

NAME OF AGENCY:

Council on Law Enforcement Education and Training (CLEET)

TYPE OF DOCUMENT:

Rule Impact Statement

PROPOSED RULES:

CHAPTER 1. AGENCY AUTHORITY AND OBJECTIVES

390:1-1-6 [AMENDED]

390:1-1-13 [AMENDED]

SUMMARY:

Amendments to 390:1-1-6 all residential addresses will be redacted from any document supplied by CLEET.

Amendments to 390:1-1-13 language change to the forms of payment received by CLEET.

AUTHORITY:

Council on Law Enforcement Education and Training; 70 O. S., § 3311.2 through 3311.13.

CLASSES OF PERSONS AFFECTED:

Peace officers certified by CLEET and individuals licensed by CLEET.

PERSONS WHO WILL BENEFIT:

Peace officers certified by CLEET and individuals licensed by CLEET.

PROBABLE ECONOMIC IMPACT UPON AFFECTED CLASSES OF PERSONS OR POLITICAL SUBDIVISIONS: (Listing of fees and justification)

None, there are no fees associated with these changes.

PROBABLE COSTS AND BENEFITS TO THE AGENCY OR ANY OTHER AGENCY OF THE IMPLEMENTATION AND ENFORCEMENT OF THE PROPOSED RULE; SOURCE OF REVENUE TO BE USED FOR IMPLEMENTATION AND ENFORCEMENT; AND ANTICIPATED EFFECT ON STATE REVENUES:

No additional monies are required for implementation.

ECONOMIC IMPACT ON POLITICAL SUBDIVISIONS OR ASSISTANCE REQUIRED TO IMPLEMENT OR ENFORCE RULE:

No economic impact.

ADVERSE EFFECT ON SMALL BUSINESSES AS PROVIDED BY THE OKLAHOMA SMALL BUSINESS REGULATORY FLEXIBILITY ACT:

None.

MEASURES TAKEN TO MINIMIZE COMPLIANCE COSTS; ALTERNATIVES CONSIDERED:

This work is already being monitored there would be no additional compliance costs.

EFFECT OF THE PROPOSED RULE ON THE PUBLIC HEALTH, SAFETY AND ENVIRONMENT IF PROPOSED RULE IS NOT IMPLEMENTED; NATURE OF RISK TO PUBLIC HEALTH, SAFETY AND ENVIRONMENT AND EXTENT PROPOSED RULE WILL REDUCE THE RISK:

This proposed rule changes would not affect the public health, safety or environment.

DETRIMENTAL EFFECT OF THE PROPOSED RULE ON THE PUBLIC HEALTH, SAFETY AND ENVIRONMENT IF PROPOSED RULE IS NOT IMPLEMENTED:

None.

DATE PREPARED:

January 25, 2018

NAME OF AGENCY:

Council on Law Enforcement Education and Training (CLEET)

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Rule Impact Statement

PROPOSED RULES:

CHAPTER 2. ADMINISTRATIVE PROCEDURES

390:2-1-2 [AMENDED]

SUMMARY:

Amendments to 390:2-1-2 added language that clarifies that when a timely request for a hearing is received, CLEET will, within 60 days of receipt, advise the party of the date on which the hearing will be held.

AUTHORITY:

Council on Law Enforcement Education and Training; 70 O. S., § 3311.2 through 3311.13.

CLASSES OF PERSONS AFFECTED:

Peace officers certified by CLEET and individuals licensed by CLEET.

PERSONS WHO WILL BENEFIT:

Peace officers certified by CLEET and individuals licensed by CLEET.

PROBABLE ECONOMIC IMPACT UPON AFFECTED CLASSES OF PERSONS OR POLITICAL SUBDIVISIONS: (Listing of fees and justification)

None. There are no fees associated with this change.

PROBABLE COSTS AND BENEFITS TO THE AGENCY OR ANY OTHER AGENCY OF THE IMPLEMENTATION AND ENFORCEMENT OF THE PROPOSED RULE; SOURCE OF REVENUE TO BE USED FOR IMPLEMENTATION AND ENFORCEMENT; AND ANTICIPATED EFFECT ON STATE REVENUES:

No additional monies are required for implementation.

