

**RULE IMPACT STATEMENT
PROPOSED PERMANENT RULES**

**TITLE 435. STATE BOARD OF MEDICAL LICENSURE AND SUPERVISION
CHAPTER 1. ADMINISTRATION AND ORGANIZATION**

PROPOSED RULES:

- 435:1-1-2. Description of organization [AMENDED]
- 435:1-1-3. Method of operations [AMENDED]
- 435:1-1-6. Rulemaking procedures [AMENDED]
- 435:1-1-7. Fees [AMENDED]
- 435:1-1-8. Reporting information to Board [AMENDED]
- 435:1-1-9. Declaratory rulings [AMENDED]

PURPOSE OF PROPOSED RULES:

The proposed rule amendments conform the rules to existing law by adding two board members to the total board membership and clarifying four members are lay members. The rule amendment also adds the additional laws which have been passed since 2004 for the Board to administer. The rules remove an obsolete reference to copy fees and add language about records being privileged in addition to confidential as passed in SB 597 and signed April 30, 2024. Rulemaking procedures are clarified to conform with existing law. The fees for licensure have been updated to reflect current practice, remove fees that are obsolete and add one new fee for licensed music therapists as dictated by statute. The administrative fine in 435:1-1-7(a)(4)(L) is decreased to \$5,000 per day.

CLASSES AFFECTED:

The classes of persons most likely to be affected by the proposed amendments are the Board, the Board's staff, and licensees of the Oklahoma State Board of Medical Licensure and Supervision.

PERSONS BENEFITTED:

The classes of persons most likely to benefit from the proposed amendments are the Board, the Board's staff, and licensees of the Oklahoma State Board of Medical Licensure and Supervision.

PROBABLE ECONOMIC IMPACT:

1. On affected classes: There will be little or no impact due to the proposed changes in these rules. The Licensed Music Therapists will find an added renewal fee which is required pursuant to statute.
2. On political subdivision: There will be little or no impact due to the proposed changes in these rules.
3. Fees: There will be little or no impact due to the proposed changes in these rules.

PROBABLE COST TO THE AGENCY:

Minimal administrative only. No additional personnel or budget expenses are anticipated.

WILL THE RULES IMPACT POLITICAL SUBDIVISIONS:

No economic impact, or a need for cooperation from political subdivisions, is anticipated.

SMALL BUSINESS IMPACT:

There is no anticipated adverse impact on small business, with reference to Sections 303(A)(4) and 303(B)(6) of the APA.

ALTERNATIVE METHODS AND COSTS OF COMPLIANCE:

There are no apparent alternative methods for compliance. The Agency does not anticipate any additional costs of administration due to implementation of these rule changes.

PUBLIC HEALTH/ SAFETY CONCERNS:

There will be no adverse impact or concerns with public health, safety or environment that will result for these proposed rule changes.

Prepared September 30, 2024

Amended November 22, 2024