

1 ENGROSSED HOUSE  
2 BILL NO. 2310

By: Murphey and Miller of the  
House

3 and

4 Sykes of the Senate

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6  
7 ( state government - Oklahoma Innovation, Efficiency  
8 and Accountability Act of 2010 - web-based licenses  
9 - Oklahoma State Licensing and Permitting Process  
10 Consolidation Pilot Initiative - license  
11 applications - codification - noncodification -  
12 recodification )

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

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

18 This act shall be known and may be cited as the "Oklahoma  
19 Innovation, Efficiency and Accountability Act of 2010".

20 SECTION 2. AMENDATORY Section 5, Chapter 322, O.S.L.  
21 2009 (62 O.S. Supp. 2009, Section 41.5p-1), is amended to read as  
22 follows:

23 Section 41.5p-1 A. Except as otherwise provided by this  
24 section, as of July 1, 2010, each state agency, board, commission or

1 other entity organized within the executive department of state  
2 government responsible for licensing or permitting shall utilize the  
3 portal system to allow for ~~the~~ a link to a web-based application and  
4 renewal application for any license or permit issued by that agency.  
5 Access to the online renewal systems shall be featured prominently  
6 on the portal system.

7 B. Each entity responsible for licensing or permitting shall  
8 make available to the Office of State Finance on a yearly basis a  
9 report describing the number of licenses issued, license renewals  
10 and permits issued as well as an estimate of the amount of savings  
11 incurred by the entity as a result of the online licensing and  
12 permitting process.

13 C. The Office of State Finance shall make available to the  
14 public a copy of each report submitted in accordance with the  
15 requirements of subsection B of this section by placing the report  
16 on the website defined in Section 46 of ~~Title 62 of the Oklahoma~~  
17 ~~Statutes~~ this title.

18 D. The Director of the Office of State Finance may exempt a  
19 specific license or permit from the requirements of this section  
20 should he find compelling evidence that the issuance of the license  
21 or permit requires the provision of information that cannot be  
22 provided through an online licensing or permitting process and when  
23 the failure of the applicant to provide the information would create  
24 a significant risk to the integrity of the license or permit. The

1 Director of the Office of State Finance shall document any  
2 exemptions issued pursuant to the provisions of this subsection and  
3 describe the compelling evidence justifying the need for the  
4 exemptions in a report to be provided to the Governor, Speaker of  
5 the Oklahoma House of Representatives and Speaker Pro Tempore of the  
6 State Senate. The exception provided for in this subsection shall  
7 not apply to license renewals pursuant to the Oklahoma Vehicle  
8 License and Registration Act of Title 47 of the Oklahoma Statutes.

9 E. The State Board of Health may accept an electronic signature  
10 in the application process for any license or permit issued by the  
11 State Department of Health, provided the use of an electronic  
12 signature shall not create a significant risk to the integrity of  
13 the license or permit.

14 SECTION 3. NEW LAW A new section of law to be codified  
15 in the Oklahoma Statutes as Section 34.24.2 of Title 62, unless  
16 there is created a duplication in numbering, reads as follows:

17 A. There is hereby established the Oklahoma State Licensing and  
18 Permitting Process Consolidation Pilot Initiative.

19 B. Licenses and permits issued in accordance with the Fire  
20 Extinguisher Licensing Act and the Alarm and Locksmith Industry Act  
21 shall be issued by the Office of the State Fire Marshal. All fees  
22 associated with licenses and permits issued in accordance with the  
23 Fire Extinguisher Licensing Act and the Alarm and Locksmith Industry  
24 Act are hereby reduced by not less than ten percent (10%).

1 C. The Office of the State Fire Marshal shall enter into a  
2 contract with the Oklahoma Department of Commerce in order to  
3 provide for the application and approval for the Fire Extinguisher  
4 Industry and Alarm and Locksmith Industry licenses and permits  
5 through the centralized information system referenced in Section  
6 5003.15 of Title 74 of the Oklahoma Statutes. Confirmation of  
7 approval shall be provided to the applicant in real time.

