RULE IMPACT STATEMENT

210:10-1-18.1 Right to Appeal Transfer Application Upon Denial [NEW]

a. What is the purpose of the proposed rule change?

The purpose of this rule is to implement the provisions of Senate Bill 783 (2021), amending the Education Open Transfer Act, which was signed into law and became effective on March 31, 2021, and is codified at 70 O.S. § 8-101.2, 8-103, 8-103.1, and 8-113.

b. What classes of persons will be affected by the proposed rule change and what classes of persons will bear the costs of the proposed rule change?

The rule change will directly affect students and their parents who seek a student transfer to a non-resident school district, as well as teachers, administrators, and other employees of public school districts (i.e., traditional, charter, virtual charter) who will oversee or implement the revised transfer process.

c. What classes of persons will benefit from the proposed rule change?

The rule change will benefit students by ensuring that any student may apply for a transfer to any public school district within the state, subject to the provisions of the Education Open Transfer Act.

d. What is the probable economic impact of the proposed rule upon affected classes of persons or political subdivisions?

The agency does not anticipate any economic impact upon political subdivisions or affected classes as a result of implementation of the proposed rule change at this time.

e. What is the probable cost to the agency to implement and enforce the proposed rule change?

The agency will incur expense to update data applications in order to implement new provisions of the Education Open Transfer Act. The agency may also need additional staff to receive and review transfer appeals depending on the quantity of appeals in the future.

f. What is the economic impact on any political subdivision to implement the proposed rule change?

The agency does not anticipate any economic impact on any political subdivision to implement the proposed rule change at this time.

g. Will implementing the rule change have an adverse effect on small business as provided by the Oklahoma Small Business Regulatory Flexibility Act?
The agency does not anticipate any adverse economic impact on small business as a result of the proposed rule change at this time.

h. Are there any other methods which are less costly, nonregulatory, or less intrusive to achieve the purpose of the proposed rule change?

No.

i. Will the rule change impact the public health, safety, and environment, and is the change designed to reduce significant risks to the public health, safety, and environment? If so, explain nature of risk and to what extent the proposed rule change will reduce the risk.

The agency does not anticipate passage of these emergency rules will impact the public health, safety, and environment. These rules are proposed in order to clarify and allow for practical implementation of existing law.

j. What detrimental effect will there be on the public health, safety, and environment if the rule change is not implemented?

The agency does not anticipate any detrimental effect on public health, safety, or environment as a result of failure to implement the proposed rule at this time.

k. Date Prepared

February 3, 2022