

**TITLE 75. ATTORNEY GENERAL**  
**CHAPTER 50. OPIOID SETTLEMENT PAYMENTS AND ABATEMENT GRANTS**

**RULEMAKING ACTION:**

Notice of proposed PERMANENT rulemaking

**PROPOSED RULES:**

Subchapter 1. General Provisions [NEW]

75:50-1-1 through 75:50-1-2 [NEW]

Subchapter 2. Opioid Settlement Payments [NEW]

75:50-2-1 [NEW]

Subchapter 3. Opioid Abatement Grants [NEW]

75:50-3-1 through 75:50-1-7 [NEW]

Appendix A. Opioid Distribution Calculation Table [NEW]

Appendix B. County Tiers [NEW]

Appendix C. Municipality Tiers [NEW]

Appendix D. Common Education School District Tiers [NEW]

Appendix E. Technology School District Tiers [NEW]

Appendix F. Collaborative Multi-Applicant Tiers [NEW]

Appendix G. Scoring Rubric [NEW]

**SUMMARY:**

The proposed permanent rules will allow the Opioid Abatement Board to fulfill its legislative mandate under the Political Subdivisions Opioid Abatement Grants Act, 74 O.S. 2021, §§ 30.1–30.8. First, the rules set forth general provisions such as definitions and the rules' purpose. Second, the rules establish a table for weighing statutory factors for the distribution of opioid funds to non-litigating political subdivisions in the opioid distributors and retailers & Allergan settlements. Third, the rules create the process by which political subdivisions apply for and receive opioid grant awards. The rules also specify what required documentation that political subdivisions must submit to demonstrate governing body approval for seeking opioid funds from the Board; an appeals process with certain and exclusive grounds for appeal; requirements for merger or dissolution; reporting requirements and processes; subsequent applications for grant money; and procedures for recipients that spend the opioid grant awards on or for non-approved purposes. Finally, the rules provide for a tier-based awards for maximum available funding by political subdivision type and population or enrollment.

**AUTHORITY:**

Political Subdivisions Opioid Abatement Grants Act, 74 O.S. 2021, §§ 30.1–30.8, specifically § 30.7(G) (giving the Attorney General authority to proposed rules for the Board's approval).

**COMMENT PERIOD:**

Written comments will be accepted from the date of publication in the Oklahoma Register through February 16, 2024, by mail to the Oklahoma Office of the Attorney General, 313 NE 23rd St., ATTN: Thomas Schneider, Rulemaking Liaison, Oklahoma City, OK 73105, or by email to [rules@oag.ok.gov](mailto:rules@oag.ok.gov).

**PUBLIC HEARING:**

A public hearing will be held on Friday, February 16, 2024, at 2:30 p.m., at the Office of the Attorney General, 313 N.E. 21st St., Oklahoma City, OK 73105, to provide an opportunity for persons to orally present their views related to the proposed permanent

rules. Each person will be allowed a maximum of five (5) minutes to speak and must sign in at the door by 2:35 p.m.

**REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:**

Although no increase in costs to businesses are anticipated, any business entity that may be affected by these proposed rules is 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 Thomas R. Schneider at the contact information below during the period from January 17, 2024, to February 16, 2024.

**COPIES OF PROPOSED RULES:**

Copies of the proposed rules may be obtained by contacting the individuals below or by visiting the Attorney General's website, [www.oag.ok.gov/opioid-abatement-board](http://www.oag.ok.gov/opioid-abatement-board). You may also mail a written request to Oklahoma Office of the Attorney General, ATTN: General Counsel, 313 NE 23rd St., Oklahoma City, OK 73105.

**RULE IMPACT STATEMENT:**

Pursuant to 75 O.S. § 303(D), a rule impact statement is being prepared and will be available for review on and after January 31, 2024, but not before the date that a notice of rulemaking is published. A copy of the rule impact statement will be available online at [www.oag.ok.gov/opioid-abatement-board](http://www.oag.ok.gov/opioid-abatement-board) or requested through email at the contact information below.

**CONTACT PERSON:**

Thomas R. Schneider, Deputy General Counsel to the Attorney General, (405) 521-3921 or [Thomas.Schneider@oag.ok.gov](mailto:Thomas.Schneider@oag.ok.gov) or [rules@oag.ok.gov](mailto:rules@oag.ok.gov)