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TITLE 310. OKLAHOMA STATE DEPARTMENT OF HEALTH  
CHAPTER 250. FEE SCHEDULE FOR CONSUMER HEALTH  
SERVICES

"Unofficial Version"

Effective October 1, 2017

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**Title 310. Oklahoma State Department of Health  
Chapter 250 - Fee Schedule for Consumer Health Service**

**“Unofficial Version”**

[Subchapter 1](#)      [General Provisions](#)

[Subchapter 3](#)      [License Classifications and Associated Fees for Consumer Health Services](#)

[**Authority:** 63 O.S., § 1-106.1 and 1-1118]

[**Source:** Codified 12-31-91]

**Subchapter 1 - General Provisions**

[Section 310:250-1-1](#)      [Purpose](#)

[Section 310:250-1-2](#)      [Processing](#)

**310:250-1-1. Purpose**

The rules in this Chapter implement the fee provisions of the public health code, as they exist and may be amended.

**310:250-1-2. Processing**

Applications for licenses, permits or renewals which are received on the effective date of each of the rules in this Chapter or later shall not be processed until the fees of this Subchapter are paid, as applicable.

[Source: Amended at 22 Ok Reg 739, eff 5-12-05]

**Subchapter 3 - License Classifications and Associated Fees for Consumer Health Services**

[Section 310:250-3-1](#)      [Food establishments' fees](#)

[Section 310:250-3-2](#)      [Drug operational permits](#)

[Section 310:250-3-3](#)      [Lodging establishment operational permits](#)

[Section 310:250-3-4](#)      [Late renewal](#)

[Section 310:250-3-5](#)      [Radiation producing machine permits](#)

[Section 310:250-3-6](#)      [Public bathing places](#)

[Section 310:250-3-7](#)      [Application fee](#)

[**Source:** Codified 6-25-99]

**310:250-3-1. Food establishments' fees**

(a) The following are license classifications and associated fees for food establishments, manufacturers, or wholesalers regulated by Title 63 O.S. § 1-915, Title 63 O.S. § 1-1118, Title 63 O.S. § 1-1119, or Title 63 O.S. § 1-1120 et seq., and the rules promulgated thereunder.

(1) Food service, manufacturing, or wholesale.

- (A) Initial - \$425.00
  - (B) Renewal - \$335.00
  - (C) Late Renewal - \$375.00
- (2) State Operated, Non-Profit or Health Facilities not meeting exempt status.
- (A) Initial - \$175.00
  - (B) Renewal - \$125.00
  - (C) Late Renewal - \$150.00
- (3) Seasonal includes any establishment that meets the definition of "Seasonal food establishment" outlined in OAC 310:257-1-2 where the license is valid for only one hundred eighty (180) consecutive days per year. The license may be reinstated no sooner than one hundred eighty 180 days after the expiration of the previous license.
- (A) Initial - \$250.00
  - (B) Reinstatement - \$250.00
- (4) The fee for a temporary food establishment, as defined in OAC 310:257-1-2, shall be \$100.00 for a three (3) day period plus \$40.00 for each additional day.
- (b) An establishment qualifies for a fee exempt license if it is a "food establishment - fee exempt" as that term is defined in OAC 310:257-1-2.
- (c) Late renewal fees apply to any renewal application postmarked and/or received thirty (30) days after the expiration date of the license.
- (d) A license not renewed within ninety (90) days of the date shall be ineligible for the renewal. Thereafter, the establishment shall be required to pay an initial fee. The establishment that has not had a valid license for one (1) year is considered a new establishment.
- [Source: Added at 15 Ok Reg 4129, eff 7-29-98 (emergency); Added at 16 Ok Reg 2468, eff 6-25-99; Amended at 22 Ok Reg 739, eff 5-12-05; Amended at 23 Ok Reg 972, eff 5-11-06; Amended at 25 Ok Reg 2408, eff 7-11-08; Amended at 26 Ok Reg 1475, eff 7-1-09; Amended at 34 Ok Reg 1278, eff 10-1-17]

