

SB 447

1 THE STATE SENATE
2 Monday, February 26, 2007

3 Senate Bill No. 447
4 As Amended

5 SENATE BILL NO. 447 - By: BINGMAN of the Senate and McNIEL of the
6 House.

7 [public finance - Rural Economic Action Plan - modifying
8 provisions - noncodification - effective date -
9 emergency]

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

11 SECTION 1. AMENDATORY 62 O.S. 2001, Section 2004, as
12 amended by Section 2, Chapter 219, O.S.L. 2002 (62 O.S. Supp. 2006,
13 Section 2004), is amended to read as follows:

14 Section 2004. The monies appropriated to the Rural Economic
15 Action Plan Fund shall be subject to all of the requirements of
16 Sections 2006 through 2013 of this title. There shall be deposited
17 into each of the accounts provided by Section 2006 of this title the
18 sum of ~~one-tenth (1/10)~~ one-eleventh (1/11) of the amount
19 appropriated to the Rural Economic Action Plan Fund ~~with the~~
20 ~~exception of one account which shall be divided equally into two~~
21 ~~subaccounts. One of the two subaccounts.~~ One of the eleven
22 accounts shall be available to ~~one and only one~~ each of the entities
23 described by subsection B of Section 2007 of this title for
24 distribution to cities or towns within the respective jurisdiction
25 of the entity if the population of such city or town does not exceed

1 seven thousand (7,000) persons according to the latest Federal
2 Decennial Census or for the benefit of an unincorporated area.
3 Funds may also be expended for any city or town with a population
4 below seven thousand (7,000) persons based upon the current
5 population estimate according to the U.S. Census Bureau. Funds may
6 be expended for such cities and towns until the next following
7 Federal Decennial Census.

8 SECTION 2. AMENDATORY 62 O.S. 2001, Section 2006, as
9 amended by Section 3, Chapter 219, O.S.L. 2002 (62 O.S. Supp. 2006,
10 Section 2006), is amended to read as follows:

11 Section 2006. A. There is hereby established a fund within the
12 State Treasury to be known as the Rural Economic Action Plan Fund.
13 The fund shall be a continuing fund not subject to fiscal year
14 limitations. Within the Rural Economic Action Plan Fund there shall
15 be established ~~ten~~ eleven separate accounts into which shall be
16 deposited such funds as may be provided by law.

17 B. One of ~~nine~~ the eleven total accounts shall be available to
18 each entity described in subsection A of Section 2007 of this title.

19 C. ~~One account shall be divided equally into two subaccounts.~~
20 ~~One of the two subaccounts~~ One of the eleven total accounts shall be
21 available to each of the entities described by subsection B of
22 Section 2007 of this title for distribution to any city or town
23 within the respective jurisdiction of the entity if the population

1 of such city or town does not exceed seven thousand (7,000) persons
2 according to the latest Federal Decennial Census or for the benefit
3 of an unincorporated area. Funds may also be expended for any city
4 or town with a population below seven thousand (7,000) persons based
5 upon the current population estimate according to the U.S. Census
6 Bureau. Funds may be expended for such cities and towns until the
7 next following Federal Decennial Census.

8 D. No funds deposited into one account ~~or subaccount~~ shall be
9 transferred to any other account. No entity may access any more
10 than one account per fiscal year and the total expenditure from any
11 one account for each fiscal year may not exceed the amount of funds
12 available to each account as may be provided by law.

13 SECTION 3. NEW LAW A new section of law not to be
14 codified in the Oklahoma Statutes reads as follows:

15 The provisions of this act shall not become effective as law
16 unless the total amount appropriated to the Rural Economic Action
17 Plan Fund created by Section 2006 of Title 62 of the Oklahoma
18 Statutes for the fiscal year ending June 30, 2008, is equal to the
19 amount appropriated to such fund for the fiscal year ending June 30,
20 2007, in addition to an amount sufficient to ensure that each one of
21 the nine accounts into which funds were deposited for the fiscal
22 year ending June 30, 2007, as provided by Section 2004 of Title 62
23 of the Oklahoma Statutes will receive, for the fiscal year ending

1 June 30, 2008, an amount at least equal to the amount deposited into
2 each such account for the fiscal year ending June 30, 2007.

3 SECTION 4. This act shall become effective July 1, 2007.

4 SECTION 5. It being immediately necessary for the preservation
5 of the public peace, health and safety, an emergency is hereby
6 declared to exist, by reason whereof this act shall take effect and
7 be in full force from and after its passage and approval.

8 COMMITTEE REPORT BY: COMMITTEE ON APPROPRIATIONS, dated 2-21-07 - DO
9 PASS, As Amended and Coauthored.