

RULE IMPACT STATEMENT
TITLE 210. STATE DEPARTMENT OF EDUCATION
CHAPTER 10. SCHOOL ADMINISTRATION AND INSTRUCTIONAL SERVICES
SUBCHAPTER 1. GENERAL PROVISIONS

- a. **What is the purpose of the proposed rule change?**
The proposed amendments to 210:10-1-18 are necessary to implement 2013 amendments to provisions of the Education Open Transfer Act at 70 O.S. §§ 8-103, 8-103.1 and 8-104. The proposed amendments to the rule add harassment, intimidation, and bullying as a basis for a student to request an emergency transfer under 70 O.S. §8-104 in accordance with amendments to the statute resulting from HB 1422. The proposed amendments also add a provision implementing the new Deployed Parents School Act of 2013 at 70 O.S. §103.1 (SB 759), which permits transfers of students to a district in which the student will be residing with a relative if the student is a dependent children of a temporarily deployed full-time active duty member of the military. The amendments also add language to the rule to clarify when certain emergency transfers require other action or approval from a sending district, and clarify the statutory grounds for various categories of student transfers. The proposed amendments to the rule also revise the deadlines for submission, acceptance, and confirmation of open transfers in accordance with the 2014 amendments to 70 O.S. § 8-103 resulting from HB 2626. 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 public school students who seek transfers, 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?**
The proposed changes will benefit public school students who have been the victims of harassment, intimidation, and bullying.
- 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 changes to the rule will result in increased public health and safety of students who have been the victims of harassment, intimidation, and bullying by permitting these students to seek emergency transfers to other school districts. The agency does not anticipate any environmental 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 failure to implement the proposed rule at this time.
- k. **Date Prepared:** October 1, 2014.