ECONOMIC IMPACT ON POLITICAL SUBDIVISIONS OR ASSISTANCE REQUIRED TO IMPLEMENT OR ENFORCE RULE:

No economic impact.

ADVERSE EFFECT ON SMALL BUSINESSES AS PROVIDED BY THE OKLAHOMA SMALL BUSINESS REGULATORY FLEXIBILITY ACT:

None.

MEASURES TAKEN TO MINIMIZE COMPLIANCE COSTS; ALTERNATIVES CONSIDERED:

This work is already being monitored, there would be no additional compliance costs.

EFFECT OF THE PROPOSED RULE ON THE PUBLIC HEALTH, SAFETY AND ENVIRONMENT IF PROPOSED RULE IS NOT IMPLEMENTED; NATURE OF RISK TO PUBLIC HEALTH, SAFETY AND ENVIRONMENT AND EXTENT PROPOSED RULE WILL REDUCE THE RISK:

This proposed rule would not affect the public health, safety or environment.

DETRIMENTAL EFFECT OF THE PROPOSED RULE ON THE PUBLIC HEALTH, SAFETY AND ENVIRONMENT IF PROPOSED RULE IS NOT IMPLEMENTED:

None.

DATE PREPARED:

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Rule Impact Statement

PROPOSED RULES:

CHAPTER 10. PEACE OFFICER CERTIFICATION

390:10-1-2 [AMENDED]

390:10-1-7 [AMENDED]

SUMMARY:

Amendments to 390:10-1-2 minimum certification and Employment standards, language correction in (d) and (e) to O.S. to reflect that the relevant statute is 70 O.S. 3311 (e) (4).

Amendments to 390:10-1-7 Final Order of Withdrawal or Surrender : deleted language requiring a signature of the officer requesting withdrawal or surrender; adds language that the final order include: the officer's request to voluntary surrender and include the Director's signature; that it include a statement of the underlying facts of the withdrawal or surrender; adds language to address if the surrender or withdrawal is ordered by a court; adds language stating an officer cannot file a request for reinstatement for minimum of five (5) years from the date of the entry.

AUTHORITY:

Council on Law Enforcement Education and Training; 70 O. S., § 3311.2 through 3311.13.

CLASSES OF PERSONS AFFECTED:

Peace officers certified by CLEET.

PERSONS WHO WILL BENEFIT:

Peace officers certified by CLEET.

PROBABLE ECONOMIC IMPACT UPON AFFECTED CLASSES OF PERSONS OR POLITICAL SUBDIVISIONS: (Listing of fees and justification)

None, there are no fees associated with these changes.

PROBABLE COSTS AND BENEFITS TO THE AGENCY OR ANY OTHER AGENCY OF THE IMPLEMENTATION AND ENFORCEMENT OF THE PROPOSED RULE; SOURCE OF REVENUE TO BE USED FOR IMPLEMENTATION AND ENFORCEMENT; AND ANTICIPATED EFFECT ON STATE REVENUES:

No additional monies are required for implementation.

ECONOMIC IMPACT ON POLITICAL SUBDIVISIONS OR ASSISTANCE REQUIRED TO IMPLEMENT OR ENFORCE RULE:

No economic impact.

ADVERSE EFFECT ON SMALL BUSINESSES AS PROVIDED BY THE OKLAHOMA SMALL BUSINESS REGULATORY FLEXIBILITY ACT:

None.

MEASURES TAKEN TO MINIMIZE COMPLIANCE COSTS; ALTERNATIVES CONSIDERED:

This work is already being monitored there would be no additional compliance costs.

EFFECT OF THE PROPOSED RULE ON THE PUBLIC HEALTH, SAFETY AND ENVIRONMENT IF PROPOSED RULE IS NOT IMPLEMENTED; NATURE OF RISK TO PUBLIC HEALTH, SAFETY AND ENVIRONMENT AND EXTENT PROPOSED RULE WILL REDUCE THE RISK:

This proposed rule changes would not affect the public health, safety or environment.

