

NOTICE OF RULEMAKING INTENT

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

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

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]
- 435:1-1-10. Duties of the Secretary/~~Medical Advisor~~ [AMENDED]

SUMMARY:

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 duties of the Secretary of the Board have been clarified to comport with statutes by deleting the term “Medical Advisor.”

AUTHORITY:

Title 59 O.S. § 519, et. seq.; Title 59 O.S. § 889.12; Oklahoma State Board of Medical Licensure and Supervision

COMMENT PERIOD:

Persons wishing to present their views in writing may do so on or before 5:00 p.m. on November 1, 2024, via email at bsmith@okmedicalboard.org or at the following address by 4:30 p.m. on November 1, 2024: Oklahoma State Board of Medical Licensure and Supervision, Attn: Barbara Smith, 101 NE 51st Street, Oklahoma City, Oklahoma, 73105. No written comments will be accepted after the conclusion of the written comment period.

PUBLIC HEARING:

A public hearing will be held at 2:00 p.m. on November 5, 2024, at the Oklahoma State Board of Medical Licensure and Supervision, 101 NE 51st Street, Oklahoma City, Oklahoma. Anyone who wishes to speak must sign in by 2:10 p.m.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

N/A

COPIES OF PROPOSED RULES:

Copies of the proposed rules may be obtained from the Oklahoma State Board of Medical Licensure and Supervision, 101 NE 51st Street, Oklahoma City, Oklahoma. The proposed rules are also available on the Medical Board website at <https://www.okmedicalboard.org>.

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 Medical Licensure and Supervision, 101 NE 51st Street, Oklahoma City, Oklahoma no later than October 15, 2024. The Rule Impact Statement will also be available on the Oklahoma Medical Board's website at <https://www.okmedicalboard.org>.

CONTACT PERSON:

Barbara Smith, Executive Secretary/Rules Liaison, (405) 962-1400 or bsmith@okmedicalboard.org.

PUBLIC COMMENT RESOURCE:

bsmith@okmedicalboard.org

AGENCY LIAISON:

Barbara Smith, Executive Secretary/Rules Liaison