**TITLE 595. DEPARTMENT OF PUBLIC SAFETY**

**CHAPTER 40. DRIVER TRAINING AND IMPROVEMENT**

**RULEMAKING ACTION:**

 Notice of PERMANENT rulemaking

 **PROPOSED RULES:**

 Subchapter 7. Impaired Driver Accountability Program [REVOKED]

 595:40-7-1. Impaired Driver Accountability Program – Purpose [REVOKED]

 595:40-7-2. Definitions [REVOKED]

595:40-7-3. Request for participation - Departmental review - IDAP agreement [REVOKED]

 595:40-7-4. Program enrollment - calculation of time - IDAP agreement [REVOKED]

595:40-7-5. Ignition interlock device monitoring – interlock violations – program

extensions – informal hearings [REVOKED]

595:40-7-6. Graduation from IDAP requirements [REVOKED]

**SUMMARY:**

 Senate Bill 366, signed into law during the 2nd Session of the 58th Legislature (2022), transferred the Impaired Driver Accountability Program (IDAP) from the Department of Public Safety to the Board of Tests for Alcohol and Drug Influence effective November 1, 2022. These proposed rules conform with the new law.

**AUTHORITY:**

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

**COMMENT PERIOD:**

Written comments will be accepted until February 21, 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 10:00 a.m., Tuesday, February 21, 2023, at the Robert R. Lester Training Center, RM 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.