

STATE OF OKLAHOMA

2nd Session of the 44th Legislature (1994)

CONFERENCE COMMITTEE SUBSTITUTE

FOR ENGROSSED

HOUSE BILL NO. 2356

BY: Kinnamon and Campbell of
the House

and

Haney of the Senate

CONFERENCE COMMITTEE SUBSTITUTE

An Act relating to telecommunications; requiring legislative approval for certain sales of telecommunications capacity; amending 62 O.S. 1991, Section 41.5j, as amended by Section 7, Chapter 268, O.S.L. 1992 (62 O.S. Supp. 1993, Section 41.5j), which relates to authorization for certain telecommunications systems; adding certain approval requirements for certain purchases; clarifying statutory references; providing for codification; and declaring an emergency.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 41.5i.1 of Title 62, unless there is created a duplication in numbering, reads as follows:

No agency of the executive branch of the state shall sell any capacity in a communication or telecommunication system, including voice, data, radio and video, to any private enterprise in competition with a private communication or telecommunication provider, without specific authorization by the Legislature.

SECTION 2. AMENDATORY 62 O.S. 1991, Section 41.5j, as amended by Section 7, Chapter 268, O.S.L. 1992 (62 O.S. Supp. 1993, Section 41.5j), is amended to read as follows:

Section 41.5j A. No agency of the executive branch of the state shall use state, federal or private funds for or enter into any agreement for the acquisition, development or enhancement of a communication or telecommunication system including voice, data, radio, video and facsimile systems, without written authorization

of the Director of State Finance. The Director of State Finance shall verify that any such acquisition, development or enhancement is compatible with the Oklahoma Government Telecommunications Network created in Section ~~4~~ 41.5m of this ~~act~~ title.

B. Not later than September 1 of each year, all agencies of the state presently using or contemplating the use of voice, data, radio, video and facsimile communication or telecommunication systems shall submit to the Information Services Division of the Office of State Finance a long-range plan summarizing the agency's detailed plan, for not less than the current fiscal year and the ensuing three (3) fiscal years. Agencies may submit to the Information Services Division of the Office of State Finance revisions or amendments to its long-range plan as deemed necessary by the agencies. The plan shall include at a minimum:

1. An inventory of communication or telecommunication equipment owned, leased or rented for use in all communication services for state government, including communication services provided as part of any other total system to be used by the state or any of its agencies;

2. Current budget plans, expenditures and resources necessary to operate any and all systems included in the above inventory;

3. Major development projects proposed for the current fiscal year and the next three (3) fiscal years and the anticipated results and benefits to be achieved;

4. An explanation of revisions to previous plans;

5. Key project dates; and

6. Specific segments which will be included in the agency budget request for the ensuing fiscal year.

C. No agency of the executive branch of the state shall enter into any agreement for the acquisition, development or enhancement of a communication or telecommunication system or service including voice, data, radio, video and facsimile systems, unless the cost of such addition, change, improvement or development has been included in the statewide communications plan of the Information Services Division, as said plan may have been amended or revised.

D. State agencies may enter into interagency contracts to share communications and telecommunications resources for mutually beneficial purposes.

The contract shall clearly state how its purpose contributes to the development or enhancement or cost reduction of a state network which includes voice, data, radio, video or facsimile systems.

The contract shall be approved by the Information Services Division before any payments are made.

SECTION 3. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.

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