### **310:250-3-2. Drug operational permits**

The following are associated fees for over-the-counter wholesalers, brokers, and drug manufacturers regulated by the Drugs, Medical Devices and Cosmetics Article of the Public Health Code, Title 63 O.S. Sections 1-1119 and 1-1401 et seq. and the rules promulgated thereunder. Drug Operational Category includes any over-the-counter wholesalers, brokers and manufacturers of drugs:

- (A) Initial - \$375.00
- (B) Renewal - \$325.00
- (C) Late Renewal - \$350.00

[Source: Added at 15 Ok Reg 4129, eff 7-29-98 (emergency); Added at 16 Ok Reg 2468, eff 6-25-99; Amended at 22 Ok Reg 739, eff 5-12-05; Amended at 26 Ok Reg 1475, eff 7-1-09; Amended at 34 Ok Reg 1278, eff 10-1-17]

### **310:250-3-3. Lodging establishment operational permits**

The following are associated fees for lodging establishment operational permits regulated by the lodging establishment statute at Title 63 O.S. § 1-1201 and the rules promulgated thereunder.

- (1) Category A "Hotels and Motels" (Not more than 20 units):
  - (A) Initial - \$300.00

- (B) Renewal - \$225.00
- (C) Late Renewal - \$250.00
- (2) Category B "Hotels and Motels" (Not more than 100 units):
  - (A) Initial - \$350.00
  - (B) Renewal - \$275.00
  - (C) Late Renewal - \$300.00
- (3) Category C "Hotels and Motels" (More than 100 units):
  - (A) Initial - \$400.00
  - (B) Renewal - \$325.00
  - (C) Late Renewal - \$350.00

[Source: Added at 15 Ok Reg 4129, eff 7-29-98 (emergency); Added at 16 Ok Reg 2468, eff 6-25-99; Amended at 22 Ok Reg 739, eff 5-12-05; Amended at 26 Ok Reg 1475, eff 7-1-09; Amended at 34 Ok Reg 1278, eff 10-1-17]

### **310:250-3-4. Late renewal**

- (a) When a Consumer Health Service's license renewal fee is required by statute or regulation to be paid by a date certain and such fee was paid more than thirty (30) days after the date certain, there shall be assessed a late fee to cover the cost of non-routine processing. The late renewal fee unless specifically set shall equal one-half of the renewal fee for any given type and class, unless the maximum authorized by law would be exceeded thereby.
- (b) Late renewal fees apply to renewal applications received by the Department more than thirty (30) days after the expiration date of the license.
- (c) If the license holder does not file with the Department a renewal application and fee within ninety (90) days after the expiration date of the license, the Department shall not renew the license. The license may be re-instated with payment of an initial license fee.

[Source: Added at 15 Ok Reg 4129, eff 7-29-98 (emergency); Added at 16 Ok Reg 2468, eff 6-25-99; Amended at 22 Ok Reg 739, eff 5-12-05; Amended at 34 Ok Reg 1278, eff 10-1-17]

### **310:250-3-5. Radiation producing machine permits**

- (a) The annual permit fee for facilities to use radiation machines shall be based on type of facility and the number of x-ray tubes.
  - (1) All facilities except dental, podiatric and veterinary:
    - (A) each tube \$95.00; but
    - (B) a maximum permit fee of \$500.00.
  - (2) Dental and podiatric facilities:
    - (A) each tube \$30.00; but
    - (B) a maximum permit fee of \$500.00.
  - (3) Veterinary facilities:
    - (A) each tube \$25.00; but
    - (B) a maximum permit fee of \$500.00.

(b) Diagnostic radiation producing machine permit renewal fees for applications received by the Department more than thirty (30) days after the expiration date of the current permit shall be assessed a late fee to cover the cost of non-routine processing. The late renewal fee shall equal one-half of the renewal fee, unless the maximum authorized by law would be exceeded. If the permit holder does not file with the Department a renewal application and fee within ninety (90)

days after the expiration date of the license, the Department shall not renew the permit. An initial permit application and initial permit fee shall be required.

