

1 ENGROSSED SENATE AMENDMENT  
TO  
2 ENGROSSED HOUSE  
BILL NO. 1914

By: Shannon, Murphey and Nelson  
of the House

and

Johnson (Rob) of the Senate

8 An Act relating to state government; creating the  
9 Public Agency Fee Moratorium Justification and  
10 Disclosure of 2013; prohibiting certain entities from  
11 creating or increasing fees until date certain;  
12 providing exception; providing for certain statement  
13 of fee at the time of payment; defining term;  
14 providing for codification; providing for  
15 noncodification; and providing an effective date.

14 AUTHOR: Add the following Senate Coauthor: Shortey

15 AMENDMENT NO. 1. Page 1, strike the title, enacting clause and  
16 entire bill and insert

17 "[ state government - creating the Public Agency Fee  
18 Moratorium Justification and Disclosure of 2013 -  
19 codification - noncodification - effective date ]

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

21 SECTION 1. NEW LAW A new section of law not to be  
22 codified in the Oklahoma Statutes reads as follows:

23 This act shall be known and may be cited as the "Public Agency  
24 Fee Moratorium Justification and Disclosure Act of 2013".

1           SECTION 2.           NEW LAW           A new section of law to be codified  
2 in the Oklahoma Statutes as Section 10.7 of Title 74, unless there  
3 is created a duplication in numbering, reads as follows:

4           A. A moratorium is hereby established on all agencies,  
5 prohibiting any agency from creating any new fees or increasing any  
6 current fees. The moratorium shall be in effect until January 1,  
7 2016.

8           B. Any fees charged by an agency, at the time of payment, shall  
9 provide a fee justification statement which shall disclose and  
10 describe in detail to the entity paying the fee the reason for the  
11 fee charged.

12           C. For purposes of this section, "agency" includes but is not  
13 limited to any statutorily created state board, bureau, commission,  
14 office or authority, and any constitutional entities not charged  
15 with self governance.

16           SECTION 3. This act shall become effective November 1, 2013."

17                           and when the title is restored, amend the title to  
18                           conform

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11 creating or increasing fees until date certain;  
12 providing exception; providing for certain statement  
13 of fee at the time of payment; defining term;  
14 providing for codification; providing for  
15 noncodification; and providing an effective date.

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

17 SECTION 4. NEW LAW A new section of law not to be  
18 codified in the Oklahoma Statutes reads as follows:

19 This act shall be known and may be cited as the "Public Agency  
20 Fee Moratorium Justification and Disclosure Act of 2013".

21 SECTION 5. NEW LAW A new section of law to be codified  
22 in the Oklahoma Statutes as Section 10.7 of Title 74, unless there  
23 is created a duplication in numbering, reads as follows:

24 A. Unless otherwise provided by law, a moratorium is hereby  
established on all agencies prohibiting any agency from creating any

1 new fees or increasing any current fees. The moratorium shall be in  
2 effect until January 1, 2016.

3 B. The provisions of subsection A of this section shall not  
4 apply to a fee increase if:

5 1. It does not exceed the increase, if any, for inflation as  
6 measured by the Consumer Price Index-All Urban Consumers (CPI-U)  
7 each year as published by the Bureau of Labor Statistics;

8 2. The change in fee is required to comply with federal law; or

9 3. The fee results as a consequence of violating the law.

10 C. Any fees charged by an agency, at the time of payment, shall  
11 provide a fee justification statement which shall disclose and  
12 describe in detail to the entity paying the fee the reason for the  
13 fee charged.

14 D. For purposes of this section, "agency" includes but is not  
15 limited to any constitutionally or statutorily created state board,  
16 bureau, commission, office or authority.

17 SECTION 6. This act shall become effective November 1, 2013.

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1 Passed the House of Representatives the 12th day of March, 2013.

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3 \_\_\_\_\_  
4 Presiding Officer of the House  
of Representatives

5 Passed the Senate the \_\_\_ day of \_\_\_\_\_, 2013.

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7 \_\_\_\_\_  
8 Presiding Officer of the Senate