DETRIMENTAL EFFECT OF THE PROPOSED RULE ON THE PUBLIC HEALTH, SAFETY AND ENVIRONMENT IF PROPOSED RULE IS NOT IMPLEMENTED:

None.

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PROPOSED RULES:

CHAPTER 20. RESERVE OFFICER CERTIFICATION AND TRAINING

390:20-1-16 [NEW]

SUMMARY:

New rule 390:1-16 requires that skills areas instructors and lead instructors for reserve academy classes meet requirements in Chapter 25 regarding Law Enforcement Instructor Certification Program; requires reserve skills instructors of record to participate in a CLEET Basic or Approved Academy at least once in the year preceding participation in a reserve academy; requires lead reserve academy skills instructors to instruct annually in an approved academy; requires skill instructors who are not lead instructors or instructors of record meet the Law Enforcement Instructor Certification Program requirements in Chapter 25 and instruct in an approved basic academy every three (3) years; requires instructors other than skills instructors to meet the Law Enforcement Instructor Certification Program requirements in Chapter 2; and requires that instructors who teach reserve the legal block to be a Oklahoma licensed attorney.

AUTHORITY:

Council on Law Enforcement Education and Training; 70 O. S., § 3311.2 through 3311.13.

CLASSES OF PERSONS AFFECTED:

Reserve officers certified by CLEET, and reserve officers seeking approval to attend a reserve academy. Individuals wishing to teach in basic reserve officer academies approved by CLEET.

PERSONS WHO WILL BENEFIT:

Reserve officers certified by CLEET, and reserve officers seeking approval to attend a reserve academy.

PROBABLE ECONOMIC IMPACT UPON AFFECTED CLASSES OF PERSONS OR POLITICAL SUBDIVISIONS: (Listing of fees and justification)

None.

PROBABLE COSTS AND BENEFITS TO THE AGENCY OR ANY OTHER AGENCY OF THE IMPLEMENTATION AND ENFORCEMENT OF THE PROPOSED RULE; SOURCE OF REVENUE TO BE USED FOR IMPLEMENTATION AND ENFORCEMENT; AND ANTICIPATED EFFECT ON STATE REVENUES:

No additional monies are required for implementation.

ECONOMIC IMPACT ON POLITICAL SUBDIVISIONS OR ASSISTANCE REQUIRED TO IMPLEMENT OR ENFORCE RULE:

No economic impact.

ADVERSE EFFECT ON SMALL BUSINESSES AS PROVIDED BY THE OKLAHOMA SMALL BUSINESS REGULATORY FLEXIBILITY ACT:

None.

MEASURES TAKEN TO MINIMIZE COMPLIANCE COSTS; ALTERNATIVES CONSIDERED:

This work is already being monitored, there would be no additional compliance costs.

EFFECT OF THE PROPOSED RULE ON THE PUBLIC HEALTH, SAFETY AND ENVIRONMENT IF PROPOSED RULE IS NOT IMPLEMENTED; NATURE OF RISK TO PUBLIC HEALTH, SAFETY AND ENVIRONMENT AND EXTENT PROPOSED RULE WILL REDUCE THE RISK:

This proposed rule would not affect the public health, safety or environment.

DETRIMENTAL EFFECT OF THE PROPOSED RULE ON THE PUBLIC HEALTH, SAFETY AND ENVIRONMENT IF PROPOSED RULE IS NOT IMPLEMENTED:

None.

DATE PREPARED:

January 25, 2018

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Rule Impact Statement

PROPOSED RULES:

CHAPTER 25. CONTINUING LAW ENFORCEMENT EDUCATION

390:25-1-8 [AMENDED]

390:25-1-12 [AMENDED]

390:25-1-19 [AMENDED]

SUMMARY:

Amendments to 390:25-1-8 language (a) (4) (b) to change “accreditation number” to “catalogue number.”

Amendments to 390:25-1-12 added language (3) to require that those who received Basic Instructor Development Waiver attend a waiver transition course as prescribed by CLEET .

Amendments to 390:25-1-19 grounds for revocation, remove Section K (to correct outdated statutory reference).

