

1 ENGROSSED HOUSE
2 BILL NO. 2653

By: Sullivan and Tibbs of the
House

3 and

4 Crain of the Senate

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8 An Act relating to municipal finance; creating the
9 Task Force on Municipal Finance; providing for
10 membership; requiring organizational meeting;
11 providing for selection of chair and cochair;
12 prescribing quorum requirement; providing for
13 inapplicability of Oklahoma Open Meeting Act;
14 prescribing requirement for meeting notices;
15 providing for travel reimbursement; specifying
16 reimbursement method for legislator members;
17 providing for staff assistance; prescribing scope of
18 inquiry by Task Force; requiring final report;
19 specifying date of report; providing for termination
20 of Task Force; providing for codification; and
21 declaring an emergency.

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

23 SECTION 1. NEW LAW A new section of law to be codified
24 in the Oklahoma Statutes as Section 350 of Title 62, unless there is
created a duplication in numbering, reads as follows:

A. There is hereby created the Task Force on Municipal Finance.

B. The Task Force shall be composed of nine (9) persons to be
selected as follows:

1 1. The Governor shall appoint two persons representing
2 municipalities as follows:

3 a. one person representing a municipality with a
4 population of less than fifty thousand (50,000)
5 persons, and

6 b. one person representing a municipality with a
7 population in excess of fifty thousand (50,000)
8 persons but not in excess of one hundred thousand
9 (100,000) persons;

10 2. The Speaker of the Oklahoma House of Representatives shall
11 appoint:

12 a. one person representing a municipality with a
13 population in excess of one hundred thousand (100,000)
14 but not in excess of four hundred thousand (400,000)
15 persons according to the latest Federal Decennial
16 Census, and

17 b. a member of the Oklahoma House of Representatives;

18 3. The President Pro Tempore of the Oklahoma State Senate shall
19 appoint:

20 a. one person representing a municipality with a
21 population in excess of four hundred thousand
22 (400,000) persons according to the latest Federal
23 Decennial Census, and

24 b. a member of the Oklahoma State Senate;

1 4. One member to be appointed by a statewide nonprofit
2 organization the membership of which consists primarily of
3 municipalities organized under the laws of the State of Oklahoma and
4 which organization supports the functions of such municipalities;

5 5. One member who shall be the Director of the Office of State
6 Finance or a designee; and

7 6. One member to be appointed by the Oklahoma Tax Commission.

8 C. Members of the Task Force shall serve at the pleasure of the
9 appointing authority. Vacancies shall be filled in the same manner
10 as the original appointment.

11 D. The Task Force shall hold an organizational meeting not
12 later than September 30, 2010.

13 E. The Task Force shall select from among its membership a
14 chair and cochair.

15 F. A quorum of the members present at a meeting of the Task
16 Force shall be sufficient to conduct any business or to take any
17 action authorized or required.

18 G. The Task Force shall be exempt from the Oklahoma Open
19 Meeting Act, but shall provide a reasonable notice of its meetings
20 at least seven (7) days prior to a meeting. The notice shall be
21 posted electronically on the website of the Oklahoma House of
22 Representatives or the Oklahoma State Senate or both. Notices may
23 be posted at such location or locations within the Oklahoma State
24 Capitol as the Task Force may direct.

1 H. Travel reimbursement for members of the Task Force who are
2 legislators shall be made pursuant to Section 456 of Title 74 of the
3 Oklahoma Statutes. Travel reimbursement for other members of the
4 Task Force shall be made by the respective appointing authorities
5 pursuant to the State Travel Reimbursement Act.

6 I. Staff assistance for the Task Force shall be provided by the
7 staff of the Oklahoma House of Representatives and the Oklahoma
8 State Senate.

9 J. The Task Force shall be exempt from the Oklahoma Open
10 Records Act.

11 K. The Task Force shall examine the laws governing municipal
12 finance for all forms of municipal government and shall give
13 specific attention to:

14 1. The existing sources of revenues available to municipal
15 government;

16 2. The requirements for establishing and maintaining sinking
17 funds;

18 3. The laws governing the creation and maintenance of separate
19 accounts within municipal general funds;

20 4. The laws governing the investment or other use of municipal
21 revenues;

22 5. The laws governing the establishment of municipal reserve
23 funds similar to the Constitutional Reserve Fund created pursuant to
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1 Section 23 of Article X of the Oklahoma Constitution for the State
2 of Oklahoma; and

3 6. Such other matters related to municipal finance as the Task
4 Force may deem to be relevant.

5 L. The Task Force shall make a final report containing any
6 recommendations for changes in the law governing municipal finance
7 to the Governor, the Speaker of the Oklahoma House of
8 Representatives and the President Pro Tempore of the Oklahoma State
9 Senate not later than January 31, 2011.

10 M. The Task Force shall terminate by operation of law on
11 February 1, 2011.

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

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