[Source: Added at 15 Ok Reg 4129, eff 7-29-98 (emergency); Added at 16 Ok Reg 2468, eff 6-25-99; Amended at 34 Ok Reg 1278, eff 10-1-17]

### **310:250-3-6. Public bathing places**

(a) The following are license classifications and associated fees for Public Bathing Places:

(1) Public Bathing Category I "Indoor Facility"

(A) Public Bathing Places Initial License Fee - \$125.00

(B) Public Bathing Places Renewal License Fee - \$75.00

(C) Public Bathing Places Re-inspection Fee - \$250.00

(2) Public Bathing Category O "Outdoor Facility"

(A) Public Bathing Places Initial License Fee - \$125.00

(B) Public Bathing Places Renewal License Fee - \$75.00

(C) Public Bathing Places Re-inspection Fee - \$250.00

(3) Pool Category M "Municipality of 5,000 or less population"

(A) Public Bathing Places Annual License Fee - \$50.00

(B) Public Bathing Places Re-inspection Fee - \$250.00

(b) Each filter system for a construction project shall require a separate permit. One project may contain several construction items and require more than one permit. The maximum fee for each public bathing place construction permit will be \$2000.00

(1) New Construction

(A) Pool - Rounded to the nearest 5000 gallons volume - \$100.00 per 5000 gallons (minimum \$500.00 fee)

(B) Spray Pool - Rounded to the nearest 5000 gallons volume - \$100.00 per 5000 gallons (minimum \$500.00 fee)

(C) Spas - Rounded to nearest 100 gallons volume - \$50.00 per 100 gallons (minimum \$250.00 fee)

(2) Modification to Existing Permit

(A) Pool - Rounded to the nearest 5000 gallons volume - \$50.00 per 5000 gallons (minimum \$250.00 fee)

(B) Spray Pool - Rounded to the nearest 5000 gallons volume - \$50.00 per 5000 gallons (minimum \$250.00 fee)

(C) Spas - Rounded to the Nearest 100 gallons volume - \$25.00 per 100 gallons (minimum \$125.00 fee)

(c) An annual securing fee of \$50.00 will be applied to each public bathing place that is placed out of service and is not maintaining annual licensure. This pertains to a secured public bathing place permanently out of service where the current owner has no intention to reopen and does not fill in the public bathing place. It also applies to a public bathing place closed for longer than a year with the intent of re-opening. A securing fee will be due at the same time as the original license expiration and each year thereafter while the facility remains permanently out of service. When a public bathing place resumes operation, the local county health department shall be notified by the owner and any remaining license fee will be required for that year of operation.

[Source: Added at 22 Ok Reg 2387, eff 7-11-05; Amended at 23 Ok Reg 972, eff 5-11-06; Amended at 26 Ok Reg 1475, eff 7-1-09; Amended at 34 Ok Reg 1278, eff 10-1-17]

**310:250-3-7. Application fee**

(a) Applicant shall submit the prepared plans and specifications for review and approval as stated in "Food Service Establishment Regulations" OAC 310:257-15-6 thru 310:257-15-17 or OAC 310:260 "Good Manufacturing Practice Regulations". The application fee and plans shall be submitted to the Oklahoma State Department of Health or respective County Health Department in which the establishment shall operate as instructed on a plan review application prescribed by the Department.

- (1) Food service, manufacturing, wholesale, or brokers of food - \$425.00
- (2) State Operated, Non-Profit or Health Facilities not meeting exempt status - \$425.00
- (3) Seasonal establishment - \$425.00
- (4) Food establishment - Fee Exempt as an establishment meeting the definition outlined in OAC 310:257-1-2 - \$425.00

(b) Applicant shall submit the prepared plans and specifications for review and approval as stated in OAC 310:260 "Good Manufacturing Practice Regulations". The application fee and plans shall be submitted to the Oklahoma State Department of Health. The drug operational category fee is \$425.00.

(c) Applicant shall submit the prepared plans and specifications for review and approval as stated in OAC 310:285 "Lodging Establishment Regulations". The application fee and plans shall be submitted to the Oklahoma State Department of Health, respective County Health Department in which the establishment shall operate.

- (1) Type 51 Class A - "Hotels and Motels"\$425.00
- (2) Type 51 Class B - "Hotels and Motels"\$425.00
- (3) Type 51 Class C - "Hotels and Motels"\$425.00

[Source: Added at 25 Ok Reg 2408, eff 7-11-08; Amended at 34 Ok Reg 1278, eff 10-1-17]