

1 STATE OF OKLAHOMA

2 2nd Session of the 55th Legislature (2016)

3 HOUSE BILL 2644

By: Wallace

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5
6 AS INTRODUCED

7 An Act relating to professions and occupations;
8 providing for powers of the Construction Industries
9 Board; requiring contracts be approved by Board
10 pursuant to the Oklahoma Open Meeting Act; providing
11 for use of certain funds; creating the Skilled Trade
Education and Workforce Development Fund; providing
12 for transfer of funds; prohibiting transfer of funds
13 for certain period of time; providing for
14 expenditures of fund; providing for codification; and
15 providing an effective date.

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

17 SECTION 1. NEW LAW A new section of law to be codified
18 in the Oklahoma Statutes as Section 1000.4a of Title 59, unless
19 there is created a duplication in numbering, reads as follows:

20 A. The Construction Industries Board shall have the following
21 powers:

22 1. To establish and maintain an Internet website, social media
23 page or other web presence, as necessary for the conveyance of
24 information regarding the Board or any of the trades the Board
regulates. Any costs associated with this paragraph shall be paid
from the revolving funds administered by the Board; and

1 2. To enter into contracts with the Oklahoma Department of
2 Career and Technology Education for any accredited vocational or
3 technical school or system of education institution in the State of
4 Oklahoma receiving state appropriations and offering programs in
5 secondary and postsecondary instruction that provides electrical,
6 mechanical or plumbing trade coursework for the purpose of:

7 a. developing and implementing instructional courses on

8 Oklahoma statutes and rules that govern the

9 electrical, mechanical and plumbing trades, which

10 courses can be in conjunction with instruction in

11 performing trade work or instruction on statewide

12 adopted trade codes, or both, for the advancement of

13 the electrical, mechanical and plumbing trades, or

14 b. developing and implementing a workforce development

15 program that will create interest in the pursuit of a

16 skilled trade career. The workforce development

17 program may consist of, but is not limited to, use of

18 the Internet, community and school presentations,

19 research and instruction on the electrical, mechanical

20 and plumbing trades.

21 B. All contracts pursuant to this section shall be approved by
22 the Construction Industries Board in accordance with the Oklahoma
23 Open Meeting Act. Costs of the education and workforce development
24 programs shall be paid from the Skilled Trade Education and

1 Workforce Development Fund established herein and funded by
2 administrative fines or penalties as described in this section.

3 C. Fines or penalties collected by the Board and deposited in
4 the Oklahoma Mechanical Licensing Revolving Fund, Electrical
5 Revolving Fund, or Plumbing Licensing Revolving Fund may be
6 transferred to a separate Skilled Trade Education and Workforce
7 Development Fund for the use of the following:

8 1. To develop instructional materials on Oklahoma laws,
9 statutes and rules, as they relate to the plumbing, mechanical and
10 electrical trades and state licensing standards;

11 2. To cover the cost of equipment, materials, personnel and any
12 other costs of developing and implementing the trade curriculum; and

13 3. To cover the cost of equipment, materials, personnel and any
14 other costs of developing and implementing the workforce development
15 program used to promote the plumbing, mechanical and electrical
16 trades as a career in Oklahoma.

17 D. The Skilled Trade Education and Workforce Development Fund
18 monies shall be used only for the advancement of trade-related
19 education and workforce development, and only if available based
20 upon statutory limitations.

21 E. There is hereby created in the State Treasury a revolving
22 fund for the Construction Industries Board to be designated the
23 "Skilled Trade Education and Workforce Development Fund". The fund
24 shall be a continuing fund, not subject to fiscal year limitations.

1 The fund shall consist of an annual transfer of fully adjudicated
2 fine revenue received in the Oklahoma Mechanical Licensing Revolving
3 Fund, Electrical Revolving Fund or Plumbing Licensing Revolving Fund
4 as determined pursuant to this section. Funds will be transferred
5 only from the prior fiscal year. If actual receipts, not including
6 fine receipts, exceed actual expenses and outstanding encumbrances,
7 then one hundred percent (100%) of all fully adjudicated fine
8 revenue received will be transferred from each specific trade
9 revolving fund: the Oklahoma Mechanical Licensing Revolving Fund,
10 Electrical Revolving Fund or Plumbing Licensing Revolving Fund.

11 F. If at any time the receipts in the Oklahoma Mechanical
12 Licensing Revolving Fund, Electrical Revolving Fund or Plumbing
13 Licensing Revolving Fund, not including fine receipts, are less than
14 actual expenses and outstanding encumbrances, then the difference of
15 fine receipts over actual expenses and outstanding encumbrances, if
16 any, shall be transferred.

17 G. If at any time the annual receipts in the Oklahoma
18 Mechanical Licensing Revolving Fund, Electrical Revolving Fund or
19 Plumbing Licensing Revolving Fund, including fine receipts, are less
20 than the actual expenses and outstanding encumbrances, there will be
21 no transfer of funds for that period.

22 H. All monies accruing to the credit of the Skilled Trade
23 Education and Workforce Development Fund may be budgeted and
24 expended by the Construction Industries Board for workforce

1 development as it relates to the skilled trades and to contract for
2 the services identified in Section 1000.4 of Title 59 of the
3 Oklahoma Statutes. Expenditures from the fund shall be made upon
4 warrants issued by the State Treasurer against claims filed as
5 prescribed by law with the Director of the Office of Management and
6 Enterprise Services for approval and payment.

7 SECTION 2. This act shall become effective November 1, 2016.

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9 55-2-8398 LRB 01/04/16