

**EHB 2175**

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**THE STATE SENATE**  
**Wednesday, April 3, 2002**

**ENGROSSED**

**House Bill No. 2175**

ENGROSSED HOUSE BILL NO. 2175 - By: EASLEY of the House and CRUTCHFIELD of the Senate.

An Act relating to sunset; amending 62 O.S. 2001, Section 7.2, which relates to the Special Agency Account Board; re-creating the Special Agency Account Board; and modifying termination date.

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

SECTION 1. AMENDATORY 62 O.S. 2001, Section 7.2, is amended to read as follows:

Section 7.2 A. There is hereby re-created, to continue until July 1, ~~2002~~ 2008, in accordance with the provisions of the Oklahoma Sunset Law, Section 3901 et seq. of Title 74 of the Oklahoma Statutes, a Special Agency Account Board, to consist of the Director of State Finance, the State Treasurer and the Director of the Legislative Service Bureau. The Board shall have the authority to approve the establishment of agency special accounts in the official depository of the State Treasury. In the case of institutions of higher education, the Special Agency Account Board, acting in conjunction with the Oklahoma State Regents for Higher Education, shall establish special agency accounts as appropriate which shall be consistent with provisions of the Oklahoma Budget Law of 1947,

1 Section 41.1 et seq. of this title, as it relates to institutions in  
2 The Oklahoma State System of Higher Education.

3 B. The Board, created by this section, shall adopt procedures  
4 including application forms, justification and other pertinent  
5 information as to the basis for a state agency application for the  
6 establishment of agency special accounts.

7 C. The Board may approve agency special accounts for money  
8 received by state agencies for the following purposes:

9 1. Benefit programs for individuals, including, but not limited  
10 to, unemployment compensation, workers' compensation and state  
11 retirement programs;

12 2. Revenues produced by activities or facilities ancillary to  
13 the operation of a state agency which receive no money, directly or  
14 indirectly, from or through that state agency, including, but not  
15 limited to, revenues from the sales of food at retail level, sales  
16 at canteens, sales at student unions, sales at student bookstores,  
17 receipts from athletic programs and receipts from housing.

18 Provided, however, that a state institution of higher learning may  
19 purchase necessary equipment and instructional supplies and office  
20 supplies from a student bookstore, or, subject to authorization by  
21 the Oklahoma State Regents for Higher Education, may rent building  
22 space for institutional use in a building operated by an  
23 organization or entity whose existence is ancillary to the operation

1 of a state agency, and whose cost was financed in whole or in part  
2 with revenue-type bonds; provided, further, that the cost of such  
3 office supplies or space rental shall not exceed the cost of similar  
4 supplies or rentals available commercially;

5 3. Gifts, devises and bequests with an agency as beneficiary,  
6 unless otherwise provided by statute;

7 4. Evidence funds for law enforcement agencies;

8 5. Student loan funds and scholarship funds;

9 6. Funds held in escrow;

10 7. Land Commission funds;

11 8. Funds for which the state agency acts as custodian,  
12 including, but not limited to, fees from employee earnings approved  
13 by the governing board of the agency, funds of student organizations  
14 including student activity fees collected by an educational  
15 institution as a separate item in enrollment procedures,  
16 professional organizations, patients and inmates;

17 9. Funds used by the Oklahoma Tax Commission to pay for the  
18 filing of liens with the Federal Aviation Administration;

19 10. Temporary accounts for funds arising from new or amended  
20 legislation not otherwise provided for in statute or for other  
21 emergency situations. Such accounts are to be utilized only pending  
22 legislative action directing custody of such funds;

23 11. Payment of liability claims against the state;

1           12. Activities of the various Armory Boards of the Oklahoma  
2 Military Department to receive and dispense funds derived by the  
3 Armory Boards pursuant to Sections 232.6 and 232.7 of Title 44 of  
4 the Oklahoma Statutes; and

5           13. Payment of expenses incurred in connection with the  
6 acceptance of payments made with nationally recognized credit cards.

7           D. The State Treasurer is authorized to accept deposit of money  
8 made directly to agency special accounts approved by the Board. All  
9 money received by a state agency, as described in Section 7.1 of  
10 this title, shall be deposited in State Treasury funds or accounts  
11 and no money shall be deposited in banks or other depositories  
12 unless the bank accounts are maintained by the State Treasurer or  
13 are for the deposit of authorized petty cash funds.

14           E. Money deposited in agency special accounts shall be  
15 disbursed on vouchers issued by the state agency concerned to  
16 accomplish the purpose for which the money was intended.

17           F. Funds and revenues of the Grand River Dam Authority are  
18 exempt from the requirements of this section.

19           G. Funds and revenues of the Oklahoma Municipal Power Authority  
20 are exempt from the requirements of this section.

21           H. Monies used for investment purposes by the Oklahoma  
22 Firefighters Pension and Retirement System, the Oklahoma Police  
23 Pension and Retirement System, the Uniform Retirement System for

1 Justices and Judges, the Oklahoma Law Enforcement Retirement System,  
2 the Oklahoma Public Employees Retirement System, the Teachers'  
3 Retirement System of Oklahoma, the State Insurance Fund, the State  
4 and Education Employees Group Insurance Board, the Commissioners of  
5 the Land Office, and the Oklahoma State Regents for Higher Education  
6 for its Endowment Trust Fund are exempt from the requirements of  
7 this section, and shall be placed with the respective custodian bank  
8 or trust company.

9 COMMITTEE REPORT BY: COMMITTEE ON SUNSET REVIEW, dated 4-1-02 - DO  
10 PASS.