

1 STATE OF OKLAHOMA

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

3 SENATE BILL 1907

By: Russell

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5
6 AS INTRODUCED

7 An Act relating to convenience fees; amending 62 O.S.
8 2011, Sections 34.25 and 34.27, which relate to
9 convenience fee amounts; establishing a maximum
10 amount which may be charged; deleting authority for
11 state entities to set fees; deleting authority for
12 State Governmental Internet Applications Review Board
13 to review fee amounts; deleting requirement for state
14 entities to keep and file certain records and
15 authority to adjust fees; deleting certain duty of
16 State Governmental Internet Applications Review
17 Board; providing an effective date; and declaring an
18 emergency.

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

20 SECTION 1. AMENDATORY 62 O.S. 2011, Section 34.25, is
21 amended to read as follows:

22 Section 34.25 A. ~~Subject to review and adoption as outlined in~~
23 ~~Section 41.5s of this title, a~~ A state agency, board, commission, or
24 authority is hereby authorized to charge a convenience fee not to
exceed Fifty Cents (\$.50) for any electronic or online transaction.

A convenience fee shall apply to electronic or online transactions
only and shall not apply when accessing information provided through
state government websites. ~~If a state entity sets a convenience fee~~

1 ~~for electronic or online transactions, the fee shall be reviewed by~~
2 ~~the State Governmental Internet Applications Review Board as~~
3 ~~provided for in Section 41.5s of this title. Each state entity~~
4 ~~shall keep a record of how the convenience fee has been determined~~
5 ~~and shall file the record with the Information Services Division of~~
6 ~~the Office of State Finance. A state agency, board, commission, or~~
7 ~~authority may periodically adjust a convenience fee as needed upon~~
8 ~~review and adoption as provided for in Section 41.5s of this title.~~

9 B. For purposes of this section, "convenience fee" shall mean a
10 charge that is necessary to process an electronic or online
11 transaction with a state agency, board, commission or authority.
12 The fee shall be limited to bank processing fees and financial
13 transaction fees, the cost of providing for secure transaction,
14 portal fees, and fees necessary to compensate for increased
15 bandwidth incurred as a result of providing for an online
16 transaction.

17 SECTION 2. AMENDATORY 62 O.S. 2011, Section 34.27, is
18 amended to read as follows:

19 Section 34.27. There is hereby established the State
20 Governmental Technology Applications Review Board. The Board shall
21 review and make recommendations to the Information Services Division
22 of the Office of State Finance concerning state governmental
23 Internet-based electronic or online transactions or applications
24 being provided by state agencies, boards, commissions, or

1 authorities for use by the public, provide oversight for
2 implementation of the plan of action developed by the Chief
3 Information Officer and advise the Chief Information Officer.

4 B. The State Governmental Technology Applications Review Board
5 shall be composed of the following members:

6 1. The Director of the Office of State Finance or a designee;

7 2. Four representatives from different state agencies, boards,
8 commissions, or authorities to be appointed by the Governor, at
9 least one of which shall be employed by a law enforcement agency;

10 3. Two members who are not state government employees to be
11 appointed by the Speaker of the House of Representatives; and

12 4. Two members who are not state government employees to be
13 appointed by the President Pro Tempore of the Senate.

14 C. Members of the Board shall serve for terms of two (2) years.
15 The Board shall select a chair from among its members.

16 D. Members of the Board shall not receive compensation for
17 serving on the Board, but shall be reimbursed for travel expenses
18 incurred in the performance of their duties by their respective
19 agencies or appointing authority in accordance with the State Travel
20 Reimbursement Act.

21 E. The Board shall have the duty and responsibility of:

22 1. ~~Reviewing a schedule of convenience fees, as is defined in~~
23 ~~Section 34.25 of this title, and all convenience fees and changes in~~
24 ~~fees charged by state agencies, boards, commissions, or authorities~~

1 ~~for electronic or online transactions, and making recommendations~~
2 ~~pertaining to convenience fees to the Information Services Division~~
3 ~~prior to its adoption by rule of such fees, changes to fees, or fee~~
4 ~~schedule;~~

5 ~~2.~~ Monitoring all portal systems and applications for portal
6 systems created by state agencies, boards, commissions, or
7 authorities, reviewing portal systems applications approved or
8 denied by the Information Service Division of the Office of State
9 Finance, and making recommendations to the Legislature and Governor
10 to encourage greater use of the open-systems concept as is defined
11 in Section 34.26 of this title;

12 ~~3.~~ 2. Approving the plan of action developed by the Chief
13 Information Officer as provided for in Section 34.11.1 of this
14 title, providing ongoing oversight of implementation of the plan of
15 action by the Chief Information Officer and approving any amendments
16 to the plan of action;

17 ~~4.~~ 3. Approving charges to state agencies established by the
18 Chief Information Officer pursuant to Section 34.11.1 of this title
19 for their use of shared information technology and
20 telecommunications services;

21 ~~5.~~ 4. Functioning in an advisory capacity to the Chief
22 Information Officer; and

23 ~~6.~~ 5. Developing performance metrics for quantifying the value
24 of goods or services provided by state agencies and for considering

1 if goods and services provided by a state agency could be modernized
2 through the implementation of new technology to provide better
3 quality goods or services that would result in cost savings or best
4 value.

5 SECTION 3. This act shall become effective July 1, 2012.

6 SECTION 4. It being immediately necessary for the preservation
7 of the public peace, health and safety, an emergency is hereby
8 declared to exist, by reason whereof this act shall take effect and
9 be in full force from and after its passage and approval.

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