

1 **SENATE FLOOR VERSION**

2 April 10, 2013

3 COMMITTEE SUBSTITUTE  
4 FOR ENGROSSED  
5 HOUSE BILL NO. 1914

By: Shannon, Murphey and Nelson  
of the House

6 and

7 Johnson (Rob) of the Senate

8  
9 [ state government - creating the Public Agency Fee  
10 Moratorium Justification and Disclosure of 2013 -  
11 codification - noncodification - effective date ]

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

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

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

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

21 A. Unless otherwise provided by law, a moratorium is hereby  
22 established on all agencies, prohibiting any agency from creating  
23 any new fees or increasing any current fees. The moratorium shall  
24 be in effect until January 1, 2016.

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

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

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

7 3. The fee is for an activity or service which the consumer  
8 elects voluntarily and has other alternatives from which to choose;  
9 or

10 4. The fee results as a consequence of violating the law.

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

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

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

20 COMMITTEE REPORT BY: COMMITTEE ON APPROPRIATIONS  
21 April 10, 2013 - DO PASS AS AMENDED  
22  
23  
24