

OKLAHOMA DEPARTMENT OF LABOR
Administrative Rules Report – Executive Order 2020-03

Comprehensive Review of Administrative Rules as of June 23, 2020

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Method used to conduct review: ODOL Assistant General Counsel and General Counsel reviewed all administrative rules under ODOL administered programs and analyzed them for necessity, costliness, effectiveness, dupplexity, and obsolescence.

TOTAL NUMBER OF UNNECESSARY, COSTLY, INEFFECTIVE, DUPLICATIVE OR OUTDATED REGULATIONS: 16

Title 380 Department of Labor

Chapter 10 – Personnel Employment Agencies

Section	Title	Date Created	Costly	Ineffective	Duplicate	Location of Duplication	Outdated/ Unnecessary	Explanation of determined category
10-1-1	Purpose	*					X	On November 1, 2017, HB1233 became effective, amending 40 O.S. §§ 46, 52, 54, 55, and 57 and repealing 40 O.S. §§ 35, 38, and 53. This removed ODOL's authority to regulate Private/Personnel Employment Agencies. As such, the rules contained in OAC 380:10 are outdated and may be revoked.
10-1-2	Definition	*					X	"
10-1-3	Prospective employers	*					X	"
10-1-4	Required clauses	*					X	"

10-1-5	Percent service fee	*					X	"
10-1-6	Interest on credit	*					X	"
10-1-7	Corporate residency	*					X	"
10-1-8	General manager	*					X	"
10-1-9	Attorney General's opinion	*					X	"
10-1-10	Application for license	*					X	"

Chapter 60 – Workers' Compensation Enforcement Rules

Section	Title	Date Created	Costly	Ineffective	Duplicate	Location of Duplication	Outdated/Unnecessary	Explanation of determined category
60-1-1	Purpose	**					X	In 2013, SB1062 created the Administrative Workers' Compensation Act, Title 85A, which transferred responsibility over the Oklahoma workers' compensation system from the Department of Labor to the newly created Workers' Compensation Commission. The rules contained in OAC 380:60 are remnants from when ODOL oversaw the workers' compensation system and are now outdated/unnecessary.
60-1-2	Visitation of businesses	**					X	"
60-1-4	Proof of	**					X	"

	insurance							
60-1-5	Authority to enter	**					X	"
60-1-6	Interference of duty	**					X	"
60-1-8	Citation of employer	7-13-97					X	"

End of Report

* The statutes governing Private Employment Agencies were enacted in 1917. It is unclear how long the rules contained in OAC 380:10 have been in effect, but the Secretary of State's office lists a codification date of 12/31/91.

*The Secretary of State's office lists a codification date of 12/31/91 but these rules were likely put in place much earlier than that.