ENGROSSED HOUSE
BILL NO. 1246

By: McCorkell, Vaughn, Maddux and Widener of the House

and

Williams (Penny) of the Senate

An Act relating to privatization of government functions; making findings; creating Task Force on Privatization; providing for membership of Task Force; providing meetings subject to Oklahoma Open Meeting Act; providing records subject to Oklahoma Open Records Act; providing for reimbursement of members; providing for selection of chair and vice-chair; imposing duties upon Task Force; requiring certain study; requiring report; requiring filing of report; 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 9101 of Title 74, unless there is created a duplication in numbering, reads as follows:

The Legislature finds that other states have considered and implemented or are currently considering methods to deliver essentially public services through the private sector. A study of the methods used by other states and local jurisdictions would be of

assistance to the State of Oklahoma to determine whether privatization of traditionally public sector functions is feasible or desirable.

SECTION 2. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 9102 of Title 74, unless there is created a duplication in numbering, reads as follows:

A. There is hereby created the Task Force on Privatization. The Task Force shall consist of the following persons:

1. Three persons appointed by the Speaker of the House of Representatives, no more than two of whom shall be members of the same political party;

2. Three persons appointed by the President Pro Tempore of the Senate, no more than two of whom shall be members of the same political party;

3. The person serving as chair of the Appropriation and Budget Committee of the House of Representatives;

4. The person serving as chair of the Appropriations Committee of the Senate;

5. A person appointed by the Speaker of the House of Representatives who has demonstrated experience in the management of a large public sector or private sector organization;

6. A person appointed by the President Pro Tempore of the Senate who has demonstrated experience in the management of a large public sector or private sector organization;

7. The Director of the Office of State Finance;

8. The Director of the Office of Personnel Management;

9. The Director of Central Purchasing within the Office of Central Services; and

10. Three persons appointed by the Governor, no more than two of whom shall be members of the same political party.

B. The meetings of the Task Force on Privatization shall be subject to the Oklahoma Open Meeting Act.

C. The records of the Task Force on Privatization shall be subject to the Oklahoma Open Records Act.

D. The nonlegislative members of the Task Force may be reimbursed for their expenses in attending the meetings of the Task Force pursuant to the State Travel Reimbursement Act. Legislators who are members of the Task Force shall be reimbursed for their expenses pursuant to Section 456 of Title 74 of the Oklahoma Statutes.

E. The members of the Task Force shall organize and select from among their membership a chair and vice-chair. The Task Force shall be authorized to meet from time to time in order to complete the duties imposed upon the Task Force.

SECTION 3. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 9103 of Title 74, unless there is created a duplication in numbering, reads as follows:

A. The Task Force on Privatization shall undertake a study of the feasibility and desirability of having traditionally public services performed by the private sector. The Task Force shall examine the activities of other states or local jurisdictions, as the Task Force deems appropriate, to gather information about the possibility for privatization of government functions by the State of Oklahoma or its political subdivisions.

B. The Task Force shall complete its studies and investigations not later than December 31, 1995. The Task Force shall prepare a report regarding the feasibility or desirability of providing traditionally public services through private sector activity. The Task Force may select one or more functions or one or more agencies, boards, commissions, departments or other instrumentalities of state government as the basis for its recommendations.

C. The Task Force shall complete its report not later than March 1, 1996. The report shall be filed with the Speaker of the

House of Representatives, the President Pro Tempore of the Senate and the Governor not later than April 1, 1996.

SECTION 4. 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.

Passed the House of Representatives the 13th day of March, 1995.

Speaker of the House of Representatives

Passed the Senate the ____ day of _____, 1995.

President of the Senate