

**TITLE 610. STATE REGENTS FOR HIGHER EDUCATION
CHAPTER 1. ADMINISTRATIVE OPERATIONS
SUBCHAPTER 7. RULES OF OPERATION**

RULE IMPACT STATEMENT

A. Brief description of the purpose of the proposed rule.

During the process of reviewing and amending the Oklahoma State Regents for Higher Education (OSRHE) Policy and Procedures Manual, three rules from the Oklahoma Administrative Code (OAC) were identified that either do not reflect current practices of the OSRHE or that do not reflect current best practices in the opinion of Legal Counsel. The proposed permanent rule amendments to OAC 610:1-7-13 remove the requirement to list the New Business agenda item, delete a requirement to provide notice for hearings on proposed policy adoptions/changes at OSRHE meetings and allow hearings to be conducted in any manner deemed fit by the OSRHE so long as adequate due process is provided. The proposed permanent rule amendments to OAC 610:1-7-15 modify adherence to Robert's Rules of Order at OSRHE meetings and delete a required roll call voting order. The proposed permanent rule amendments to OAC 610:1-7-16 delete the requirement that executive session minutes be "transmitted" to the State Regents for their review and transfer the maintenance of executive session notes to the General Counsel.

B. Description of the classes of persons who most likely will be affected by the proposed rule, including classes that will bear the costs of the proposed rule, and any information on cost impacts received by the agency from any private or public entities.

The proposed rule changes will affect the Oklahoma State Regents for Higher Education. No information on cost impacts has been received from any private or public entities.

C. Description of the classes of persons who will benefit from the proposed rule.

The proposed rule changes will benefit the OSRHE and meeting attendees. They will benefit from more efficient OSRHE meetings and procedures.

D. Description of the probable economic impact of the proposed rule upon affected classes of persons or political subdivisions, including a listing of all fee changes and, whenever possible, a separate justification for each fee change.

The proposed rule changes should not generate an economic impact. There are no fees involved.

E. Probable costs and benefits to the agency and to any other agency of the implementation and enforcement of the proposed rule, the source of revenue to be used for implementation and enforcement of the proposed rule, and any anticipated effect on state revenues, including a projected net loss or gain in such revenues if it can be projected by the agency.

An "agency" under the Administrative Procedures Act includes, but is not limited to, "any constitutionally or statutorily created state board, bureau, commission, office, authority, public trust in which the state is a beneficiary, or interstate commission...." 75 O.S. § 250.3. The proposed rule changes will benefit the OSRHE, which will benefit from more efficient meetings and procedures.

F. Determination of whether implementation of the proposed rule will have an economic impact on any political subdivisions or require their cooperation in implementing or enforcing the rule.

A "political subdivision" is defined as "a county, city, incorporated town or school district within this state" under the Administrative Procedures Act. 75 O.S. § 250.3. The proposed rules are not expected to have an economic impact on any political subdivisions or require their cooperation in implementing or enforcing the rule.

G. Determination of whether implementation of the proposed rule will have an adverse economic effect on small business as provided by the Oklahoma Small Business Regulatory Flexibility Act.

After consideration with reference to Section 303(A)(4) and 303(B)(6) of Title 75, it is believed that the proposed rules will have no adverse impact upon Small Business.

H. Explanation of the measures the agency has taken to minimize compliance costs and a determination of whether there are less costly or non-regulatory methods or less intrusive methods for achieving the purpose of the proposed rule.

These measures were taken as part of the review process for internal policy and procedures. Best practices were considered when performing the review.

I. Determination of the effect of the proposed rule on the public health, safety and environment and, if the proposed rule is designed to reduce significant risks to the public health, safety and environment, an explanation of the nature of the risk and to what extent the proposed rule will reduce the risk.

The proposed rules will have no effect on the public health, safety, and environment.

J. Determination of any detrimental effect on the public health, safety and environment if the proposed rule is not implemented.

No effect on the public health, safety, or the environment will result if the proposed rules are not implemented.

K. Date the rule impact statement was prepared and if modified, the date modified.

January 10, 2023.