STATE OF OKLAHOMA
BOARD OF TESTS FOR ALCOHOL AND DRUG INFLUENCE

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RULE IMPACT STATEMENT

Pursuant to 75 O.S. §303(D), the Board of Tests for Alcohol and Drug Influence provides the following rule impact statement with regard to emergency proposed rule amendments to Chapter 50 of Title 40 of the Oklahoma Administrative Code.

a. The proposed emergency rule amendments create the necessary program rules for the Impaired Driving Accountability Program statutorily transferred to the Board pursuant to Senate Bill 366. The emergency proposed rules add definitions, amend device certification requirements, add program enrollment requirements, add program length requirements, add program participation requirements, add program completion requirements, add or amend program violations, add affordability accommodations requirements, add medical exemption requirements, add employer exception requirements, and add an appeal process to IDAP.
b. The class of persons most likely affected by the emergency proposed rule amendments who will bear the costs are the agency, ignition interlock program participants, and ignition interlock manufacturers.
c. The classes of persons who will benefit from the emergency proposed rule amendments are the agency, public, law enforcement, legal community, ignition interlock participants, and ignition interlock manufacturers.
d. There is no anticipated economic impact related to the emergency proposed rule amendments as no new fees are being introduced. The program and its fees existed prior to its transfer and have been reduced.
e. The emergency proposed rule amendments are revenue neutral. The agency will experience costs related to the implementation of the rule amendments. The costs of implementation are anticipated to be offset by the pre-existing fees of the program.
f. The emergency proposed rule amendments will have no adverse economic impact on small businesses.
g. The agency has taken measures to ensure the emergency proposed rule amendments impose minimal compliance costs to the ignition interlock service providers in the state and the program participants.
h. The emergency proposed rules have been designed to reduce significant risks to the public health, safety, and environment, by providing a legal pathway for persons who have been subject to license revocation the ability to continue to operate a motor vehicle in Oklahoma. The emergency proposed rule amendments are for the purpose of supporting the agency in its mission to enhance public safety through administration of the state's ignition interlock program.

i. Failure to implement the emergency proposed rule amendments will have a detrimental effect on the public health, safety and environment if the proposed rules are not implemented. A failure to implement the emergency proposed rules may create an abundance of civil litigation against the state.
j. This Rule Impact Statement was prepared on September 27, 2022.