

1 STATE OF OKLAHOMA

2 1st Session of the 55th Legislature (2015)

3 SENATE BILL 72

By: Mazzei

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5  
6 AS INTRODUCED

7 An Act relating to the Department of Commerce;  
8 amending 74 O.S. 2011, Section 5017, which relates to  
9 department functions and responsibilities; requiring  
10 Oklahoma Department of Commerce to provide specified  
annual report; providing exclusions; requiring  
specified entities to provide assistance; and  
providing an effective date.

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

14 SECTION 1. AMENDATORY 74 O.S. 2011, Section 5017, is  
15 amended to read as follows:

16 Section 5017. In addition to other functions and  
17 responsibilities of the Oklahoma Department of Commerce, the  
18 Department shall:

19 1. Administer or coordinate state programs and projects  
20 relating to economic or community issues for the planning and  
21 carrying out of the acquisition, preservation, use and development  
22 of land and provision of public facilities and services for fully  
23 carrying out the state's role in related federal grant or loan  
24 programs;

1           2. Administer and coordinate state programs and projects  
2 relating to economic opportunity, manpower planning and federal  
3 public service employment for fully carrying out the state's role in  
4 related federal grant or loan programs;

5           3. Where not otherwise authorized by state law, provide state  
6 participation with cities, towns, counties and other municipal  
7 corporations in financing public works projects and service  
8 programs. The assisted projects and programs shall be consistent  
9 with local, regional and state comprehensive plans and policies;

10          4. Coordinate and review applications for federal assistance as  
11 required by the federal government and review all other applications  
12 for participation in any federal grant or loan program by any public  
13 body.

14          Provided, however, that nothing in this section shall be  
15 construed to grant the Department the authority to disapprove such  
16 application;

17          5. Cooperate with and provide technical and financial  
18 assistance to counties, cities, municipal corporations and agencies  
19 owned and controlled by them, governmental conferences or councils,  
20 regional planning commissions, community development groups,  
21 community action agencies, Indian tribes and similar agencies  
22 created for the purposes of aiding and encouraging an orderly,  
23 productive and coordinated development of the state, and to  
24 strengthen local planning responsibility and capability;

1           6. Coordinate a program on an experimental basis in world trade  
2 centers in contiguous states for Oklahoma gift manufacturers.

3 Reimbursement may be required from gift manufacturers participating  
4 in such market space program for funds expended for such purposes.

5 It is the intent of the Legislature that the program:

6           a. limit the experimental market space program to  
7           Oklahoma gift manufacturers which employ no more than  
8           fifty employees; and

9           b. limit the amount of reimbursement required from the  
10           gift manufacturers participating in such market space  
11           program to an amount not to exceed twenty percent  
12           (20%) of the gross sales of such manufacturer or not  
13           to exceed the normal and customary amount received by  
14           market space representatives in contiguous states.

15 For purposes of this paragraph, "gift manufacturer" means any  
16 Oklahoma manufacturer who manufactures apparel products, lumber and  
17 wood products, furniture and fixtures, ceramics, paper and allied  
18 products, rubber and miscellaneous plastic products, leather and  
19 leather products, stone, clay, and glass products, fabricated metal  
20 and other similar items normally sold to persons for gift purposes;

21           7. Assist the Governor in coordinating the activities of state  
22 agencies which have an impact on the solution of economic or  
23 community development problems and the implementation of economic or  
24 community plans;

1           8. Encourage and, when requested, assist the efforts of local  
2 governments to develop mutual and cooperative solutions to their  
3 common problems;

4           9. Study existing legal provisions that affect the structure  
5 and financing of local government and those state activities which  
6 involve significant relations with local governmental units in  
7 cooperation with local governments and agencies owned by them and  
8 recommend to the Governor and the Legislature such changes in these  
9 provisions and activities as may seem necessary to strengthen local  
10 government;

11          10. Carry out continuing studies and analyses of the problems  
12 faced by communities within the state and develop such  
13 recommendations for administrative or legislative action as would  
14 appear necessary. In carrying out such studies and analyses,  
15 particular attention should be paid to the problems of regional,  
16 metropolitan, urban, suburban, rural and other areas in which  
17 economic and population factors are rapidly changing;

18          11. Develop and test model or demonstration programs and  
19 projects, which may include contracting to administer certain  
20 functions or services of the state for such purposes and otherwise  
21 provide a program of practical research in the solution of community  
22 problems;

1 12. Collect reasonable personnel costs for staff time spent in  
2 the search for and duplication of records if such time exceeds one  
3 hour; ~~and~~

4 13. Collect reasonable fees for informational publications and  
5 materials produced by Department of Commerce in accomplishing its  
6 mission; and

7 14. a. On or before January 1, 2017, initiate annual  
8 publication of a report to forecast, for the ten-year  
9 period following publication of each report, the  
10 direct state revenue costs and benefits for each tax  
11 credit provision authorized by Title 68 and Section  
12 625.1 of Title 36 of the Oklahoma Statutes; provided,  
13 the report shall not include the following credits:  
14 (1) the credits authorized by paragraphs 1 and 2 of  
15 subsection B of Section 2357 of Title 68 of the  
16 Oklahoma Statutes,  
17 (2) the credit authorized by Section 2357.29A of  
18 Title 68 of the Oklahoma Statutes,  
19 (3) the credit authorized by Section 2357.43 of Title  
20 68 of the Oklahoma Statutes,  
21 (4) the credit authorized by Section 2907 of Title 68  
22 of the Oklahoma Statutes, and  
23 (5) the credit authorized by Section 5011 of Title 68  
24 of the Oklahoma Statutes;

1           b. the Oklahoma Insurance Department and the Oklahoma Tax  
2           Commission shall, subject to the laws of this state  
3           relating to confidentiality of information, cooperate  
4           with and assist the Department of Commerce and any  
5           other applicable agency to perform its duties as set  
6           forth in this subsection, and

7           c. the report required by this paragraph shall be  
8           submitted to the Governor, the President Pro Tempore  
9           of the Senate, Chair of the Senate Finance Committee,  
10           Chair of the Senate Committee on Appropriations, the  
11           Speaker of the House of Representatives, Chair of the  
12           House Appropriations and Budget Committee, and Chair  
13           of the Appropriations and Budget Revenue and Taxation  
14           Subcommittee.

15           SECTION 2. This act shall become effective January 1, 2016.

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17           55-1-41

JCR

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