

1 STATE OF OKLAHOMA

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

3 SENATE BILL 1898

By: Bingman

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5
6 AS INTRODUCED

7 An Act relating to the Grand River Dam Authority;
8 amending 82 O.S. 2001, Section 862.1, as last amended
9 by Section 2, Chapter 524, O.S.L. 2004 (82 O.S. Supp.
10 2009, Section 862.1), which relates to exemptions;
11 exempting district from the Oklahoma Surplus Property
12 Act; and amending 74 O.S. 2001, Section 62.3, as last
13 amended by Section 14, Chapter 454, O.S.L. 2009 (74
14 O.S. Supp. 2009, Section 62.3), which relates to
15 surplus property; modifying certain exclusion from
16 the Oklahoma Surplus Property Act; and providing an
17 effective date.

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

19 SECTION 1. AMENDATORY 82 O.S. 2001, Section 862.1, as
20 last amended by Section 2, Chapter 524, O.S.L. 2004 (82 O.S. Supp.
21 2009, Section 862.1), is amended to read as follows:

22 Section 862.1 In addition to the powers, rights and privileges
23 enumerated in Section 862 of this title, the Grand River Dam
24 Authority shall be exempt from the provisions of the:

1. Oklahoma Open Records Act, exclusively limited to customer
proprietary information the Authority is contractually obligated to
keep confidential;

1 2. Oklahoma Open Meeting Act, exclusively limited to
2 authorizing the Grand River Dam Authority Board of Directors to
3 confer on matters pertaining to:
4 a. coal or gas supply contracts, and
5 b. rail or truck transportation contracts; ~~and~~
6 3. Public Building Construction and Planning Act; and
7 4. Oklahoma Surplus Property Act, for purposes of disposal of
8 surplus property, provided the resulting revenue is retained by the
9 district solely for the benefit of its customers and the public.

10 The district shall implement procedures governing the disposal of
11 surplus property which shall be similar to the requirements of the
12 Oklahoma Surplus Property Act and in compliance with other state
13 laws governing public property and funds. The district shall
14 maintain records of surplus property which shall be approved by the
15 Board of Directors. The district is authorized to enter into an
16 agreement with the Department of Central Services to utilize the
17 Department's services in disposing of surplus property. The district
18 is authorized to pay a fee to the Department to cover the
19 administrative costs of such transactions.

20 SECTION 2. AMENDATORY 74 O.S. 2001, Section 62.3, as
21 last amended by Section 14, Chapter 454, O.S.L. 2009 (74 O.S. Supp.
22 2009, Section 62.3), is amended to read as follows:

23 Section 62.3 A. The Director of the Department of Central
24 Services shall promulgate rules for use by state agencies and the

1 Department of Central Services to dispose of surplus property. The
2 rules shall include standards for recordkeeping, methods for removal
3 or disposal of surplus property, and acquisition by state agencies
4 and authorized entities of surplus property, and for Department
5 management of surplus property programs.

6 B. A state agency selling, trading, redistributing or otherwise
7 disposing of surplus property shall comply with the rules
8 promulgated by the Director.

9 C. The Department shall make surplus property available to
10 state agencies and authorized entities, which shall include
11 political subdivisions, school districts, and nonprofit entities of
12 this state.

13 D. The provisions of the Oklahoma Surplus Property Act shall
14 not apply to institutions of higher education in this state, the
15 Grand River Dam Authority, or the Northeast Oklahoma Public
16 Facilities Authority. ~~The Grand River Dam Authority shall be exempt~~
17 ~~from the provisions of the Oklahoma Surplus Property Act for any~~
18 ~~surplus property disposed of prior to November 1, 2006.~~ CompSource
19 Oklahoma shall be exempt from the provisions of the Oklahoma Surplus
20 Property Act if CompSource Oklahoma is operating pursuant to a pilot
21 program authorized by Sections ~~1~~ 3316 and ~~2~~ 3317 of this ~~act~~ title.

22 E. Notwithstanding the provisions of the Oklahoma Surplus
23 Property Act, the Oklahoma State Bureau of Investigation may,
24 pursuant to rules promulgated by the Oklahoma State Bureau of

1 Investigation Commission for that purpose, donate any surplus
2 property, as defined in Section 62.2 of this title, to any law
3 enforcement agency of any political subdivision of the State of
4 Oklahoma. The use of such donated equipment shall be limited to
5 valid and authorized law enforcement efforts by the receiving
6 agency.

7 SECTION 3. This act shall become effective November 1, 2010.

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