

STATE OF OKLAHOMA

1st Session of the 48th Legislature (2001)

SENATE BILL 429

By: Morgan

AS INTRODUCED

An Act relating to the Planning and Land-Use Legislative Study Task Force; creating the Planning and Land-Use Legislative Study Task Force; setting date for termination; establishing membership of Task Force; allowing appointment of members; providing for election of chair; providing for reimbursement of expenses; providing functions and duties; providing staffing; authorizing services of consultants; providing for report of findings and recommendations; requiring deposit of copies of report to the Oklahoma Department of Libraries; providing for noncodification; providing an effective date; and declaring an emergency.

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

SECTION 1. NEW LAW A new section of law not to be codified in the Oklahoma Statutes, reads as follows:

A. There is hereby created, to continue until December 1, 2001, the Planning and Land-Use Legislative Study Task Force.

B. The task force shall consist of fifteen (15) members:

1. Five members, with not more than three from the same political party, shall be appointed from the Senate by the President Pro Tempore of the Senate;

2. Five members, with not more than three from the same political party, shall be appointed from the House of Representatives by the Speaker of the House of Representatives; and

3. Five members, with not more than three from the same political party, shall be appointed by the Governor, and shall consist of:

(a) one member who is the commissioner or director of a state department,

- (b) one member who is an elected or appointed municipal official or employee,
- (c) one member who is an elected or appointed county official or employee,
- (d) one member who is a builder or developer, and
- (e) one member who is a city or regional planner.

C. The task force shall elect a chair from among its members.

D. The legislative members of the task force shall receive no compensation for their services but shall be reimbursed for their actual expenses incurred in the performance of their duties pursuant to Section 456 of Title 74 of the Oklahoma Statutes. The non-legislative members of the task force shall receive no compensation for their services but shall be reimbursed for their actual expenses incurred in the performance of their duties, pursuant to the State Travel Reimbursement Act.

E. It shall be the function and duty of the Planning and Land-Use Legislative Study Task Force to:

1. Evaluate the effectiveness of current state, regional, and local planning and land-use laws;

2. Survey state and regional agencies, local governments, and the private sector and investigate their attitudes toward the current system to determine the extent and types of planning techniques, and land-use tools being used, and identify desired new tools;

3. Survey developers, builders, contractors, planners, engineers, surveyors, environmentalists, attorneys, citizen groups, and local government agencies about problems associated with the current system and seek their advice on solutions to those problems;

4. Review model legislation and studies on planning and land-use systems and collect information on states that have undertaken reform efforts and have working systems;

5. Identify public information, training and technical assistance needs by state and regional agencies and local governments related to planning and land use;

6. Identify incentives or techniques for sharing the benefits of economic growth and eliminating or reducing fiscal competition among local governments;

7. Propose initiatives for the development of geographic information systems related to planning and land use at all levels of government;

8. Propose innovative and cooperative planning and land-use approaches that will accommodate and guide growth and development, ensure the planning and construction of adequate supporting services and infrastructure, including utilities, stormwater management systems, and transportation, provide opportunities for or eliminate barriers to affordable housing, protect the environment, and minimize exposure to natural hazards;

9. Evaluate and examine methods of enhancing community appearance;

10. Evaluate and examine methods of coordinating activities of the Legislature and state agencies relating to matters of growth and development, and stabilization and revitalization of existing communities and urban areas;

11. Evaluate and recommend approaches that will balance the advancement of the public interest with the protection of private property rights and ensure certainty in the planning and land-use system and streamlined and efficient administrative and judicial review of development proposals; and

12. Stimulate statewide discussion on problems related to planning and land-use change, identify alternative planning, regulatory, and capital investment solutions and attempt to reach consensus on desired approaches.

F. The Senate and the House of Representatives shall provide staff support as required by the task force.

G. The task force is authorized to contract for consultant services as needed.

H. The task force shall issue a report of its findings and recommendations for legislation or administrative changes to the President Pro Tempore of the Senate and the Speaker of the House of Representatives by December 1, 2001. Copies shall be deposited with the Oklahoma Department of Libraries.

SECTION 2. This act shall become effective July 1, 2001.

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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