

1 STATE OF OKLAHOMA

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

3 SENATE BILL 1609

By: Jolley and Treat of the  
Senate

4 and

5 Sears and Casey of the  
6 House

7  
8  
9 AS INTRODUCED

10 An Act relating to public finance; amending Section  
11 10, Chapter 209, O.S.L. 2013 (62 O.S. Supp. 2015,  
12 Section 901.1), which relates to the Long-Range  
13 Capital Planning Commission; setting forth procedure  
14 for substitution of emergency projects by state  
15 agencies; specifying duties of Director of Office of  
16 Management and Enterprise Services; requiring  
17 approval of President Pro Tempore of Senate and  
18 Speaker of House of Representatives; providing an  
19 effective date; and declaring an emergency.

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

23 SECTION 1. AMENDATORY Section 10, Chapter 209, O.S.L.  
24 2013 (62 O.S. Supp. 2015, Section 901.1), is amended to read as  
follows:

25 Section 901.1. A. The Long-Range Capital Planning Commission  
26 shall submit an itemized list of the proposed projects set forth in  
27 its annual capital plan to the Governor, the President Pro Tempore  
28 of the Senate and the Speaker of the House of Representatives within

1 the first seven (7) legislative days of a regular legislative  
2 session. The list shall be in the order of the priority of the  
3 projects as determined by the Commission. The submission to such  
4 elected officials shall occur upon the same date for purposes of  
5 computing the time within which action must be taken as further  
6 prescribed by this subsection. The Legislature shall have a period  
7 of forty-five (45) calendar days from the date on which the list is  
8 submitted to pass a concurrent resolution disapproving any or all of  
9 the proposed projects. If the Legislature does not disapprove any  
10 proposed project by concurrent resolution by the end of the forty-  
11 fifth day following the date upon which the proposed issuance is  
12 submitted, the proposed projects shall be deemed to have been  
13 approved by the Legislature.

14 B. Upon approval of all or any part of the list of proposed  
15 projects, the Office of Management and Enterprise Services may  
16 expend funds in the Maintenance of State Buildings Revolving Fund  
17 for approved projects in the order of priority set forth in its  
18 annual capital plan.

19 C. In the event an emergency has been declared as provided for  
20 in Section 130 of Title 61 of the Oklahoma Statutes, and as a result  
21 thereof, repair or maintenance of a capital facility held by the  
22 state is required, a state agency may submit a request to the  
23 Director of the Office of Management and Enterprise Services to  
24 substitute the emergency project for any other project or projects

1 of the state agency on the approved current fiscal year's Capital  
2 Improvement Plan list, or to add the emergency project if the state  
3 agency does not have any projects on the approved current fiscal  
4 year's Capital Improvement Plan list, provided:

5 1. The Director determines that there are funds available in  
6 the Maintenance of State Buildings Revolving Fund to cover all or  
7 part of the cost of the emergency project; and

8 2. The Director submits information on the emergency project  
9 and the cost thereof to the President Pro Tempore of the Senate and  
10 the Speaker of the House of Representatives and they approve the  
11 substitution within five (5) calendar days of such submission.

12 D. The Director has authority to redirect funds within the  
13 Maintenance of State Buildings Revolving Fund for emergency projects  
14 approved by the President Pro Tempore of the Senate and the Speaker  
15 of the House of Representatives.

16 SECTION 2. This act shall become effective July 1, 2016.

17 SECTION 3. It being immediately necessary for the preservation  
18 of the public peace, health and safety, an emergency is hereby  
19 declared to exist, by reason whereof this act shall take effect and  
20 be in full force from and after its passage and approval.

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