

**Title 475 - Oklahoma State Bureau of Narcotics and Dangerous
Drugs Control
CHAPTER 10. REQUIREMENTS FOR REGISTRATION**

RULE IMPACT STATEMENT

DESCRIPTION OF EMERGENCY RULE:

The emergency rules make changes to the registration requirements including removing staff physicians from the list of exempted agents and employees; updating how registrations can be applied for; and clarifying when and how to update a registration. The changes also remove the requirement to surrender the certificate. The addition to and modification of some rules provides more clarity on warehousing requirements and ownership changes. Finally, there are changes that update rules to match statute due to statutory changes that occurred during the most recent legislative session. Some of those changes include limiting the number of medical marijuana grows that can exist at one location and what steps to take upon an ownership or business name change.

DESCRIPTION OF PERSONS MOST LIKELY AFFECTED:

Registrants and those applying to become registrants with OBNDD.

DESCRIPTION OF PERSONS BENEFITTING FROM EMERGENCY RULES:

Registrants and those applying to become 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. OBNDD will benefit from the rules by creating a more succinct process for applying for a registration, updating a current registration, and eliminating unnecessary exemptions from registration. OBNDD will also benefit by eliminating conflict between rule and statute.

**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 public's health and safety will benefit from the rule changes by requiring staff physicians to be registered with the OBNDD. They will now be subject to OBNDD administrative rules. Additionally, the rules clarify when a person has to apply for a new registration. This will benefit public health and safety because it will provide more scrutiny to registrants that continue to sell their businesses to try to avoid criminal and/or administrative violations. Finally, the changes will eliminate conflict between rule and statute and help ensure registrants are compliant with relevant rules and laws.

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

In the absence of the rule amendments, OBNDD rules do not require certain people to be registered with OBNDD. This puts public health and safety at risk because OBNDD would have no administrative authority over them. OBNDD would be unable to enforce many of the controlled substance rules on those prescribing, administering, or dispensing controlled substances. Without the changes, registrants could also be confused about how to comply with rules and statutes because of the conflict that currently exists.

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.