

RULE IMPACT STATEMENT

Pursuant to the Administrative Procedures Act, Section 303(D) of Title 75 of the Oklahoma Statutes, the Oklahoma Department of Labor (“ODOL”) hereby submits the following Rule Impact Statement for **PERMANENT** rule proposals for OAC Title 380, Department of Labor, Chapter 45, Oklahoma Hazard Communication Standard.

Brief Description of the Purpose of the Proposed Rules:

Effective July 1, 2009, the Oklahoma Department of Labor adopted the Hazard Communication Standard in 29 CFR 1910.1200, subject to the exception that the information and training required under 29 CFR 1910.1200(h) is required annually. Therefore, the Oklahoma Hazard Communication Standard in Chapter 45 is no longer effective. This rulemaking action will revoke Chapter 45 in its entirety.

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

Since Chapter 45 is no longer effective, there will be no cost impact on any class of persons. No information on cost impact has been received by the agency from any private or public entity.

Description of the classes of persons who will benefit from the proposed rule:

As Chapter 45 is no longer effective, no significant benefit is expected. However, revoking Chapter 45 could help public employers and employees avoid confusion.

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

No fees are charged under these rules. No economic impact is expected since Chapter 45 is already ineffective.

The 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 effects on state revenues, including a projected net loss or gain in such revenues if it can be projected by the agency:

No costs or benefits to the agency or any other agency are expected because Chapter 45 is already ineffective.

A determination of whether implementation of the proposed rule will have an economic impact on any political subdivision or require their cooperation in implementing or enforcing the rule:

No economic impact on any political subdivision is anticipated at this time, nor will they be required to cooperate in implementing or enforcing the rule.

A determination of whether implementation of the proposed rule may have an adverse economic effect on small business as provided by the Oklahoma Small Business Regulatory Flexibility Act:

No adverse economic impact on small business is anticipated because these rules only apply to public employers.

An explanation of the measures the agency has taken to minimize compliance costs and a determination of whether there are less costly or nonregulatory methods or less intrusive methods for achieving the purpose of the proposed rule:

These rules will not impose any additional compliance costs because Chapter 45 is already ineffective. There are no less costly or nonregulatory methods or less intrusive methods for achieving the purpose of the proposed rule.

A 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:

These proposed rules will not affect the public health, safety or environment because Chapter 45 is already ineffective.

A determination of any detrimental effect on the public health, safety and environment if the proposed rules are not implemented:

There will be no effect on the public health, safety or environment if the proposed rules are not implemented because Chapter 45 is already ineffective.

Date the rule impact statement was prepared and the date modified:

Prepared: February 12, 2010
Modified: n/a

Prepared by:

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