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Mary Fallin, Governor
Chris Benge,
Secretary of State
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Notices of Rulemaking Intent

CONTACT PERSON:

For additional information contact any OBPVS staff member (Helen Myers, Cory Lawson, Angela Moore, or Nora House) at (405) 528-3370.

[OAR Docket #16-105; filed 1-25-16]

TITLE 575. STATE BOARD OF EXAMINERS OF PSYCHOLOGISTS CHAPTER 1. ORGANIZATION OF BOARD AND PROCEDURES FOR HANDLING COMPLAINTS

[OAR Docket #16-117]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

575:1-1-3. Investigation of requests for inquiry
[AMENDED]

SUMMARY:

The proposed revision on 575:1-1-3 (3) allows the executive officer to select an investigator as well as the chair or vice-chair.

AUTHORITY:

The State Board of Examiners of Psychologists has the authority to promulgate Rules for this area of control according to Title 59, O.S. 1981, Section 1352.1(8).

COMMENT PERIOD:

Written comments will be accepted February 17, 2016 through March 18, 2016 at: 421 NW 13th Street, Suite 180, Oklahoma City, OK 73103, Attn: Teanne Rose.

PUBLIC HEARING:

A public hearing is scheduled on Friday, March 25, 2016, 11:00 am, at the Office of the Attorney General 313 Northeast 21st Street, Oklahoma City, OK 73105.

REQUEST FOR COMMENTS FROM BUSINESS ENTITIES:

n/a

COPIES OF THE PROPOSED RULES:

Copies of the proposed rules may be obtained from the Oklahoma Board of Examiners of Psychologists, 421 NW 13th Street, Suite 180, Oklahoma City, Oklahoma 73103. Telephone (405)522-1333.

RULE IMPACT STATEMENT:

The rule impact statement may be obtained from the Oklahoma Board of Examiners of Psychologists, 421 NW 13th Street, Suite 180, Oklahoma City, Oklahoma, 73103. Telephone (405)522-1333.

CONTACT PERSON:

Teanne Rose, Executive Officer, (405) 522-1333

[OAR Docket #16-117; filed 1-25-16]

TITLE 575. STATE BOARD OF EXAMINERS OF PSYCHOLOGISTS CHAPTER 10. LICENSURE OF PSYCHOLOGISTS

[OAR Docket #16-118]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

575:10-1-2. Requirements to become licensed as a psychologist [AMENDED]

575:10-1-3. Private Practice Under Supervision [AMENDED]

575:10-1-7. Hiring of psychological technicians by psychologists [AMENDED]

575:10-1-8. Continuing professional education for psychologists [AMENDED]

SUMMARY:

The proposed revisions to 575:10-1-2 Requirements to become licensed as a psychologist will provide foreign applicants an avenue to become licensed in Oklahoma since the Designation Committee of the National Register of Health Service Providers in Psychology and the Association of State and Provincial Psychology Board no longer approves programs. Other changes to this section include clarification of the statute and also adds rules for post-military applicants. Revisions to the Private Practice Under Supervision is to initiate permanent rule changes to strike rule 575:10-1-3(i) which prohibits board members to serve as supervisors. This change was approved by the Governor as an Emergency Rule Change and became effective October 26, 2015. The proposed rule changes to 575:10-1-7 Hiring of psychological technicians will change the limitation on activities of psychological technicians. The revisions allow a psychologist to supervise physically onsite or through telemedicine or direct telecommunications; will change the requirements from requiring a certification as a Board Certified Behavior Analyst (BCBA) to also allow those that have completed the DDS Certification program the ability to provide services to individuals served by the Department of Human Services, Developmental Disabilities Services (DDS). Another change in this section will allow a psychologist to hire up to four psychological technicians. Last, given that the oral examination is no longer required for licensure, a revision to update the language for kinds of educational activities for which credit may be received will strike oral examination committee member as a way for which continuing education may be received.

AUTHORITY:

The State Board of Examiners of Psychologists has the authority to promulgate Rules for this area of control according to Title 59, O.S. 1981, Section 1352.1(8).

COMMENT PERIOD:

Written comments will be accepted February 17, 2016 through March 18, 2016 at: 421 NW 13th Street, Suite 180, Oklahoma City, OK 73103, Attn: Teanne Rose.

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CONTACT PERSON:

Teanne Rose, Executive Officer, (405) 522-1333

[OAR Docket #16-118; filed 1-25-16]

**TITLE 660. DEPARTMENT OF SECURITIES
CHAPTER 2. ORGANIZATION AND
PROCEDURES OF DEPARTMENT OF
SECURITIES**

[OAR Docket #16-114]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 7. Investigations

660:2-7-3. [AMENDED]

Subchapter 9. Individual Proceeding Practices and Procedures

660:2-9-3. [AMENDED]

SUMMARY:

The proposed rule amendments impose the duty to supplement subpoena compliance when responses become materially incomplete. The proposed rule amendments also authorize the use of requests for admissions in discovery; impose a duty to supplement discovery when prior responses become materially incomplete or incorrect; impose page limitations on motions and responsive pleadings thereto; and set forth additional sanctions for failures to comply with or cooperate in discovery.

The Administrator finds that the subject rule amendment is necessary or appropriate in the public interest or for the protection of investors and is consistent with the purposes intended by this act.

AUTHORITY:

Administrator, Oklahoma Department of Securities; 71 O.S. §§1-605, 1-608

COMMENT PERIOD:

Persons wishing to present their views in writing may do so before 5:00 p.m., March 17, 2016, at the Oklahoma Department of Securities, City Place, 204 North Robinson, Suite 400, Oklahoma City, OK 73102-7001.

PUBLIC HEARING:

A public hearing will be held at 10:00 a.m. on Friday, March 18, 2016, to provide an opportunity for persons to orally present their views. Each person will be allowed a maximum of 10 minutes to speak and must sign in at the door by 9:30 a.m. in the conference room at the Oklahoma Department of Securities, City Place, Suite 400, 204 North Robinson, Oklahoma City, Oklahoma.

REQUEST FOR COMMENTS FROM BUSINESS ENTITIES:

N/A

COPIES OF PROPOSED RULES:

The public may access copies of the proposed rules on the Department's website at www.securities.ok.gov or obtain copies for review between 8:00 a.m. and 5:00 p.m., Monday through Friday, at the offices of the Oklahoma Department of Securities, City Place, Suite 860, 204 North Robinson, Oklahoma City, OK 73102, telephone (405) 280-7700.

RULE IMPACT STATEMENT:

A rule impact statement will be available as of February 17, 2016, at the Oklahoma Department of Securities (address, telephone number and website as listed above).

CONTACT PERSON:

Faye Morton, General Counsel, Oklahoma Department of Securities, (405) 280-7727

[OAR Docket #16-114; filed 1-25-16]

**TITLE 660. DEPARTMENT OF SECURITIES
CHAPTER 6. FORMS**

[OAR Docket #16-115]

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 5. Forms Used under the Securities Act

660:6-5-1. [AMENDED]

SUMMARY:

The proposed rule amendments update form references, delete a form that is no longer in general use, and provide a form for an exemption notice for offerings conducted pursuant to Regulation A Tier 2 under federal law in light of a recent statutory change.

The Administrator finds that the subject rule amendment is necessary or appropriate in the public interest or for the