

**TITLE 475. OKLAHOMA STATE BUREAU OF NARCOTICS AND DANGEROUS
DRUGS CONTROL
CHAPTER 1. ADMINISTRATIVE OPERATIONS**

475:1-1-1. Purpose [AMENDED]

The Oklahoma State Bureau of Narcotics and Dangerous Drugs Control (OBN) is mandated with enforcement of Title 63 of the Oklahoma Statutes. OBN Headquarters in Oklahoma City houses the administrative offices of the Bureau as well as the Registration, Education and Training Sections, Records and Communications Divisions. Agents of the Criminal Enforcement Section of OBN operate out of the regional offices as well as Oklahoma City to provide assistance to local law enforcement and enforce criminal violations involving the cultivation and distribution of illicit drugs. The ~~Compliance~~ Diversion Division focuses on OBN registrants' adherence to law and the diversion of legally manufactured controlled dangerous substances.

475:1-5-6. Submission and receipt of evidence [AMENDED]

- (a) The hearing officer may allow evidence at a hearing or pre-hearing conference that is competent, relevant, material and not unduly repetitious.
- (b) Opinion testimony shall be admitted when the hearing officer is satisfied that the witness is properly qualified.
- (c) Authenticity of all documents submitted in advance shall be deemed admitted unless objection thereto is filed with the hearing officer, except that a party will be permitted to challenge such authenticity at a later time upon showing of good cause for failure to have filed such written objection.
- (d) Samples, if otherwise admissible into evidence, may be displayed at the hearing and may be described for purposes of the record or may be admitted into evidence as exhibits.
- (e) Where official notice is taken or is to be taken of a material fact not appearing in the evidence of record, any party, on timely request, shall be afforded opportunity to controvert such fact.
- (f) The hearing officer shall file as exhibits copies of the following documents:
 - (1) The order to show cause or notice of hearing.
 - (2) Any waiver of hearing.
 - (3) The prehearing ruling, if any.
 - (4) Any other document necessary to show the basis for the hearing.

[Source: Amended at 12 Ok Reg 2833, eff 7-15-95; Amended at 24 Ok Reg 2735, eff 8-11-07]

475:1-5-11. Surrender of Registration in Lieu of Administrative Action [AMENDED]

- (a) Any registered person of the Oklahoma Bureau of Narcotics may surrender his registration in

lieu of administrative action at any time before such action is taken. In such a case, the registered entity will waive the right to reapply for an OBN registration for a period of one (1) year. In such case, the OBN Director may approve or deny any application from the registrant following this one-year period based on the impact issuing the ~~requested~~ requested registration may have on the general public safety.

(b) In the event an individual practitioner's registration is revoked, suspended or surrendered, either voluntarily or following administrative action, he or she may not, at any time, utilize the registration of another individual and/or institution. Any effort to utilize the registration of another may be considered an unlawful dispensation, delivery or administering of a controlled dangerous substance as set forth under Title 63 of the Oklahoma Statutes.

[Source: Added at 24 Ok Reg 2735, eff 8-11-07]