

1 **SENATE FLOOR VERSION**

2 February 21, 2011

3 SENATE BILL NO. 738

By: Schulz of the Senate

4 and

5 Sanders of the House

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8 An Act relating to the Oklahoma Liquefied Petroleum
9 Gas Research, Marketing and Safety Commission;
10 amending 52 O.S. 2001, Sections 420.24 and 420.25,
11 which relate to powers and duties of the Commission
and appointment of Director; authorizing the
Commission to contract for services of certain
employees; and declaring an emergency.

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

15 SECTION 1. AMENDATORY 52 O.S. 2001, Section 420.24, is
16 amended to read as follows:

17 Section 420.24 The Commission shall have the power and duty to:

18 1. Administer and enforce the provisions of the Oklahoma
19 Liquefied Petroleum Gas Research, Marketing and Safety Act;

20 2. Establish an office for the Commission within the State of
21 Oklahoma;

22 3. Elect a chairperson and whatever other officers may be
23 necessary to direct operations of the Commission;

1 4. Employ personnel or contract for services as shall be deemed
2 necessary to carry out the purpose and provisions of the Oklahoma
3 Liquefied Petroleum Gas Research, Marketing and Safety Act and to
4 prescribe their duties and fix their compensation;

5 5. Establish and administer the LP Gas Research, Marketing and
6 Safety Revolving Fund;

7 6. Approve or disapprove the budget of the Commission;

8 7. Promulgate rules as it deems necessary to carry out the
9 provisions of the Oklahoma Liquefied Petroleum Gas Research,
10 Marketing and Safety Act;

11 8. Enter into contracts or agreements for studies, research
12 projects, safety programs, experimental work, supplies or other
13 services to carry out the purposes of the Oklahoma Liquefied
14 Petroleum Gas Research, Marketing and Safety Act, and incur those
15 expenses necessary to carry out those purposes. Any contract or
16 agreement shall provide that:

17 a. the person entering the contract or agreement on
18 behalf of the Commission shall develop and submit to
19 the Commission a plan or project together with a
20 budget that shows estimated costs to be incurred for
21 the plan or project, and

22 b. the person entering the contract or agreement shall
23 keep accurate records of all of its transactions,
24 account for funds received and expended, and make

1 periodic reports to the Commission of activities
2 conducted, and any other reports as the Commission may
3 require;

4 9. Keep accurate records of all financial transactions
5 performed pursuant to the Oklahoma Liquefied Petroleum Gas Research,
6 Marketing and Safety Act. These records shall be audited annually
7 by an independent auditor and an annual report shall be compiled and
8 presented to the Governor;

9 10. Cooperate with any private, local, state or national
10 commission, organization, agency or group and to make contracts and
11 agreements for joint programs beneficial to the LP gas industry;

12 11. Accept donations, grants, contributions and gifts from any
13 public or private source and deposit the money in the LP Gas
14 Research, Marketing and Safety Revolving Fund;

15 12. Approve or disapprove the investment of any monies in the
16 LP Gas Research, Marketing and Safety Revolving Fund pursuant to
17 ~~Section 7 of this act~~ 420.26 of this title; and

18 13. Keep an accurate record of all assessments collected.

19 SECTION 2. AMENDATORY 52 O.S. 2001, Section 420.25, is
20 amended to read as follows:

21 Section 420.25 A. There shall be an annual meeting of the
22 Commission at which the annual report and proposed budget will be
23 presented. The Commission shall, at the call of the chairperson,
24 hold at least three other regular meetings each year. The

1 chairperson shall establish the time, a manner and place of all
2 meetings and shall provide notice of such meetings. A majority of
3 the members of the Commission shall constitute a quorum for the
4 transaction of any business. In addition, the Commission shall
5 determine the circumstances under which additional meetings of the
6 Commission may be held.

7 B. The Commission may appoint or contract for the services of a
8 Director who shall carry out the provisions of the Oklahoma
9 Liquefied Petroleum Gas Research, Marketing and Safety Act. The
10 Director shall not be one of the appointed Commission members.

11 SECTION 3. 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.

15 COMMITTEE REPORT BY: COMMITTEE ON ENERGY, dated 2-17-11 - DO PASS,
16 As Coauthored.

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