with employment in a position that requires APRN prescriptive authority licensure or recognition with verification of at least 520 work hours during the past two (2) years preceding receipt of the application for return to active status in the Board office.

485:10-16-8. Information which must be included on the prescription [AMENDED]

- (a) Prescriptions will comply with all applicable state and federal laws.
- (b) All prescriptions will include the following information:
 - (1) Name, title, address, and telephone number of the Advanced Practice Registered Nurse who is prescribing.
 - (2) For Advanced Practice Registered Nurses who have not been granted independent prescriptive authority by the Board, Name name of physician supervising prescriptive authority.
 - (3) For Advanced Practice Registered Nurses who have been granted independent prescriptive authority by the Board, the notation of "Independent Rx Authority".
 - (4) Name of the client.
 - (5) Date of the prescription.
 - (6) Full name of the drug, dosage, route and specific directions for administration.
 - (7) DEA number of Advanced Practice Registered Nurse, if required.
- (c) Written prescriptions shall include the signature of the Advanced Practice Registered Nurse.
- (d) Records of all prescriptions will be documented in client records.

[OAR Docket #25-919; filed 11-20-25]

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) alendar days following the inauguration of the next Governor unless otherwise terminated or continued during that time by Executive Order."

TITLE 1. EXECUTIVE ORDERS

1:2025-21.

EXECUTIVE ORDER 2025-21

I, J. Kevin Stitt, Governor of the State of Oklahoma, pursuant to Article 6, Section 10 of the Oklahoma Constitution, hereby commute the death sentence of Tremane Wood to life imprisonment without the possibility of parole, on the conditions that he shall never again be eligible to apply for, be considered for, or receive any additional commutation, pardon, or parole.

On November 5, 2025, the Oklahoma Pardon and Parole Board recommended that the Governor grant clemency to Tremane Wood and commute his sentence of death to a sentence of life imprisonment without the possibility of parole.

The Governor has the power to grant commutations "upon such conditions and with such restrictions and limitations as the Governor may deem proper" OKLA. CONST. art. VI, § 10. Therefore, I hereby place the following conditions upon this commutation:

Tremane Wood shall not be eligible to apply for or be considered for a commutation, pardon, or parole for the remainder of his life.

In addition to the conditions and limitations placed by the Governor, the Pardon and Parole Board's Rules prevent Tremane Wood from re-applying for commutation. Title 515, Chapter 15, Subchapter 15 of the Oklahoma Administrative Code states, "After receiving a commutation of a sentence from the Governor, an Inmate is ineligible to apply for an additional commutation on the same sentence."

This Executive Order shall be forwarded tot he Director of the Oklahoma Department of Corrections and the Oklahoma Attorney General who shall cause the provisions of this order to be implemented by all appropriate agencies of state government.

IN WITNESS WHEREOF, I have hereunto set my hand and cause the Great Seal of the State of Oklahoma to be affixed at Oklahoma City this 13th day of November, 2025.

BY THE GOVERNOR OF THE STATE OF OKLAHOMA

J. KEVIN STITT

ATTEST:

Benjamin Lepak

SECRETARY OF STATE

[OAR Docket #25-901; filed 11-13-25]

TITLE 1. EXECUTIVE ORDERS

1:2024-19B.

EXECUTIVE ORDER 2024-19B

WHEREAS, these United States of America declared independence from the Kingdom of Great Britain by signing the Declaration of Independence on July 4, 1776; and

Executive Orders

WHEREAS, July 4, 2026, shall mark the 250th anniversary of the founding of the United States of America; and

WHEREAS, the United States Congress has established the United States Semiquincentennial Commission to encourage the states to commemorate the 250th anniversary of the United States of America's founding; and

WHEREAS, the State of Oklahoma is a part of this union and enjoys the bounty of rights and liberties won through the signing of the Declaration of Independence.

NOW THEREFORE, I, J. Kevin Stitt, Governor of the State of Oklahoma, pursuant to the power and authority vested in me by Sections 1 and 2 of Article VI of the Oklahoma Constitution, and to the fullest extent permitted by law, hereby order as follows:

A. There is hereby created the Oklahoma Semiquincentennial Commission ("Commission") until July 31, 2026. The Commission shall prepare, plan, engage with, encourage, coordinate, and oversee observances and activities in the State of Oklahoma commemorating the 250th anniversary of our nation's founding.

B. The Commission shall consist of fifteen (15) members as follows:

1. Nine (9) members appointed by the Governor of Oklahoma;
2. The Lieutenant Governor of Oklahoma or designee;
3. The Speaker of the Oklahoma House of Representatives or designee;
4. The President pro Tempore of the Oklahoma Senate or designee;
5. The Oklahoma Secretary of Veterans Affairs or designee;
6. One member appointed by the Oklahoma Historical Society;
7. One member appointed by the Oklahoma Department of Tourism and Recreation;

C. The Commission shall perform the following duties and functions:

1. Meet as necessary to carry out its duties under this Order;
2. A chair shall be appointed by the Governor;
2. Prepare a timeline of events, programs, initiatives, and engagements commemorating the 250th anniversary of the signing of the Declaration of Independence, our nation's founding, the founding era, and the ideals contained therein;
3. Coordinate with the United States Semiquincentennial Commission, America250, and other state and local public and private partners to fulfill its duties under this Order;
4. Apply for such grants, sponsorships, donations, and legislative appropriations as the Commission deems appropriate, with any awarded funds to be deposited with the Oklahoma Historical Society;
5. From time to time, the Commission shall electronically submit to the Governor, the Lieutenant Governor, the President pro Tempore of the Oklahoma Senate, and the Speaker of the Oklahoma House of Representatives, a report detailing the Commission's progress in executing its duties under this Order;
6. The Commission may establish procedural bylaws and planning committees as deemed necessary by the Commission.

7. Members of the Commission shall receive no compensation for their services, except that any members who are department or agency employees may be reimbursed for expenses incurred in performance of their duties by the department or agency in which that member is employed.

C. The Office of Management and Enterprise Services (“OMES”) shall provide staff and administrative support for the Commission.

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 20th day of November 2025.

BY THE GOVERNOR OF THE STATE OF OKLAHOMA

J. Kevin Stitt

ATTEST:

Benjamin Lepak
Secretary of State

[OAR Docket #25-924; filed 11-24-25]