

## **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 75, Alarm, Locksmith and Fire Sprinkler program.

### **Brief Description of the Purpose of the Proposed Rules:**

The proposed rule amendments provide that an applicant for a residential fire alarm salesperson license need not pass an examination in order to be licensed and need not also be licensed to sell burglar alarms. The circumstances which created the need for the rule amendment are that the Oklahoma Alarm, Locksmith and Fire Sprinkler Industry Committee recommended this amendment to the Commissioner of Labor. The Oklahoma Burglar and Fire Alarm Association, a voluntary association of industry participants had previously recommended separation of the burglar and fire alarm salesperson licenses in 2019 as well as elimination of the testing requirement for residential fire alarm salespersons. The intended effect of the proposed rule amendments is to decrease licensing and compliance burdens for industry participants while maintaining public safety.

### **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:**

Fire alarm industry participants will be affected by the proposed amendments to the residential fire alarm salesperson license requirements. There is no cost to bear with respect to these amendments. Applicants for a salesperson license in the fire alarm industry will be positively affected by the amendments as they will reduce the costs of licensing as testing will no longer be required of fire alarm sales applicants. As of the time of the drafting of the initial Rule Impact Statement, ODOL's Office of General Counsel has received no written comments in response to ODOL's request for comment contained in ODOL's Notice of Rulemaking Intent. ODOL presented details of the contemplated proposal to the Alarm and Locksmith Industry Committee and members of the public in attendance and received no information on cost impacts from any private or public entities or individuals.

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

Fire alarm sales license applicants will benefit from the proposed rule amendments. Fire alarm industry participants and fire alarm sales license applicants will see reduced regulatory burdens.

### **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 fee changes are being proposed.** Residential fire alarm sales applicants will see decreased costs as a fire alarm sales exam will no longer be required for licensure. Entities that conduct training and administer examinations for the residential fire alarm salesperson license will no longer conduct examinations of applicants for the fire alarm salesperson license.

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

ODOL does not anticipate any financial costs or benefits as a result of the proposed rule amendments. No revenue will be needed to implement or enforce the proposed rule amendments.

**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:**

Implementation of the proposed rule amendments will not have an economic impact on any political subdivision or require their cooperation in implementing or enforcing the rules. ODOL does not possess information regarding the Oklahoma Department of Career and Technology Education's projected net decrease in revenues, if any, as a result of the proposed rule amendment eliminating the exam requirement for residential fire alarm salesperson licenses. Residential fire alarm salesperson applicants would no longer be required to take the residential fire alarm salesperson exam.

**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:**

Implementation of the proposed rule amendments will not have an adverse economic effect on small business.

**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:**

The proposed rule amendments are designed specifically to minimize compliance costs by eliminating the testing requirements for residential fire alarm salesperson applicants who will no longer need to take a residential fire alarm exam.

**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:**

The proposed rule amendments are not expected to have an effect on the public health, safety, and environment. Applicants for the affected licenses will still be required to pass a background check to help ensure public safety.

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

The proposed rule amendments are not expected to have any detrimental effect on the public health, safety, and environment if they are not implemented.

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

Prepared: March 1, 2021  
Modified: N/A

**Prepared by:**

Daniel A. Mares  
Assistant General Counsel  
Oklahoma Department of Labor  
3017 N. Stiles, Ste. 100  
Oklahoma City, OK 73105  
[daniel.mares@labor.ok.gov](mailto:daniel.mares@labor.ok.gov)  
Phone: (405) 521-6186  
Fax: (405) 521-6015