8 D. For the purposes of this section the term "real time" shall  
9 mean at the time of application.

10 SECTION 4. AMENDATORY 59 O.S. 2001, Section 1800.2, as  
11 amended by Section 2, Chapter 110, O.S.L. 2006 (59 O.S. Supp. 2009,  
12 Section 1800.2), is amended to read as follows:

13 Section 1800.2 As used in the Alarm and Locksmith Industry Act:

14 1. "Alarm industry" means the sale, except as provided in  
15 Section 1800.3 of this title, installation, alteration, repair,  
16 replacement, service, inspection, or maintenance of alarm systems or  
17 service involving receipt of alarm signals for the purpose of  
18 employee response and investigation of such signals or any  
19 combination of the foregoing activities except inspections on one-  
20 and two-family dwellings are exempt;

21 2. "Alarm system" means one or more devices designed either to  
22 detect and signal an unauthorized intrusion or entry or to signal a  
23 fire or other emergency condition, which signals are responded to by  
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1 public law enforcement officers, fire department personnel, private  
2 guards or security officers;

3 3. "Board" means the State ~~Board of Health~~ Fire Marshal;

4 4. "Committee" means the Alarm and Locksmith Industry  
5 Committee;

6 5. "Commissioner" means the State ~~Commissioner of Health~~ Fire  
7 Marshal;

8 6. "Licensee" means any person licensed pursuant to the Alarm  
9 and Locksmith Industry Act;

10 7. "Lock" means mechanical or electronic devices of twenty-four  
11 (24) volts or less, designed to control use of a device or control  
12 ingress or egress of a structure or automobile, including, but not  
13 limited to, peripheral devices to alarm systems, safes, vaults, safe  
14 deposit boxes, bio-metric/retina readers and mechanical or  
15 electronic key systems;

16 8. "Locksmith industry" means the servicing or installing,  
17 repairing, rebuilding, readying, repining, adjusting or installing  
18 locks, mechanical or electronic security devices, annunciation  
19 devices not designed to require a response by law enforcement or  
20 opening or bypassing a lock by a means other than those intended by  
21 the manufacturer of such devices. For the purposes of this act,  
22 "mechanical or electronic security devices" includes, but is not  
23 limited to, access control systems including peripheral devices to  
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1 alarm systems, fiber optic security systems, closed circuit  
2 television and nurse call systems; and

3 9. "Person" means an individual, sole proprietorship, firm,  
4 partnership, association, limited liability company, corporation, or  
5 other similar entity.

6 SECTION 5. AMENDATORY Section 3, Chapter 188, O.S.L.  
7 2007 (59 O.S. Supp. 2009, Section 1820.3), is amended to read as  
8 follows:

9 Section 1820.3 As used in the Fire Extinguisher Licensing Act:

10 1. "Board" means the State ~~Board of Health~~ Fire Marshal;

11 2. "Commissioner" means the State ~~Commissioner of Health~~ Fire  
12 Marshal;

13 3. "Committee" means the Fire Extinguisher Industry Committee;

14 4. "Fire extinguisher industry" means the sale, installation,  
15 maintenance, inspection, certification, alteration, repair,  
16 replacement, or service of portable fire extinguishers or fire  
17 suppression systems or any combination of the foregoing activities;

18 5. "Fire suppression systems" and "handheld portable fire  
19 extinguisher" means any listed or approved fire extinguisher systems  
20 installed in compliance with the installation manuals of the  
21 manufacturer or the applicable National Fire Protection Association  
22 Standard and its reference as outlined in the rules established by  
23 the State Department of Health;

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1       6. "Licensee" means any person licensed pursuant to the Fire  
2 Extinguisher Licensing Act; and

3       7. "Person" means a sole proprietorship, fire partnership,  
4 association, corporation, or other similar entity.

5       SECTION 6.       RECODIFICATION       Section 5, Chapter 322, O.S.L.  
6 2009, as amended by Section 2 of this act (62 O.S. Supp. 2009,  
7 Section 41.5p-1), shall be recodified as Section 34.24.1 of Title 62  
8 of the Oklahoma Statutes, unless there is created a duplication in  
9 numbering.

10       Passed the House of Representatives the 10th day of March, 2010.

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Presiding Officer of the House of  
Representatives

Passed the Senate the \_\_\_\_ day of \_\_\_\_\_, 2010.

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Presiding Officer of the Senate