

1 STATE OF OKLAHOMA

2 1st Session of the 53rd Legislature (2011)

3 SENATE BILL 639

By: Aldridge

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5  
6 AS INTRODUCED

7 An Act relating to the Grand River Dam Authority;  
8 Section 1, Chapter 459, O.S.L. 2003 (82 O.S. Supp.  
9 2010, Section 861A), which relates to creation of the  
district; updating statutory reference; and declaring  
an emergency.

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

13 SECTION 1. AMENDATORY Section 1, Chapter 459, O.S.L.  
14 2003 (82 O.S. Supp. 2010, Section 861A), is amended to read as  
15 follows:

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

1 funds in the same manner as all other state agencies. The employees  
2 of the district are both classified and unclassified state employees  
3 subject to the same benefits and restrictions applicable to all  
4 state agencies except as otherwise provided by statute.

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

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

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

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

23 D. If necessary to comply with the provisions of this act, the  
24 Board may, by majority vote, employ an independent audit firm to

1 assist it in its duties. Funds required for this purpose shall be  
2 borne by the district with approval by the Board.

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

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

9 1. An existing electric consuming facility if such electric  
10 power was being provided by the district on the effective date of  
11 this act; and

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

15 Retail distribution of electric power shall be defined as any  
16 sale not for resale.

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

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