

**TITLE 230. STATE ELECTION BOARD
CHAPTER 25. BALLOT PRINTING**

Rule Impact Statement

Pursuant to the Administrative Procedures Act, Section 303(D) of Title 75 of the Oklahoma Statutes, the Oklahoma State Election Board hereby submits the following Rule Impact Statement for **PERMANENT** rule proposals for Title 230, State Election Board, Chapter 25, Ballot Printing.

PROPOSED RULES:

Subchapter 21. Printer Certification for Digital Ballot Printing
230:25-21-4. On-site certification review [AMENDED]

Brief Description of the Purpose of the Proposed Rules:

The purpose of all the rules of the State Election Board is to provide County Election Board members and employees with the information and instructions needed to perform their duties as required by law. The rules of the State Election Board are the basis of Oklahoma's unified, uniform election system. The rules in Chapter 25 concern policies and procedures for preparing and printing ballots for all elections and a certification process for commercial printers who have interest in bidding on ballot printing contracts with the State Election Board or with any of the 77 County Election Boards.

The proposed permanent amendments in Chapter 25 specifically include changes needed to update the requirement that State Election Board ballot printing staff conduct onsite review of prospective ballot printing facilities. The amendments will also allow for reimbursement by the printer to the State for the cost of any necessary travel-related expenses.

Description of the classes of persons who most likely will be affected by the proposed rule, including classes that will bear the cost of the proposed rule, and any information on cost impacts received by the agency from any private or public entities:

The persons most likely to be affected by the proposed amendments in Chapter 25 are commercial printers who have an interest in bidding on ballot printing contracts with the State Election Board or with any of the 77 County Election Boards. The State Election Board and the various County Election Boards will bear the costs of the proposed permanent rules. Printers seeking certification will bear the costs of reimbursing the State Election Board for travel-related expenses for on-site reviews.

Description of the classes of persons who will benefit from the proposed rule:

Commercial printing companies who desire to bid on future ballot printing contracts issued by the Oklahoma State Election Board and any of the 77 County Election Boards and Oklahoma voters will be the ultimate beneficiaries of the proposed amendments in Chapter 25.

Description of the probable economic impact of the proposed rule upon affected classes of persons or political subdivisions, including a listing for all fee changes and, whenever possible, separate justification for each fee change:

The proposed amendments in Chapter 25 are not expected to have a significant economic impact on any affected classes of persons or political subdivisions. No fees have been increased or added to these proposed rules and no significant economic impact is anticipated.

Probable costs and benefits to the agency and to any other agency of the implementation and enforcement of the proposed rule, the source of revenue to be used for implementation and enforcement of the proposed rule, and any anticipated effect on state revenues, including a projected net loss or gain in such revenues if it can be projected by the agency:

No unique or additional costs are anticipated by the State Election Board for implementation and enforcement of the proposed amendments in Chapter 25. It is possible the State Election Board will save money by eliminating a site visit as a mandatory part of printer certification and receiving reimbursement for travel-related expenses.

The probable costs and benefits to the agency and to any other agency of the implementation and enforcement of the proposed rule, the source of revenue to be used for implementation and enforcement of the proposed rule, and anticipated effect on state revenues, including a projected net loss or gain in such revenues if it can be projected by the agency:

The proposed amendment in Chapter 25 are not expected to provide any significant loss or gain in agency revenue or the state's general revenue. It is possible the State Election Board will save money by eliminating a site visit as a mandatory part of printer certification and receiving reimbursement for travel-related expenses.

A determination of whether implementation of the proposed rule will have an economic impact on any political subdivision or require their cooperation in implementing or enforcing the rule:

As previously stated, the proposed amendments in Chapter 25 are not expected to have a significant economic impact on any political subdivisions. The proposed rules will require cooperation from County Election Board Secretaries.

A determination of whether implementation of the proposed rule may have an adverse economic effect on small business as provided by the Oklahoma Small Business Regulatory Flexibility Act:

The proposed amendments in Chapter 25 are not expected to have a significant adverse economic impact on any small businesses.

An explanation of the measures the agency has taken to minimize compliance costs and a determination of whether there are less costly or non-regulatory methods or less intrusive methods for achieving the purpose of the proposed rules:

County Election Board Secretaries were consulted during the development of the rules to ensure that the most effective rules were developed with minimal changes to daily operations and budgets. No new or increased fees will be added to these rules. There is no less costly non-

regulatory method available to help formally implement these changes to the procedures, guidelines and rules in Chapter 25.

A determination of the effect of the proposed rule on the public health, safety, and environment and, if the proposed rule is designed to reduce significant risks to the public health, safety and environment, an explanation of the nature of the risk and to what extent the proposed rule will reduce the risk:

The proposed amendments have no effect on and pose no risk to the public health, safety, or environment.

A determination of any detrimental effect on the public health, safety and environment if the proposed rules are not implemented:

The proposed amendments have no effect on and pose no risk to the public health, safety, or environment.

Date the rule impact statement was prepared and the date modified:

Prepared: February 8, 2022

Modified:

Prepared by:

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