

STATE OF OKLAHOMA

2nd Session of the 44th Legislature (1994)

CONFERENCE COMMITTEE SUBSTITUTE

FOR ENGROSSED

HOUSE BILL NO. 2667

By: Hamilton (James) and
Steidley of the House

and

Taylor and Haney of the
Senate

CONFERENCE COMMITTEE SUBSTITUTE

An Act relating to environment and natural resources; authorizing the Department of Environmental Quality to acquire certain space; providing for funding; specifying restrictions and requirements; requiring submission of certain information; requiring the opening of an office by the Corporation Commission; amending Section 7 of Enrolled House Bill No. 2709 of the 2nd Session of the 44th Oklahoma Legislature, which relates to Headstart Programs; authorizing certain expenditure; authorizing certain contracts; providing for noncodification; and providing an effective date.

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

SECTION 1. A. The Department of Environmental Quality shall be authorized to acquire appropriate office, laboratory and other space as may be necessary for the Department to carry out its responsibilities through either a purchase or lease-purchase of real property. The total space shall be based on the amount of square footage as determined appropriate by the Department of Central Services. The acquisition of real property through either a purchase or lease-purchase by the Department shall be in accordance with all applicable rules, regulations and state law including, but not limited to, the Central Purchasing Act and Title 61 of the Oklahoma Statutes.

B. The office space shall be acquired with funds currently available to the Department. The Department shall allocate the cost of obtaining the office space proportionally to each program.

C. The acquisition price and the cost of refurbishing and remodeling of such office space shall be no more than four times the annual lease cost of state office space. The cost of operation and maintenance shall not be more than that incurred during state FY 94.

D. Prior to the purchase or lease-purchase of any real property pursuant to this section, the Department shall submit for review to the Environmental Management Oversight Task Force information detailing Department space needs, location of property to be purchased, or lease-purchased, purchase prices, renovation costs, square footage, and such other information requested by the Task Force.

SECTION 2. On or before September 1, 1994, the Oklahoma Corporation Commission shall open an Oil and Gas Division Field Office in Enid. For the fiscal year ending June 30, 1995, the Corporation Commission shall continue to operate an Oil and Gas Division Field Office in Kingfisher.

SECTION 3. AMENDATORY Section 7 of Enrolled House Bill No. 2709 of the 2nd Session of the 44th Oklahoma Legislature, is amended to read as follows:

Section 7. A. Of the Two Million Five Hundred Eighty-seven Thousand Seven Hundred Sixty-nine Dollars (\$2,587,769.00) allocated to the Department of Commerce for the purpose of funding Community Action Agencies in Section 4 of this act, One Million Eight Hundred Nine Thousand Nine Hundred Fourteen Dollars (\$1,809,914.00) shall be distributed by formula to the Headstart Programs operated by Community Action Agencies less an amount to those Community Action Agencies who do not administer the Headstart Program. This amount shall be based on the regular formula. The sum of One Million Dollars (\$1,000,000.00) of the money distributed to the Headstart Programs and as provided by subsection C of this section shall be expended exclusively for the purpose of implementing the Headstart Programs. The distribution of the remaining Seven Hundred Seventy-seven Thousand Eight Hundred Fifty-five Dollars (\$777,855.00) shall be based on the regular formula. The Oklahoma Department of Commerce shall

determine the Headstart Program and the regular formulas by referencing historical data such as poverty population, elderly poor, geographic service area and criteria used by the U.S. Department of Health and Human Services in the distribution of federal funds appropriated for the Headstart Program.

B. From within the funds allocated in Section 4 of this act, the Oklahoma Department of Commerce may establish a Headstart Coordination Program to coordinate the Headstart activities operated by community action agencies. The Department may establish a contract with the Oklahoma Association of Community Action Agencies. The contractor shall submit an annual report as required by the rules and regulations of the Oklahoma Department of Commerce. The contract shall be exempt from the Central Purchasing Act.

C. Pursuant to the provisions of the Administrative Procedures Act, the Oklahoma Department of Commerce, in coordination with the Headstart Coordination Program established within the Oklahoma Association of Community Action Agencies, is hereby authorized to establish performance criteria for Headstart Programs that receive state funds from the Department. The performance criteria shall be incorporated into Headstart Program contracts beginning January 1, 1995.

D. The Department of Commerce may expend up to five percent (5%) of the total funds allocated in this section for Headstart Programs to administer, review, monitor and implement the performance criteria established pursuant to subsection C of this section.

E. Of the funds allocated by subsection D of this section for Headstart Programs administration, the Oklahoma Department of Commerce may contract with the Headstart Coordination Program established within the Oklahoma Association of Community Action Agencies to assist the Department with administering, reviewing, monitoring and providing technical assistance in the implementation of the performance criteria established pursuant to subsection C of this section.

SECTION 4. Sections 1 and 2 of this act shall not be codified in the Oklahoma Statutes.

SECTION 5. This act shall become effective September 1, 1994.

44-2-9927 SW