

Oklahoma Secretary of State

Administrative Rules Report | Executive Order 2020-03

Comprehensive Review of Administrative Rules as of July 31, 2020

Report Submitted by: Michael Rogers

Title: Secretary of State

Email: michael.rogers@sos.ok.gov

Phone: 405-521-3912

Method Used to Conduct Review: Each chapter was provided to division directors responsible for carrying out the duties identified in that chapter. Division directors reported back on any unnecessary, costly, ineffective, duplicative, or outdated regulations.

TOTAL NUMBER OF UNECESSARY, COSTLY, INEFFECTIVE, DUPLICATIVE OR OUTDATE REGULATIONS: *17*

Title 655 Secretary of State

Chapter 1-Administrative Operations

Section	Title	Date Created	Costly	Ineffective	Duplicate	Location Of Duplication	Outdated/ Unnecessary	Explanation of determined category
655:1-1-5 (c)	Availability of documents	Prior to 1991 codification					Outdated	Delete language in (c) related to availability of documents ordered after 4:00 p.m. each day, as it does not accurately reflect current practice. In addition, update one statutory citation.
655:1-1-8 (a) and (b)	Returned checks	7/25/94					Outdated	Update language in (a) to address return of payments made by ACH and credit card. Update language in (b) to include credit cards as an option for replacing returned payments.
655:1-1-9	Refunds	7/25/94			X	74 O.S., §664.1		Revoke section. Does not provide any additional information beyond the statutory language.
655:1-1-16	Forms and instructions	7/25/94					Unnecessary	Revoke section. No longer relevant as most forms are available online.

Chapter 10 - Administrative Rules on Rulemaking

Section	Title	Date Created	Costly	Ineffective	Duplicate	Location Of Duplication	Outdated/ Unnecessary	Explanation of determined category
655:10-7-2	Typing and word processing requirements	Prior to 1991 codification					Unnecessary	Will no longer be necessary after anticipated implementation of new rules.ok.gov portal this Fall
655:10-9-1	Number of paper copies; electronic copies; special treatment of rule documents	Prior to 1991 codification					Unnecessary	Will no longer be necessary after anticipated implementation of new rules.ok.gov portal this Fall
655:10-9-2	Filing hours; location	Prior to 1991 codification					Unnecessary	Will no longer be necessary after anticipated implementation of new rules.ok.gov portal this Fall
655:10-9-3	Filing and acceptance deadlines	Prior to 1991 codification					Outdated	Will revise, and simplify, the method for setting these annual deadlines after anticipated implementation of the new rules.ok.gov portal this Fall
655:10-9-5	Acknowledgement of receipt	Prior to 1991 codification					Unnecessary	Will no longer be necessary after anticipated implementation of new rules.ok.gov portal this Fall
655:10-11-3	Acknowledgement of acceptance	Prior to 1991 codification					Unnecessary	Will no longer be necessary after anticipated implementation of new rules.ok.gov portal this Fall

Chapter 15 – Central Filing System for Agricultural Liens

Section	Title	Date Created	Costly	Ineffective	Duplicate	Location Of Duplication	Outdated/ Unnecessary	Explanation of determined category
655:15-1-4	Fees	Prior to 1991 codification					Outdated	Update to include annual Buyer Registration fee.
655:15-1-6 (b)	Forms	Prior to 1991 codification					Outdated	Remove provision in (b) related to the office providing the names of companies who provide EFS forms. The most current forms are available on and should be obtained from the SOS website. Also, update address for SOS website.
655:15-1-12	Farm product codes	Prior to 1991 codification					Outdated	Remove provision related to the list of product codes being available from companies who distribute EFS forms. The most current product code list is available on and should be obtained from the SOS website.

655:15-3-2	UCC filing requirements	Prior to 1991 codification						Outdated	Update statutory citation from 12A O.S., Section 1-9-320.6(6) to Section 1-9-320.6(5).
655:15-5-2 (g)	Buyer, Commission Merchant and Selling Agent Registration	Prior to 1991 codification						Outdated	Remove subsection (g). Forms have been updated, and the language cited in (g) is no longer included on Buyer Registration form.
655:15-7-1	Oral and written inquiries for confirmation of records	Prior to 1991 codification						Outdated	Update to delete fax, and add the website, as methods for requesting confirmation of records.

Chapter 20 – Business Records

Section	Title	Date Created	Costly	Ineffective	Duplicate	Location Of Duplication	Outdated/ Unnecessary	Explanation of determined category
655:20-1-5	Availability of business entity information	Prior to 1991 codification					Outdated	Revoke section. Clients can access this information easily and free of charge using the website.

Chapter 25 – Notary Public

This entire Chapter was updated at the beginning of this year by emergency action, to remove outdated and unnecessary provisions, and to implement the new remote online notarization legislation that was enacted in 2019 and became effective on 1/1/20 [SB 915 (2019)]. The emergency rules also became effective on 1/1/20, following approval by the Governor on 12/18/19. Permanent rules are set to supersede these emergency rules on 9/11/20.