**TITLE 595. DEPARTMENT OF PUBLIC SAFETY**

**CHAPTER 25. WRECKERS AND TOWING SERVICES**

**RULEMAKING ACTION:**

 Notice of PERMANENT rulemaking

**PROPOSED RULES:**

Subchapter 1. GENERAL PROVISIONS

 595:25-1-2. Definitions [AMENDED]

 Subchapter 3. WRECKER LICENSE

 595:25-3-1. General requirements [AMENDED]

 595:25-3-2. Applications [AMENDED]

595:25-3-3. Renewal [AMENDED]

 595:25-3-4. Trade name [AMENDED]

 Subchapter 5. ALL WRECKER OPERATORS

 595:25-5-1. Physical requirement for storage facility [AMENDED]

 595:25-5-2. Equipment requirements for all classes of wrecker vehicles [AMENDED]

 595:25-5-3. Operation [AMENDED]

 595:25-5-7. Tow request and authorization forms [AMENDED]

 Subchapter 7. CLASS AA OPERATORS

 595:25-7-2. Release and holding of vehicle [AMENDED]

Subchapter 11. DENIAL, SUSPENSION, REVOCATION OR CANCELLATION OF LICENSE; DENIAL OR REMOVAL OF CLASS AA OPERATORS FROM ROTATION LOG OF THE OKLAHOMA HIGHWAY PATROL

 595:25-11-2. ~~Violation of rules~~Violations [AMENDED]

 595:25-11-3. Procedure [AMENDED]

**SUMMARY:**

The proposed rules clarify definitions. The proposed rules clarify various procedures under the rules. Archaic language and quotations of statute are removed from the rules. Additional requirements for the release of vehicles are included in the proposed rules. The rules clarify the agency will take adverse action against the license of a licensed wrecker service for violations of any applicable Oklahoma law. Previously the rule was limited to those actions in contravention of Title 47.

**AUTHORITY:**

 Commissioner of Public Safety; 47 O.S. § 2-108; 47 O.S. § 952

**COMMENT PERIOD:**

 Written comments will be accepted until February 20, 2023. Written comments may be mailed to the Department of Public Safety, P.O. Box 53004, Oklahoma City, OK 73152-9998 or emailed to kimberly.dammen@dps.ok.gov.

**PUBLIC HEARING:**

A public hearing will be held at 11:30 a.m., Tuesday, February 21, 2023, at the Robert R. Lester Training Center, Room E, at the Department of Public Safety, 3600 N. Martin Luther King Ave., Oklahoma City, OK 73111. Interested parties must sign in at the door.

**REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:**

 Business entities affected by these proposed rules are requested to provide the agency with information, in dollar amounts, if possible, about the increase in the level of direct costs, indirect costs, or other costs expected to be incurred by the business entity due to compliance with the proposed rules. Business entities may submit this information in writing to Kimberly Dammen at the mailing address in the “Comment Period” section above no later than close of business on the date of public hearing.

**COPIES OF PROPOSED RULES:**

 The proposed rules may be viewed on the agency’s website at http://www.ok.gov/dps and copies may be obtained from the Department of Public Safety’s office located at 3600 N. Martin Luther King Ave., Oklahoma City, OK 73111. Copies may also be obtained by written request mailed to the attention of Kimberly Dammen, P.O. Box 53004, Oklahoma City, OK 73152-9998, or emailed to kimberly.dammen@dps.ok.gov.

**RULE IMPACT STATEMENT:**

Pursuant to 75 O.S. § 303(D), a rule impact statement is being prepared and will be available for review after January 17, 2023, on the agency’s website at http://www.ok.gov/dps and a copy may be obtained from the Department of Public Safety’s office located at 3600 N. Martin Luther King Ave., Oklahoma City, OK 73111. A copy may also be obtained by written request mailed to the attention of Kimberly Dammen, P.O. Box 53004, Oklahoma City, OK 73152-9998, or emailed to kimberly.dammen@dps.ok.gov.

**CONTACT PERSON:**

 Kimberly Dammen, kimberly.dammen@dps.ok.gov, 405-425-2148.