RULEMAKING ACTION:
Notice of proposed PERMANENT rulemaking.

PROPOSED RULES:
420:10-1-5. Permits [AMENDED]
420:10-1-6. Application for certificate or permit [AMENDED]
420:10-1-8. Processing and handling of applications and examinations [AMENDED]
420:10-1-9. Issuing of certificates of permits [AMENDED]
420:10-1-14. Standards for the storage and handling of liquefied petroleum gas [AMENDED]
420:10-1-16. Training schools [AMENDED]

SUMMARY:
The proposed rule amendments to 420:10-1-5 would clarify that all transport drivers employed by a Class II and Class III permit holder are required to obtain a fuel handlers card. The annual filing fee for the fuel handler card is set at $10.00 in order to defray administrative processing costs. Clarifying language was added to the section addressing truck, trailer or cargo tank inspections. Antiquated language was stricken and new language was added to better clarify the inspection requirements.

The proposed rule amendments to 420:10-1-6 would delete antiquated language regarding how filing fees are paid and add clarifying language that a filing fee is to be submitted with any new permit fee.

The proposed rule amendments to 420:10-1-8 would place authority with the Administrator to review the Class I and Class X examination questions and the Board would then provide final approval. Language was added to provide the Board with the authority to approve procedures for applicants to review their examination papers.

The proposed rule amendments to 420:10-1-9 would strike antiquated language regarding a requirement that permit holders furnish the board with a written list of all places in which the holder(s) intends to engage in the business in the State. Subsequent subheadings were then renumbered accordingly.

The proposed rule amendments to 420:10-1-14 would strike antiquated language regarding a Container charging requirement. The container charging requirement for DOT cylinders with water capacity less than 300 pounds is already addressed in applicable Federal regulations. The Administration’s inspection fee for reinstalled underground containers would increase from $25.00 to $100.00. New language was added to require any person performing an installation of an underground container to have completed Board approved Cathodic Protection training prior to performing an installation. Subheadings were renumbered accordingly.

The proposed rule amendments to 420:10-1-16 would clarify the requirements for obtaining a fuel handlers card and specifies that the qualifications must be demonstrated per CFR 49 requirements for transporting LP Gas.

AUTHORITY:
Oklahoma Liquefied Petroleum Gas Board; Pursuant to Statute 420.3. Oklahoma Liquefied Petroleum Gas Board - Rules, regulations and specifications. Subsection (G)(H).
COMMENT PERIOD:
Persons wishing to submit written comments must do so before 10:00 a.m. on March 20, 2019. Written comments should be submitted to Larry Snodgrass, Oklahoma Liquefied Petroleum Gas Administration, 3815 N. Santa Fe, Suite 117, Oklahoma City, OK 73118 or by email to Larry.Snodgrass@lpgas.ok.gov.

PUBLIC HEARING:
A Public Hearing will be held to provide an opportunity for persons to orally present their views at 10:00 a.m. on Wednesday, March 20, 2019, at 3815 N. Santa Fe, Suite 117, Oklahoma City, Oklahoma 73118.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:
Business entities affected by these proposed rules are requested to provide the agency with information, in dollars 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 up to March 20, 2019, in writing to Larry Snodgrass, at the above address, or by email at Larry.Snodgrass@lpgas.ok.gov.

COPIES OF PROPOSED RULES:
The proposed rules may be viewed on the agency's website at https://lpgas.ok.gov and copies may be obtained by written request mailed to the attention of Larry Snodgrass at the Oklahoma Liquefied Petroleum Gas Administration's office located at 3815 N. Santa Fe, Suite 117, Oklahoma City, OK 73118, or emailed to Larry.Snodgrass@lpgas.ok.gov.

RULE IMPACT STATEMENT:
Pursuant to 75 O.S., Section 303(D), a rule impact statement will be prepared and available for review on and after March 1, 2019, at the above addresses for the Oklahoma Liquefied Petroleum Gas Administration.

CONTACT PERSON:
For information regarding the proposed rulemaking contact Larry Snodgrass, Administrator, at 405-521-2458 or Larry.Snodgrass@lpgas.ok.gov.