

**Title 475 - Oklahoma State Bureau of Narcotics and Dangerous  
Drugs Control  
CHAPTER 1. ADMINISTRATIVE OPERATIONS**

**RULE IMPACT STATEMENT**

**DESCRIPTION OF EMERGENCY RULE:**

The additions to subchapter 1 provide clarity to the registrants by adding definitions and clarifying existing definitions. The changes in subchapter 5 make the administrative rules match the statutory changes that were made during the most recent legislative session. An addition to the rules details what happens when a registrant does not make an appearance for a show cause. The agency will consider the failure to appear as a default. Another modification clarifies who has the ability to surrender a registration. A final addition to subchapter 5 is a procedure for discovery during administrative hearings.

**DESCRIPTION OF PERSONS MOST LIKELY AFFECTED:**

Registrants with OBNDD. The public could also be affected.

**DESCRIPTION OF PERSONS BENEFITTING FROM EMERGENCY RULES:**

Registrants with OBNDD will benefit from the rule changes.

**DESCRIPTION OF PROBABLE ECONOMIC IMPACT ON PERSONS/POLITICAL  
SUBDIVISIONS:**

None

**PROBABLE COSTS/BENEFITS TO AGENCIES:**

The emergency rule changes will not subject OBNDD or other State agencies to any additional costs. The emergency rule changes will benefit OBNDD by eliminating conflict and confusion between what is specified in statute versus what is in rule. OBNDD will also benefit from the changes by reducing the amount of resources spent when a registrant fails to appear for a show cause hearing.

**DETERMINATION OF ECONOMIC IMPACT/COOPERATION REQUIRED BY  
POLITICAL SUBDIVISIONS:**

The emergency rule changes have no economic impact upon political subdivisions, nor do they require any cooperation or effort from political subdivisions to implement.

**DETERMINATION OF ADVERSE ECONOMIC IMPACT UPON SMALL BUSINESS:**

The emergency rule changes have no adverse economic impact upon small businesses.

**DESCRIPTION OF MEASURES TO MINIMIZE COMPLIANCE COSTS AND  
CONSIDERATION OF ALTERNATIVES:**

There are no compliance costs and there are no less intrusive means of achieving the goals of the emergency rules.

**DESCRIPTION OF EFFECTS UPON AND EXTENT THE RULE WILL REDUCE RISK TO  
THE PUBLIC HEALTH, SAFETY, AND ENVIRONMENT:**

The emergency rules have no environmental impact. The rules will reduce the risk to public health and safety by making show cause hearings more efficient, eliminating conflict between rules and statutes, and providing more clarity to registrants. This will allow registrants to follow rules and regulations more easily and reduce non-compliance.

**DETERMINATION OF PUBLIC HEALTH, SAFETY, AND ENVIRONMENTAL THREATS  
IN ABSENCE OF RULES:**

In the absence of these rules, public health and safety would be at risk because registrants currently in violation of the Uniform Controlled Dangerous Substances Act would be able to continue to operate for even longer even if they failed to appear for their scheduled show cause hearing. Additionally, registrants and the public would be confused by inconsistencies between rules and statutes.

**DATE OF PREPARATION OF RULE IMPACT STATEMENT:**

This Rule Impact Statement was prepared on September 25, 2023, by Jessica McGuire, Manager of Professional Regulation Services, Oklahoma State Bureau of Narcotics and Dangerous Drugs Control.