

RULE IMPACT STATEMENT

TITLE 35. OKLAHOMA DEPARTMENT OF AGRICULTURE, FOOD, AND FORESTRY CHAPTER 2. FEES

(A) **PURPOSE OF THE PROPOSED RULE:**

The proposed rules amend certain fees contained in Subchapter 3 pertaining to animal health, elemental analysis, meat chemistry, dairy, food, water, microbiological, and Bureau of Standards. These rules allow the Oklahoma Department of Agriculture, Food, and Forestry's Laboratory Services Division to recoup some of the costs associated with conducting the specific tests addressed by the amendments.

(B) **CLASSES OF PERSONS WHO MOST LIKELY WILL BE AFFECTED BY THE PROPOSED RULE:**

The classes of persons most likely to be affected by the proposed rules are those persons or entities who are charged fees for performance of specific tests.

(C) **PERSONS WHO WILL BENEFIT FROM THE PROPOSED RULE:**

The citizens of the State of Oklahoma benefit from the proposed rules because the fees will be more reflective of actual state costs to perform the tests.

(D) **DESCRIPTION OF THE PROBABLE IMPACT OF THE PROPOSED RULE UPON AFFECTED CLASSES OF PERSON:**

These proposed rules ensure that existing testing programs are able to continue without a negative impact on the state budget.

(E) **PROBABLE COST TO AGENCY; EFFECTS ON STATE REVENUES:**

No additional cost to the agency is expected.

(F) **DETERMINATION OF WHETHER IMPLEMENTATION WILL HAVE ANY ECONOMIC IMPACT ON ANY POLITICAL SUBDIVISION OR REQUIRE THEIR COOPERATION IN IMPLEMENTING OR ENFORCING THE PROPOSED RULE:**

No effect on any political subdivision is anticipated by this rule.

(G) **DETERMINATION OF WHETHER IMPLEMENTATION OF THE PROPOSED RULE WILL HAVE AN ADVERSE EFFECT ON SMALL BUSINESS AS PROVIDED BY THE OKLAHOMA SMALL BUSINESS REGULATORY FLEXIBILITY ACT:**

Although small business may be subject to higher costs for certain tests, the savings incurred by the citizens of the State of Oklahoma in having the a truer cost of the test reflected in the price outweighs any potential increase in costs. Small businesses are only subject to fees that reflect the actual costs of performing the tests.

(H) DETERMINATION OF WHETHER THERE ARE LESS COSTLY METHODS OR NON-REGULATORY METHODS FOR ACHIEVING THE PURPOSE OF THE PROPOSED RULE:

No less costly or non-regulatory method will provide an accurate price for tests performed.

(I) DETERMINATION OF THE EFFECT OF THE PROPOSED RULE ON THE PUBLIC HEALTH, SAFETY AND ENVIRONMENT:

No adverse effect upon the public health, safety, or the environment will occur through the implementation of these rules.

(J) DETERMINATION OF ANY DETRIMENTAL EFFECT ON THE PUBLIC HEALTH, SAFETY AND ENVIRONMENT:

No detrimental effect on public health, safety or the environment is anticipated by the adoption of these rules.

(K) DATE RULE IMPACT STATEMENT WAS PREPARED:

December 27, 2007