

RULE IMPACT STATEMENT:

**State of Oklahoma
Pardon and Parole Board**

FROM: Justin Wolf
Oklahoma Pardon and Parole Board

SUBJECT: Rule Impact Statement

A. Brief description of the purpose of the rule:

The proposed revisions will expand the current definitions within the commutation process to allow for implementation of statutory amendments to 57 O.S. 332.2. This will enable the Board to process commutations in an accelerated single-stage docket as mandated by the legislature.

B. A 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:

The classes of persons who will most likely be affected by this rule proposed rule are inmates who are currently incarcerated within the Department of Corrections for crimes that were classified as felonies at the time of their commission, but, if they were committed today, would be classified as misdemeanors. This rule should not place any cost burden on private or public entities; however, the Department of Corrections will experience a spike in specific work volumes for a short period which should then be countered by immediate cost savings. No information on any cost impacts were received from any entity.

C. A description of the classes of persons who will benefit from the proposed rule:

The proposed rule changes will benefit inmates and the families of inmates who are currently incarcerated within the Department of Corrections for crimes that were classified as felonies at the time of their commission, but, if they were committed today would be classified as misdemeanors. Their

processing through the accelerated single-stage commutation will be faster and more efficient.

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

There is no probable economic impact of the proposed rule changes upon any classes of persons or political subdivisions.

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

The estimated budget impact is neutral; however, released inmates will save the Department of Corrections the averred cost of incarceration for each inmate who is released. This amount is variable per inmate based on their estimated release date.

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

The proposed rule changes will not have an economic impact on any political subdivision or require their cooperation in implementing or enforcing the rule changes.

- G. A 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:**

The agency does not anticipate that the proposed rule changes will have an adverse effect on small businesses.

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

The agency has taken measures to determine that there are no other legal methods to achieve the purpose of the proposed rule changes. There are no compliance costs.

- I. 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 changes should not have any effect on the public health, safety or environment. The proposed rule is not designed to reduce significant risks to the public health, safety or environment.

- J. A determination of any detrimental effect on the public health, safety and environment if the proposed rule is not implemented:**

The agency does not anticipate any detrimental effect on the public health, safety or environment if the proposed rule is not implemented.

- K. The date the rule impact statement was prepared and if modified, the date modified:**

Prepared date: October 15, 2019.