

BEFORE THE CORPORATION COMMISSION OF THE STATE OF OKLAHOMA

IN THE MATTER OF A PERMANENT
RULEMAKING OF THE OKLAHOMA
CORPORATION COMMISSION AMENDING
OAC 165:5, RULES OF PRACTICE

CAUSE NO. RM 202100002

RULE IMPACT STATEMENT

Pursuant to 75 O.S. § 303(D) of the Oklahoma Administrative Procedures Act, the Judicial and Legislative Services ("JLS") Division of the Oklahoma Corporation Commission ("Commission") submits the following Rule Impact Statement for its proposed rules regarding Title 165, Chapter 5 of the Oklahoma Administrative Code ("OAC").

I. Brief description of the purpose of the proposed rules:

The primary purpose of the proposed rules is to add requirements and rules relating to the forthcoming Electronic Case Filing ("ECF") System, including the authorization for the creation of an ECF User Manual. Additionally, the proposed rules remove the ability to file documents by fax and replace it with the ability to file by electronic mail, clarify the computation of time for periods greater than and less than five days, provide a process for telecommunications providers to give notice to political subdivisions, amend the process for dismissing orders, create a discovery process for proceedings on the OSF (Oklahoma Universal Service Fund) docket, and establish procedures for the Motor Carrier Citation ("MCC") Docket.

II. Description of the classes of persons who most likely will be affected by the proposed rules, including classes that will bear the costs of the proposed rules, 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 rules include persons and regulated entities that appear before, and those that submit or file information with the Commission. Further, in its Notice of Proposed Rulemaking, the JLS Division invited public comment and requested business entities which may be impacted by the proposed rules to provide written comments stating any such cost impacts. To date, no information regarding any cost impacts has been received from any private or public entity.

III. Classes of persons who will benefit from the proposed rules:

The classes of persons benefiting from the proposed rules are primarily entities and persons that appear before and are regulated by the Commission.



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

The JLS Division does not believe there will be a negative economic impact upon affected classes of persons or political subdivisions. The proposed rules will positively affect entities regulated by the Commission through the use of the forthcoming ECF System. The ECF System will be free to use, and will allow persons to file documents with the Commission's Court Clerk without having to file in person or send the document via traditional mail. The proposed rules concerning the MCC Docket will save participants time and money by not needing to appear in person for hearings at the Commission. The proposed rules do not propose any fee changes.

V. Probable costs and benefits to the agency and to any other agency of the implementation and enforcement of the proposed rules, the source of revenue to be used for implementation and enforcement of the proposed rules, 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:

The Commission's divisions and other agencies that participate in Commission proceedings will benefit through the use of the ECF System. The proposed rules contain no fee changes. There is no anticipated effect on state revenue.

VI. Determination of whether implementation of the proposed rules will have an economic impact on any political subdivisions or require their cooperation in implementing or enforcing the rules:

It is not anticipated that implementation and enforcement of the proposed rules will have an economic impact on any political subdivisions or require their cooperation in implementing or enforcing the rules.

VII. Determination of whether implementation of the proposed rules may have an adverse economic effect on small business as provided by the Oklahoma Small Business Regulatory Flexibility Act:

It is not anticipated that the proposed rules will have an adverse economic effect on small businesses.

VIII. Explanation of the measures the agency has taken to minimize compliance costs and a determination of whether there are less costly or nonregulatory methods or less intrusive methods for achieving the purpose of the proposed rules:

The proposed rules do not increase compliance costs, and there are no nonregulatory methods or less intrusive methods for achieving the purpose of the proposed rules. The forthcoming ECF System will be free to use for all persons.

IX. Determination of the effect of the proposed rules on the public health, safety and environment and, if the proposed rules are 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 rules will reduce the risk:

It is anticipated that the proposed rules will not have an adverse effect on the public health, safety, and environment.

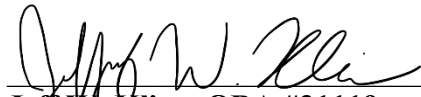
X. Determination of any detrimental effect on the public health, safety and environment if the proposed rules are not implemented:

It is anticipated that there will be no detrimental effect on the public health, safety, and environment if the proposed rules are not implemented.

XI. Date of preparation of Rule Impact Statement:

This Rule Impact Statement was prepared on the 24th day of February, 2021.

Prepared by:



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OKLAHOMA CORPORATION COMMISSION

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