

1 ENGROSSED HOUSE AMENDMENT  
TO  
2 ENGROSSED SENATE BILL NO. 1581 By: Justice of the Senate  
3 and  
4 Watson of the House  
5  
6

7 An Act relating to the Oklahoma Energy Initiative;  
8 amending Sections 3 and 4, Chapter 247, O.S.L. 2012,  
9 (17 O.S. Supp. 2013, Sections 802.3 and 802.4), which  
10 relate to the Oklahoma Energy Initiative; modifying  
11 membership of board; updating title; and declaring an  
12 emergency.

13 AMENDMENT NO. 1. Strike the title, enacting clause and entire bill  
14 and insert

15 "An Act relating to the Oklahoma Energy Initiative;  
16 amending Sections 3 and 4, Chapter 247, O.S.L. 2012,  
17 (17 O.S. Supp. 2013, Sections 802.3 and 802.4),  
18 which relate to the Oklahoma Energy Initiative;  
19 modifying membership of Board; updating title;  
20 deleting certain travel reimbursements; and  
21 declaring an emergency.

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

23 SECTION 1. AMENDATORY Section 3, Chapter 247, O.S.L.  
24 2012 (17 O.S. Supp. 2013, Section 802.3), is amended to read as  
follows:

1 Section 802.3 A. The Oklahoma Energy Initiative shall be  
2 administered and governed by the Oklahoma Energy Initiative Board,  
3 made up of representatives of the contributing institutions of the  
4 Initiative which initially shall be the University of Oklahoma,  
5 Oklahoma State University, Oklahoma City University, the University  
6 of Tulsa, and the Noble Foundation. Additional contributing  
7 institutions may be added at the discretion of the Board, as such  
8 institutions contribute to the purpose, objectives and research  
9 coordinated by the Initiative. Additional contributing institutions  
10 may include state, federal, and private agencies, institutions of  
11 higher education, nonprofit research institutions, and private  
12 entities.

13 B. The Board shall initially consist of ~~eight (8)~~ six (6)  
14 members as follows:

15 1. One member, who shall serve as the chair of the Board, shall  
16 be the Secretary of Energy and Environment or a member otherwise  
17 appointed by the Governor;

18 2. ~~One member of the Senate shall be appointed by the President~~  
19 ~~Pro Tempore of the Senate;~~

20 3. ~~One member of the House of Representatives shall be~~  
21 ~~appointed by the Speaker of the House of Representatives;~~

22 4. One member shall be the Vice President of Research from the  
23 University of Oklahoma or a member otherwise appointed by the  
24 President of the University of Oklahoma;

1       ~~5.~~ 3. One member shall be the Vice President of Research from  
2 Oklahoma State University or a member otherwise appointed by the  
3 President of Oklahoma State University;

4       ~~6.~~ 4. One member shall be the Vice President of Research from  
5 the University of Tulsa or a member otherwise appointed by the  
6 Governor;

7       ~~7.~~ 5. One member shall be the Vice President of Research from  
8 Oklahoma City University or a member otherwise appointed by the  
9 Speaker of the House of Representatives; and

10       ~~8.~~ 6. One member who shall represent the Samuel Roberts Noble  
11 Foundation appointed by the President Pro Tempore of the Senate.

12       C. Board members shall serve for a term of four (4) years,  
13 which shall begin on January 1 of the first year of the appointment  
14 and end on December 31 of the fourth year. There shall be no limit  
15 to the number of consecutive terms served. If a vacancy should  
16 occur during a member's term, the appointing authority for the  
17 vacant position shall appoint a new member to fill the remainder of  
18 the unexpired term. Board members shall serve without compensation  
19 but may be eligible for necessary travel expenses pursuant to the  
20 State Travel Reimbursement Act. ~~Legislators appointed to the Board~~  
21 ~~shall be eligible to receive reimbursement pursuant to Section 456.3~~  
22 ~~of Title 74 of the Oklahoma Statutes.~~

23       D. The Board shall be responsible for establishing procedures  
24 for the Initiative and operations of the Board. The rules may

1 provide for protection from public disclosure of trade secrets and  
2 proprietary information of any kind, including, but not limited to,  
3 data, processes and technology, as the Board determines necessary.

4 E. The Board shall undertake activities and commission  
5 programs, through the contributing institutions, to achieve the  
6 purpose and satisfy the objectives of the Initiative as provided in  
7 the Oklahoma Energy Initiative Act. The Board shall have authority  
8 to distribute funding for such activities and programs. The Board  
9 may employ staff as it deems necessary.

10 F. The Board shall prepare an annual, written report to  
11 summarize the annual progress of the Initiative, including summaries  
12 of its programs and their progress and outcomes. The report shall  
13 be made available to the public and shall be distributed to the  
14 Governor, the President Pro Tempore of the Senate, and the Speaker  
15 of the House of Representatives.

16 G. The provisions of The Oklahoma Central Purchasing Act shall  
17 not apply to any project, activity or contract of the Initiative or  
18 the Board.

19 H. No Board member or any person acting on behalf of the Board  
20 or Initiative executing any contracts, commitments or agreements  
21 issued by or on behalf of the Oklahoma Energy Initiative shall be  
22 personally liable for the contracts, commitments, or agreements or  
23 be subject to any personal liability or accountability by reason  
24 thereof. No director or any person acting on behalf of the Board

1 or Initiative shall be personally liable for damage or injury  
2 resulting from the performance of duties hereunder.

3 SECTION 2. AMENDATORY Section 4, Chapter 247, O.S.L.  
4 2012 (17 O.S. Supp. 2013, Section 802.4), is amended to read as  
5 follows:

6 Section 802.4 A. There is hereby created in the State Treasury  
7 a revolving fund for the Oklahoma Energy Initiative to be designated  
8 as the "Oklahoma Energy Initiative Revolving Fund". The fund shall  
9 be a continuing fund, not subject to fiscal year limitations, and  
10 shall consist of all monies received by the Secretary of Energy and  
11 Environment or any other entity authorized to accept or expend funds  
12 on behalf of the Oklahoma Energy Initiative from any authorized  
13 source. All monies accruing to the credit of the fund are hereby  
14 appropriated and may be budgeted and expended by the Oklahoma Energy  
15 Initiative for the purpose of satisfying the objectives of the  
16 Oklahoma Energy Initiative Act.

17 B. State appropriations for the Initiative shall be made as  
18 otherwise provided by law and shall be directed to the Secretary of  
19 Energy, or to an agency otherwise directed by the Governor, which  
20 shall directly allocate the appropriations to the Initiative.

21 C. The Initiative is authorized to accept donations, grants or  
22 endowments from any person, corporation or entity to achieve the  
23 purpose and satisfy the objectives of the Initiative as provided by  
24 this act.

