

1 STATE OF OKLAHOMA

2 2nd Session of the 53rd Legislature (2012)

3 SENATE BILL 1029

By: David

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5
6 AS INTRODUCED

7 An Act relating to the Grand River Dam Authority;
8 amending 82 O.S. 2011, Section 861A, which relates to
9 creation of the district; updating statutory
10 reference; and declaring an emergency.

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

12 SECTION 1. AMENDATORY 82 O.S. 2011, Section 861A, is
13 amended to read as follows:

14 Section 861A. A. The Grand River Dam Authority, created
15 pursuant to the provisions of the Grand River Dam Authority Act,
16 Section 861 et seq. of Title 82 of the Oklahoma Statutes, is a
17 nonappropriated agency of the State of Oklahoma. The Grand River
18 Dam Authority herein referred to as the "district" is subject to the
19 laws of the state as they apply to state agencies except as
20 specifically exempted by statute. All funds generated, received and
21 expended by the district are public funds and subject to state laws
22 and regulations governing the receipt and expenditure of public
23 funds in the same manner as all other state agencies. The employees
24 of the district are both classified and unclassified state employees

1 subject to the same benefits and restrictions applicable to all
2 state agencies except as otherwise provided by statute.

3 B. Recognizing that the district is a unique agency of this
4 state, whose mission requires the ability of the district to
5 function in competition with private industry within the competitive
6 power market, the Legislature hereby requires the Grand River Dam
7 Authority Board of Directors as the rulemaking authority for the
8 district to:

9 1. Promulgate appropriate rules governing operations of the
10 agency pursuant to the provisions of Article I of the Administrative
11 Procedures Act, with the exception of rules dealing with the waters
12 of the Grand River and its tributaries; and

13 2. Develop written policies and procedures consistent with
14 state laws governing the district's activities including marketing,
15 consumer education, community relations and customer service
16 functions performed by the district.

17 C. The district is required to document business expenses
18 necessary to carry out the business of the district. Expenses shall
19 meet current State of Oklahoma and Internal Revenue Service
20 guidelines for business expense deductibility.

21 D. If necessary to comply with the provisions of this ~~act~~
22 section, the Board may, by majority vote, employ an independent
23 audit firm to assist it in its duties. Funds required for this
24 purpose shall be borne by the district with approval by the Board.

1 E. The Board of Directors or the management of the district may
2 seek advice from the State Treasurer or the State Bond Advisor as it
3 deems necessary.

4 F. After ~~the effective date of this act~~ August 29, 2003, the
5 district shall not provide retail electric power or retail electric
6 service to electric consuming facilities except to:

7 1. An existing electric consuming facility if such electric
8 power was being provided by the district on ~~the effective date of~~
9 ~~this act~~ August 29, 2003; and

10 2. Any entity located within the boundary of the Oklahoma
11 Ordnance Works Authority/Mid-America Industrial Park or within a
12 two-mile radius of the boundary.

13 Retail distribution of electric power shall be defined as any
14 sale not for resale.

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

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