

1 **SENATE FLOOR VERSION**

2 February 18, 2013

3 SENATE BILL NO. 470

By: Garrison of the Senate

4 and

5 Rousselot of the House

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7  
8 An Act relating to county excise boards; amending 68  
9 O.S. 2011, Section 3005.1, which relates to  
10 membership and compensation; modifying amount of and  
authority for establishing amount of compensation for  
board members; and providing an effective date.

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

14 SECTION 1. AMENDATORY 68 O.S. 2011, Section 3005.1, is  
15 amended to read as follows:

16 Section 3005.1. A. A county excise board is hereby created for  
17 each county in the state, to be composed of the members of the  
18 county board of equalization as created in Section 2861 of this  
19 title. The county clerk shall serve as secretary and clerk of said  
20 board without additional compensation.

21 B. It shall be unlawful for any member of the county excise  
22 board to sell or contract to sell, or to lease or contract to lease,  
23 or to represent any person, firm, corporation or association in the  
24 sale or the lease of any machinery, supplies, equipment, material,

1 or other goods, wares, or merchandise to any county or city or town  
2 of the county. It shall also be unlawful for any member of the  
3 county excise board to serve as employee, official, or attorney for  
4 any county or city, or town of the county, or for any such member to  
5 represent any taxpayer before such board in any manner, or to use  
6 his or her position as a board member to further his or her own  
7 interests. It shall also be unlawful for any taxpayer or interested  
8 party to employ any member of the county excise board in any matter  
9 coming before the board.

10 C. The members of county excise boards in all counties ~~having~~  
11 ~~an assessed valuation of Two Billion Dollars (\$2,000,000,000.00) or~~  
12 ~~more shall receive as compensation an amount not to exceed Seventy-~~  
13 ~~five Dollars (\$75.00) per day. The members of county excise boards~~  
14 ~~in all other counties may~~ shall receive as compensation an amount  
15 ~~not to exceed Fifty Dollars (\$50.00) per day, said amount to be~~  
16 ~~established by the boards~~ board of county commissioners for the  
17 county in which they serve.

18 In addition, the members of county excise boards shall be  
19 reimbursed for each mile of travel to and from their residences to  
20 the place of meeting of the board for each session attended at the  
21 rate provided for other county officers. The members of county  
22 excise boards shall be also reimbursed for each mile of necessary  
23 travel in the performance of their official duties at the same rate.

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1 The total number of days in each year for which the members of  
2 said board may be paid shall be as follows:

3 In counties having an assessed valuation of Forty Million  
4 Dollars (\$40,000,000.00) and less, not to exceed sixty (60) days;

5 In counties having an assessed valuation of more than Forty  
6 Million Dollars (\$40,000,000.00) and not more than Eighty Million  
7 Dollars (\$80,000,000.00), not to exceed sixty-five (65) days;

8 In counties having an assessed valuation of more than Eighty  
9 Million Dollars (\$80,000,000.00) and not more than Five Hundred  
10 Million Dollars (\$500,000,000.00), not to exceed one hundred (100)  
11 days;

12 In counties having an assessed valuation of more than Five  
13 Hundred Million Dollars (\$500,000,000.00), not to exceed two hundred  
14 fifty (250) days.

15 D. Any person violating any of the provisions of this section  
16 shall be deemed guilty of a felony, and upon conviction thereof  
17 shall be punished by a fine of not less than Two Hundred Dollars  
18 (\$200.00) and not more than One Thousand Dollars (\$1,000.00) or by  
19 imprisonment in the State Penitentiary for not less than six (6)  
20 months or more than two (2) years, or by both such fine and  
21 imprisonment.

22 SECTION 2. This act shall become effective November 1, 2013.

23 COMMITTEE REPORT BY: COMMITTEE ON GENERAL GOVERNMENT  
24 February 18, 2013 - DO PASS