

BEFORE THE CORPORATION COMMISSION OF THE STATE OF OKLAHOMA

IN THE MATTER OF A PERMANENT )  
RULEMAKING OF THE )  
OKLAHOMA CORPORATION )  
COMMISSION, AMENDING )  
OAC 165:30, MOTOR CARRIERS, )  
PRIVATE CARRIERS AND )  
TRANSPORTATION NETWORK )  
COMPANIES )

CAUSE NO. RM 201800021

**FILED**  
JAN 04 2019

COURT CLERK'S OFFICE - OKC  
CORPORATION COMMISSION  
OF OKLAHOMA

**RULE IMPACT STATEMENT**

Pursuant to Title 75, Section 303(D) of the Oklahoma Administrative Procedures Act, the Transportation Division of the Oklahoma Corporation Commission ("Commission") submits the following Rule Impact Statement for its proposed rules regarding Title 165, Chapter 30 of the Oklahoma Administrative Code ("OAC").

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

The purpose of the proposed rules is to give the Commission Transportation Division ("Division") more time to review rate filings for compliance; clarify that the review is restricted only to assess the procedural filing compliance and not to the merits of the rate filing; establish a twenty (20) day deadline for requesting an appeal to a complaint violation notice; establish the finality of the determination if not timely appealed; clarify all means of address communication with Motor Carriers and Transportation Network Companies (TNC); add two (2) additional forms (MCF 2 & MCF 8) to the rules; clarify the number of excess insurance filings accepted for Motor Carriers and TNCs; remove the TDF 19 form as a means of obtaining an Intrastate USDOT number; and remove wording referencing private carrier self-insurance certificate under private carrier insurance requirements.

**II. Description of classes of persons most likely to be affected by the proposed rules, including classes that will bear costs of the proposed rules, and any information on cost impacts received by the agency from private or public entities:**

The classes of persons most likely to be affected by the proposed rules are Wrecker Services licensed by the Department of Public Safety conducting nonconsensual tows and Motor Carriers & TNCs. Commission staff anticipates there will be no cost impact related to the proposed rules.

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

The classes of persons who will benefit from the proposed rules are vehicle owners, the Motor Carrier industry, TNCs, and the general public.

**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 justification for each fee change:**

Commission staff anticipates the economic impact of the proposed rules is negligible. There are no fee changes proposed.

**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:**

The proposed rules are not expected to place any additional costs upon the Commission, as such rules will be implemented and enforced by the Commission through its existing resources and personal.

**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:**

Commission staff has determined that implementation of the proposed rules will not 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:**

Commission staff has determined that implementation of the proposed rules will not have an adverse economic effect on small business as provided by the Oklahoma Small Business Regulatory Flexibility Act.

**VIII. 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:**

The proposed rules do not increase compliance cost, and there are no non-regulatory methods or less intrusive methods for achieving the purpose of the proposed rules.

**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:**

Commission staff has determined that implementation of the proposed rules will have no 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:**

Commission staff has determined that implementation of the proposed rules will have no effect on the public health, safety and environment.

**XI. Date of preparation of Rule Impact Statement:**

This Rule Impact Statement was prepared on the 4th day of January, 2019.

Prepared by:

Michael P. Copeland  
Deputy General Counsel  
Oklahoma Corporation Commission  
P.O. Box 52000  
Oklahoma City, OK 73152-2000  
Ph.: 405/522-1638  
Fax: 405/521-4150  
Email: [m.copeland@occcemail.com](mailto:m.copeland@occcemail.com)