05/16/2012 03:28:43 PM

HOUSE OF REPRESENTATIVES
CONFERENCE COMMITTEE REPORT

Mr. President:
Mr. Speaker:

The Conference Committee, to which was referred

HB2714

By: Jackson of the House and Coates of the Senate

Title: State government; relating to the Oversight Committee for State Employee Charitable Contributions; modifying termination date; community action agencies; audit; effective date.

Together with Engrossed Senate Amendments thereto, beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

That the Senate recede from Senate Amendment No. 1 and that the attached Conference Committee Substitute be adopted.

Respectfully submitted,

House Action _____ Date _____ Senate Action _____ Date _____

HB2714 CCR A

HOUSE CONFEREES

Banz _____

Brumbaugh _____

Cockroft _____

Dorman _____

Faught _____

Hilliard _____

Moore _____

Murphey _____

Quinn _____

Stiles _____

Walker _____

Watson _____

Williams _____

House Action _____ Date _____ Senate Action _____ Date _____

HB2714 CCR A

SENATE CONFEREES

Coates _____

Aldridge _____

Marlatt _____

Johnson (Rob) _____

Burrage _____

Bass _____

House Action _____ Date _____ Senate Action _____ Date _____

House Action _____ Date _____ Senate Action _____ Date _____

STATE OF OKLAHOMA

2nd Session of the 53rd Legislature (2012)

CONFERENCE COMMITTEE
SUBSTITUTE
FOR ENGROSSED
HOUSE BILL NO. 2714 By: Jackson, Hickman and Enns of the House

and

Coates of the Senate

CONFERENCE COMMITTEE SUBSTITUTE

An Act relating to state government; amending 74 O.S. 2011, Section 5040, which relates to community action agencies; prohibiting certain contracts; amending 74 O.S. 2011, Section 7005, which relates to the Oversight Committee for State Employee Charitable Contributions; modifying termination date; and providing an effective date.

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

SECTION 1. AMENDATORY 74 O.S. 2011, Section 5040, is amended to read as follows:

Section 5040. A. A community action agency shall serve as a primary advocate for the reduction of the causes, conditions and effects of poverty and shall provide social and economic opportunities that foster self-sufficiency for low-income persons. Any service provided by a community action agency through the

Community Services Block Grant opportunity shall be made available to all eligible persons within the community action agency's service area. The activities of a community action agency shall, subject to rules and regulations promulgated by the Oklahoma Department of Commerce, include but not be limited to the following:

1. Informing state and local governments, private agencies and organizations, and citizens of the nature and extent of poverty within the service area;

2. Developing, administering, and operating community social and economic programs to reduce poverty within the entire area;

3. Providing and advocating for training and technical assistance to the poor and other residents within the service area to better define human problems, improve services, and facilitate citizen participation;

4. Promoting interagency cooperation and coordination in providing services to low-income persons;

5. Entering into contracts with federal, state, and local public and private agencies and organizations as necessary to carry out the purposes of this act; and

6. Engaging in any other activity necessary to fulfill the intent of this section and Sections ~~40~~ 5034 through ~~45~~ 5039 of this ~~act~~ title.

B. The Department of Commerce shall not execute a contract with a community action agency until the applicant submits, and the

Department approves, a budget work program for expenditure of funds. Each contract shall require audits of expenditures, as provided in rules promulgated by the Department.

SECTION 2. AMENDATORY 74 O.S. 2011, Section 7005, is amended to read as follows:

Section 7005. A. The Oversight Committee for State Employee Charitable Contributions shall be composed of the Administrator of the Office of Personnel Management, or designee and six ~~(6)~~ state employees, of which two shall be appointed by the Governor, two shall be appointed by the President Pro Tempore of the Senate and two shall be appointed by the Speaker of the House of Representatives. Members shall serve at the pleasure of their appointing authorities. The provisions of Section 6 of Title 51 of the Oklahoma Statutes shall not apply to appointments to the Committee. The Committee is created to continue until July 1, ~~2012~~ 2016, in accordance with the provisions of the Oklahoma Sunset Law.

B. The Committee annually shall elect a chairman from its membership. The Administrator of the Office of Personnel Management shall serve as chairman until the first such election.

C. The Oversight Committee for State Employee Charitable Contributions shall have the following duties and responsibilities:

1. Arrange for publication of information about the application process;

2. Review applications of federations electing to participate in the State Charitable Campaign and certify that a federation and each of its member agencies meet the eligibility criteria set forth in Sections 7009 and 7010 of this title;

3. Notify in writing each of the applying federations of its acceptance or rejection. Provided, if a federation is rejected, the Committee shall provide the reason for rejection of each of the member agencies of the federation;

4. Hear appeals of rejected agencies;

5. Delegate to the principal combined fund-raising organization the primary responsibility for the staffing ~~of~~ and the financial obligations necessary to comply with the provisions of this subsection;

6. Develop a pledge card to be used throughout the State Charitable Campaign;

7. Select a principal combined fund-raising organization to assist the Committee in gathering and accumulating the applications; and

8. Promulgate rules to implement the provisions of the Oklahoma State Employee Charitable Contribution Act.

D. The Office of Personnel Management shall provide such staff support as is required by the Committee.

E. The Oversight Committee for State Employee Charitable Contributions is authorized to appoint such advisory councils and

task forces as it deems necessary for counsel, advice and review concerning the formulation and administration of the rules, application review process and the implementation of the Oklahoma State Employee Charitable Contribution Act.

SECTION 3. This act shall become effective November 1, 2012.

53-2-10491 LRB 05/10/12