AUTHORITY:

Council on Law Enforcement Education and Training; 70 O.S., § 3311 through 3311.13.

CLASSES OF PERSONS AFFECTED:

Peace officers and Reserve peace officers certified by CLEET

PERSONS WHO WILL BENEFIT:

Peace officers and Reserve peace officers certified by CLEET

PROBABLE ECONOMIC IMPACT UPON AFFECTED CLASSES OF PERSONS OR POLITICAL SUBDIVISIONS: (Listing of fees and justification)

None.

PROBABLE COSTS AND BENEFITS TO THE AGENCY OR ANY OTHER AGENCY OF THE IMPLEMENTATION AND ENFORCEMENT OF THE PROPOSED RULE; SOURCE OF REVENUE TO BE USED FOR IMPLEMENTATION AND ENFORCEMENT; AND ANTICIPATED EFFECT ON STATE REVENUES:

There are no costs associated with this change.

ECONOMIC IMPACT ON POLITICAL SUBDIVISIONS OR ASSISTANCE REQUIRED TO IMPLEMENT OR ENFORCE RULE:

No economic impact.

ADVERSE EFFECT ON SMALL BUSINESSES AS PROVIDED BY THE OKLAHOMA SMALL BUSINESS REGULATORY FLEXIBILITY ACT:

None

MEASURES TAKEN TO MINIMIZE COMPLIANCE COSTS; ALTERNATIVES CONSIDERED:

This work is already being monitored for full time officers, there would be no additional compliance costs.

EFFECT OF THE PROPOSED RULE ON THE PUBLIC HEALTH, SAFETY AND ENVIRONMENT IF PROPOSED RULE IS NOT IMPLEMENTED; NATURE OF RISK TO PUBLIC HEALTH, SAFETY AND ENVIRONMENT AND EXTENT PROPOSED RULE WILL REDUCE THE RISK:

This proposed rule would not affect the public health, safety or environment.

DETRIMENTAL EFFECT OF THE PROPOSED RULE ON THE PUBLIC HEALTH, SAFETY AND ENVIRONMENT IF PROPOSED RULE IS NOT IMPLEMENTED:

None.

DATE PREPARED:

January 25, 2018

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Council on Law Enforcement Education and Training (CLEET)

TYPE OF DOCUMENT:

Rule Impact Statement

PROPOSED RULES:

CHAPTER 30. CDS DETECTOR DOG CERTIFICATION

390:30-1-6 [AMENDED]

SUMMARY:

Amendments to 390:30-1-6 to add new language (k) to reflect changes that the certification month and date would remain the same and only the year would change.

AUTHORITY:

Council on Law Enforcement Education and Training; 70 O. S., § 3311.2 through 3311.13.

CLASSES OF PERSONS AFFECTED:

CDS DETECTOR DOG CERTIFICATION

PERSONS WHO WILL BENEFIT:

CDS DETECTOR DOG CERTIFICATION

PROBABLE ECONOMIC IMPACT UPON AFFECTED CLASSES OF PERSONS OR POLITICAL SUBDIVISIONS: (Listing of fees and justification)

None

PROBABLE COSTS AND BENEFITS TO THE AGENCY OR ANY OTHER AGENCY OF THE IMPLEMENTATION AND ENFORCEMENT OF THE PROPOSED RULE; SOURCE OF REVENUE TO BE USED FOR IMPLEMENTATION AND ENFORCEMENT; AND ANTICIPATED EFFECT ON STATE REVENUES:

There are no costs associated with this change.

ECONOMIC IMPACT ON POLITICAL SUBDIVISIONS OR ASSISTANCE REQUIRED TO IMPLEMENT OR ENFORCE RULE:

None.

ADVERSE EFFECT ON SMALL BUSINESSES AS PROVIDED BY THE OKLAHOMA SMALL BUSINESS REGULATORY FLEXIBILITY ACT:

None.

MEASURES TAKEN TO MINIMIZE COMPLIANCE COSTS; ALTERNATIVES CONSIDERED:

This work is already being monitored, there would be no additional compliance costs.

