

RULE IMPACT STATEMENT

TITLE 210. STATE DEPARTMENT OF EDUCATION CHAPTER 1. STATE BOARD OF EDUCATION SUBCHAPTER 5. DUE PROCESS

- a. **What is the purpose of the proposed rule change?**
The proposed amendments to 210:1-5-6 clarify the procedures for the State Department of Education's provision of notice to a certificate holder when a certificate revocation will be considered by the State Board of Education. The amendments provide that a hearing on a proposed revocation shall be set no earlier than 45 days from the date the complaint is filed, and that a certificate holder must keep a current address on file with the State Department of Education which will be presumed to be a proper address for service of notice. At least 15 days prior to the hearing date, the name and address of any desired witnesses must be given to the Secretary of the State Board of Education, and parties shall exchange witness lists and exhibits. These timeframes will permit greater hearing preparation time for the State Department and for respondents, as well as allowing hearing materials to be distributed in advance to State Board members in preparation for revocation hearings.
- 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 holders of certificates issued by the State Department of Education, as well as school districts. The agency does not anticipate any additional costs to result from the rule amendment.
- c. **What classes of persons will benefit from the proposed rule change?**
The proposed changes will benefit school districts and certificate holders.
- 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 does not anticipate any impact on public health, safety, or environment as a result of implementation 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 failure to implement the proposed rule at this time.

k. **Date Prepared:** February 12, 2015