

RULE IMPACT STATEMENT
TITLE 210. STATE DEPARTMENT OF EDUCATION
CHAPTER 30. SCHOOL FACILITIES AND TRANSPORTATION

SUBCHAPTER 5. TRANSPORTATION

- a. **What is the purpose of the proposed rule change?**
The new rule at 210:30-5-8 establishes the qualifications and procedures for certification of school bus drivers and replaces the school bus driver certification previously located at 210:30-5-1(g), which was amended with an effective date of June 27, 2013. The new rule adds a procedure whereby drivers with monocular vision conditions and insulin-dependent drivers with diabetes can qualify to obtain a school bus driver certificate. The new rule also clarifies what specific requirements school bus drivers must meet to obtain a school bus driver certificate from the State Department of Education must meet once they have met the more general requirements to obtain a commercial motor vehicle license established from the State Department of Public Safety. The new rule is also necessary to ensure compliance with the Americans with Disabilities Act. The new rule also adds a requirement that applicants for a school bus driver certificate notify the SDE of any disqualifying offenses during the pendency of the application. The proposed permanent rule, if adopted, will replace the emergency rule currently in effect.
- 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 proposed changes will affect school bus drivers, public school students, their parents/legal guardians, as well as public school districts and public schools.
- c. **What classes of persons will benefit from the proposed rule change?**
Insulin-dependent diabetic drivers and drivers with monocular vision conditions will now have the opportunity to demonstrate that they are physically qualified to safely transport public school children in a school bus.
- 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 affected classes of persons or political subdivisions 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 does not anticipate any cost to the agency to implement and enforce as a result of the proposed change in the rule at this time. Additional record keeping, if any, will be performed by existing staff.
- 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 anticipates that the new rule minimizes public safety risks to public school students who rely upon public school transportation by ensuring that school bus drivers who are reliant upon insulin to treat diabetes mellitus or who have monocular vision conditions have the opportunity to qualify for certification by demonstrating that they are physically able to safely operate a school bus. The agency does not anticipate any environmental or public health impact as a result of the proposed rule at this time.

- 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 implementation of the proposed rule at this time.

- k. **Date Prepared:** October 15, 2013.