EFFECT OF THE PROPOSED RULE ON THE PUBLIC HEALTH, SAFETY AND ENVIRONMENT IF PROPOSED RULE IS NOT IMPLEMENTED; NATURE OF RISK TO PUBLIC HEALTH, SAFETY AND ENVIRONMENT AND EXTENT PROPOSED RULE WILL REDUCE THE RISK:

This proposed rule changes would not affect the public health, safety or environment.

DETRIMENTAL EFFECT OF THE PROPOSED RULE ON THE PUBLIC HEALTH, SAFETY AND ENVIRONMENT IF PROPOSED RULE IS NOT IMPLEMENTED:

None.

DATE PREPARED:

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TYPE OF DOCUMENT:

Rule Impact Statement

PROPOSED RULES:

CHAPTER 35. REGULATION OF PRIVATE SECURITY INDUSTRY

SUBCHAPTER 1. GENERAL PROVISIONS

390:35-1-3 [AMENDED]

SUBCHAPTER 5. LICENSE REQUIREMENTS

390:35-5-2 [REVOKED]

390:35-5-2.1 [NEW]

390:35-5-3 [AMENDED]

SUBCHAPTER 7. APPLICATION PROCEDURE

390:35-7-3 [AMENDED]

390:35-7-4 [AMENDED]

SUMMARY:

Subchapter 1, General Provisions:

Amendments to 390:35-1-3 new language to the definition of conviction excluding deferred sentences from the definition.

Subchapter 5. License Requirements:

Revoked 390:35-5-2 will be deleted and a new rule will encompass renewals and continuing education for private security.

New Rule 390:35-5-2.1 New heading regarding renewals and continuing education. States that renewal applications will be accepted up to 30 days after the date of expiration of the license. If renewal application is received more than 30 days after expiration date, a letter will be sent to applicant with instructions to complete a regular application. Continuing education will still be required with new application. Language is changed to permit penalty citation for failure to obtain required training. New language is added clarifying that no license will be issued if the applicant is a defendant in a pending charge that would be a disqualifier upon conviction and that if an applicant is the subject of a deferred imposition of judgment and sentence or deferred prosecution for a disqualifying offense no license will be issued for five (5) years after final determination of the matter.

Amendments to 390:35-5-3 to add new language (d) stating that a conditional license will have thirty (30) days to respond to a request for additional information that has been requested.

Subchapter 7, Application Procedure:

Amendments to 390:35-7-3 to add new language to paragraph (c) , stating that an applicant has only thirty (30) days to make necessary corrections to an application and/or provide requested documents. After that time, the application will be returned to the applicant..

Amendments to 390:35-7-4 to add a new paragraph (g) stating that if CLEET is advised that an applicant has been involuntarily committed, CLEET will notify the applicant and the employer and require that the applicant provide written notification of a psychological evaluation conducted by a licensed physician or psychologist.

AUTHORITY:

Council on Law Enforcement Education and Training; 59 O.S., § 1350.1 et seq.; 59 O.S., § 1750.1 through 1750.14; 70 O.S., § 3311 et seq.

CLASSES OF PERSONS AFFECTED:

Persons licensed by CLEET as private investigators or security guards, agencies operating as security guard or private investigative agencies. Bail Enforcers reinstatement process.

PERSONS WHO WILL BENEFIT:

Persons licensed by CLEET as private investigators or security guards, agencies operating as security guard or private investigative agencies. Bail Enforcers.

PROBABLE ECONOMIC IMPACT UPON AFFECTED CLASSES OF PERSONS OR POLITICAL SUBDIVISIONS: (Listing of fees and justification)

None.

PROBABLE COSTS AND BENEFITS TO THE AGENCY OR ANY OTHER AGENCY OF THE IMPLEMENTATION AND ENFORCEMENT OF THE PROPOSED RULE; SOURCE OF REVENUE TO BE USED FOR IMPLEMENTATION AND ENFORCEMENT; AND ANTICIPATED EFFECT ON STATE REVENUES:

No additional monies are required for implementation.

ECONOMIC IMPACT ON POLITICAL SUBDIVISIONS OR ASSISTANCE REQUIRED TO IMPLEMENT OR ENFORCE RULE:

No economic impact.

