

1 STATE OF OKLAHOMA

2 2nd Session of the 52nd Legislature (2010)

3 COMMITTEE SUBSTITUTE
4 FOR

5 SENATE BILL 2099

By: Brogdon of the Senate

and

(Jordan) of the House

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9 COMMITTEE SUBSTITUTE

10 [professions and occupations - permits and fees -
11 Oklahoma Uniform Building Code Commission -
emergency]

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

15 SECTION 1. AMENDATORY Section 7, Chapter 439, O.S.L.
16 2009 (59 O.S. Supp. 2009, Section 1000.25), is amended to read as
17 follows:

18 Section 1000.25 A. The Oklahoma Uniform Building Code
19 Commission shall establish a system of fees to be charged for the
20 issuance and renewal of any construction permits issued by any
21 agency, municipality, or other political subdivision of this state.

22 B. This provision is subject to the following limitations:

23 1. No schedule of fees may be established or amended by the
24 Commission except during such times as the Legislature is in

1 session; provided, the Commission may establish or amend a schedule
2 of fees at a time when the Legislature is not in session if the fees
3 or schedule of fees has been specifically authorized by the
4 Legislature pursuant to paragraphs 2 and 3 of this subsection. The
5 Commission must follow the procedures required by Article I of the
6 Administrative Procedures Act for adoption of rules in establishing
7 or amending any such schedule of fees;

8 2. The Commission shall charge fees for building permits and
9 renewal of such permits issued by any state agency, municipality, or
10 other political subdivision of this state which authorized work
11 governed by codes within the purview of the Commission only within
12 the following ranges:

13 For issuance of permit	not to exceed \$5.00
14 For renewal of permit	not to exceed \$5.00

15 3. Such fees shall be collected by any state agency,
16 municipality or other political subdivision issuing construction
17 permits within this state. The fees shall be deposited in an
18 account created by the collecting entity for that purpose;

19 4. The state agency, municipality or other political
20 subdivision shall remit the monies in the account on a monthly basis
21 directly to the ~~State Treasury~~ Oklahoma Uniform Building Code
22 Commission for deposit in the Oklahoma Uniform Building Code
23 Commission Revolving Fund created pursuant to Section ~~10~~ 1000.28 of
24 this ~~act~~ title. Along with the deposits required by this paragraph,

1 each state agency, municipality or other political subdivision shall
2 also submit a report stating the total amount of funds collected and
3 the total number of fees imposed during the preceding month. The
4 report shall be made on computerized or manual disposition reports
5 as provided by rule of the Commission;

6 5. Deposits to the Oklahoma Uniform Building Code Commission
7 Revolving Fund shall be due on the twentieth day of each month for
8 the fees collected during the preceding calendar month. There shall
9 be a late fee imposed for failure to make timely deposits. The
10 Oklahoma Uniform Building Code Commission, in its discretion, may
11 waive all or part of the late fee. Such late fee shall be one
12 percent (1%) of the principal amount due per day beginning from the
13 tenth day after payment is due and accumulating until the late fee
14 reaches one hundred percent (100%) of the principal amount due;

15 6. Any state agency, municipality or other political
16 subdivision collecting and remitting fees pursuant to this section
17 may levy a fee up to fifty cents (\$.50) for every construction
18 permit or renewal permit issued. These monies shall be deposited
19 into an account for the sole use of the state agency, municipality
20 or other political subdivision. The state agency, municipality or
21 other political subdivision shall state the total amount of funds
22 collected and the total number of fees imposed to the State Treasury
23 in the report required by paragraph 4 of this section;

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1 7. It shall be the responsibility of the state agency,
2 municipality or other political subdivision to account for and
3 ensure the correctness and accuracy of payments made to the State
4 Treasury pursuant to this title; and

5 8. Funds collected by a state agency, municipality or other
6 political subdivision and remitted to the State Treasury pursuant to
7 the Oklahoma Uniform Building Code Commission Act shall be deposited
8 in the Oklahoma Uniform Building Code Commission Revolving Fund and
9 shall be used solely for the purposes of the Oklahoma Uniform
10 Building Code Commission Act.

11 SECTION 2. It being immediately necessary for the preservation
12 of the public peace, health and safety, an emergency is hereby
13 declared to exist, by reason whereof this act shall take effect and
14 be in full force from and after its passage and approval.

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