ADVERSE EFFECT ON SMALL BUSINESSES AS PROVIDED BY THE OKLAHOMA SMALL BUSINESS REGULATORY FLEXIBILITY ACT:

None.

MEASURES TAKEN TO MINIMIZE COMPLIANCE COSTS; ALTERNATIVES CONSIDERED:

This work is already being monitored, there would be no additional compliance costs.

EFFECT OF THE PROPOSED RULE ON THE PUBLIC HEALTH, SAFETY AND ENVIRONMENT IF PROPOSED RULE IS NOT IMPLEMENTED; NATURE OF RISK TO PUBLIC HEALTH, SAFETY AND ENVIRONMENT AND EXTENT PROPOSED RULE WILL REDUCE THE RISK:

This proposed rule would not affect the public health, safety or environment.

DETRIMENTAL EFFECT OF THE PROPOSED RULE ON THE PUBLIC HEALTH, SAFETY AND ENVIRONMENT IF PROPOSED RULE IS NOT IMPLEMENTED:

None.

DATE PREPARED:

January 25, 2018

NAME OF AGENCY:

Council on Law Enforcement Education and Training (CLEET)

TYPE OF DOCUMENT:

Rule Impact Statement

PROPOSED RULES:

CHAPTER 40. Oklahoma Self-Defense Act

390:40-1-3 [AMENDED]

390:40-9-2 [AMENDED]

390:40-9-4 [AMENDED]

390:40-9-5 [AMENDED]

390:40-9-6 [AMENDED]

SUMMARY:

SUBCHAPTER 1. GENERAL PROVISIONS

Amendments to 390:40-1-3 changes made to definitions of concealed handgun, pistol and unconcealed handgun.

SUBCHAPTER 9. TRAINING STANDARDS AND REQUIREMENTS

Amendments to 390:40-9-2 new language added to (e) to require SDA instructors provide notification not less than seventy –two (72) hour in advance of each eight hour training course conducted.

Amendments to 390:40-9-4 deleted requirement that an applicant for an SDA license provide proof of training to obtain an exemption; added language recognizing NRA instructor training as sufficient to qualify for an exemption; deleted requirement that the instructor issue a certificate of training exemption to each applicant whose proof of exemption of training is within the guidelines and that the instructor may charge a fee for the exemption certificate in accordance with Section 1290.15 of Title 21 of the Oklahoma Statutes; added language requiring an instructor maintain a copy of the documents presented as proof of training with a copy of the certificate of training exemption for inspection by CLEET personnel.

Amendments to 390:40-9-5 attendance and administrative requirements, remove requirement that individuals who are exempt from the firing range segment of training are required to attend the classroom portion which contain the legal, home safety and storage segments.

Amendments to 390:40-9-6 certificates, remove (c) which required that the SDA Firearm Instructor issue a certificate of exemption on the CLEET form for all or part of the training requirements immediately upon accepting the documents.

AUTHORITY:

Council on Law Enforcement Education and Training; 70 O.S., § 3311 through 3311.13.

CLASSES OF PERSONS AFFECTED:

Peace officers who wish to have an Oklahoma permit to carry a firearm.

PERSONS WHO WILL BENEFIT:

Peace officers who wish to have an Oklahoma permit to carry a firearm.

PROBABLE ECONOMIC IMPACT UPON AFFECTED CLASSES OF PERSONS OR POLITICAL SUBDIVISIONS: (Listing of fees and justification)

None.

PROBABLE COSTS AND BENEFITS TO THE AGENCY OR ANY OTHER AGENCY OF THE IMPLEMENTATION AND ENFORCEMENT OF THE PROPOSED RULE; SOURCE OF REVENUE TO BE USED FOR IMPLEMENTATION AND ENFORCEMENT; AND ANTICIPATED EFFECT ON STATE REVENUES:

No economic impact for CLEET. Data processing fees will not be charged by CLEET and staff will not have additional workload, as record check had been completed for a number of years.

ECONOMIC IMPACT ON POLITICAL SUBDIVISIONS OR ASSISTANCE REQUIRED TO IMPLEMENT OR ENFORCE RULE:

None.

ADVERSE EFFECT ON SMALL BUSINESSES AS PROVIDED BY THE OKLAHOMA SMALL BUSINESS REGULATORY FLEXIBILITY ACT:

None.

MEASURES TAKEN TO MINIMIZE COMPLIANCE COSTS; ALTERNATIVES CONSIDERED:

This work is already being monitored, there would be no additional compliance costs.

EFFECT OF THE PROPOSED RULE ON THE PUBLIC HEALTH, SAFETY AND ENVIRONMENT IF PROPOSED RULE IS NOT IMPLEMENTED; NATURE OF RISK TO PUBLIC HEALTH, SAFETY AND ENVIRONMENT AND EXTENT PROPOSED RULE WILL REDUCE THE RISK:

This proposed rule changes would not affect the public health, safety or environment.

DETRIMENTAL EFFECT OF THE PROPOSED RULE ON THE PUBLIC HEALTH, SAFETY AND ENVIRONMENT IF PROPOSED RULE IS NOT IMPLEMENTED:

None.

DATE PREPARED:

January 25, 2018

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TYPE OF DOCUMENT:

Rule Impact Statement

PROPOSED RULES:

CHAPTER 45. RETIRED PEACE OFFICER FIREARMS PERMITS

390:45-1-3 [AMENDED]

SUMMARY:

Amendments to 390:45-1-3 amends language to conform to statutory changes including adding handgun to the definition of pistol; defining pistol or handgun as having a barrel or barrels length of less than sixteen (16) inches, is capable of firing a single or multiple projectiles from a single round of ammunition, can be held and fired by the use of one or both hands, and uses a combustible propellant charge to propel the projectile or projectiles.

AUTHORITY:

Council on Law Enforcement Education and Training; 21 O.S., § 1289.8 and 1290.1 et seq.; 70 O.S., § 3311 et seq., 74 O.S. Section 150.9

CLASSES OF PERSONS AFFECTED:

Retired peace officers who wish to have an Oklahoma permit to carry a firearm.

PERSONS WHO WILL BENEFIT:

Retired peace officers who wish to have an Oklahoma permit to carry a firearm.

PROBABLE ECONOMIC IMPACT UPON AFFECTED CLASSES OF PERSONS OR POLITICAL SUBDIVISIONS: (Listing of fees and justification)

None.

PROBABLE COSTS AND BENEFITS TO THE AGENCY OR ANY OTHER AGENCY OF THE IMPLEMENTATION AND ENFORCEMENT OF THE PROPOSED RULE; SOURCE OF REVENUE TO BE USED FOR IMPLEMENTATION AND ENFORCEMENT; AND ANTICIPATED EFFECT ON STATE REVENUES:

No economic impact for CLEET. Data processing fees will not be charged by CLEET and staff will not have additional workload, as record check had been completed for a number of years.

ECONOMIC IMPACT ON POLITICAL SUBDIVISIONS OR ASSISTANCE REQUIRED TO IMPLEMENT OR ENFORCE RULE:

None.

ADVERSE EFFECT ON SMALL BUSINESSES AS PROVIDED BY THE OKLAHOMA SMALL BUSINESS REGULATORY FLEXIBILITY ACT:

None.

MEASURES TAKEN TO MINIMIZE COMPLIANCE COSTS; ALTERNATIVES CONSIDERED:

This work is already being monitored, there would be no additional compliance costs.

EFFECT OF THE PROPOSED RULE ON THE PUBLIC HEALTH, SAFETY AND ENVIRONMENT IF PROPOSED RULE IS NOT IMPLEMENTED; NATURE OF RISK TO PUBLIC HEALTH, SAFETY AND ENVIRONMENT AND EXTENT PROPOSED RULE WILL REDUCE THE RISK:

This proposed rule changes would not affect the public health, safety or environment.

DETRIMENTAL EFFECT OF THE PROPOSED RULE ON THE PUBLIC HEALTH, SAFETY AND ENVIRONMENT IF PROPOSED RULE IS NOT IMPLEMENTED:

None.

DATE PREPARED:

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