

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 2nd Session of the 54th Legislature (2014)

4 COMMITTEE SUBSTITUTE
5 FOR ENGROSSED
6 SENATE BILL NO. 1745

By: Griffin, Sparks and Ivester
of the Senate

and

Russ of the House

11 COMMITTEE SUBSTITUTE

12 An Act relating to campaign finance and financial
13 disclosure; stating legislative findings; creating
14 campaign finance and financial disclosure acts for
15 counties, municipalities, technology center districts
16 and school districts; providing short titles;
17 defining terms; requiring candidates to establish
18 campaign committee and setting forth procedures;
19 requiring statement of organization and reports of
20 contributions and expenditures; making certain
21 documents public records and setting forth schedule
22 for maintenance; requiring posting to websites;
23 requiring certain persons to file statements of
24 financial interests; providing for enforcement and
 setting forth procedures; providing for protests of
 assessments; specifying duties of Ethics Commission;
 providing for division thereof; authorizing Executive
 Director to employ or contract for staff; creating
 Political Subdivisions Enforcement Fund; providing
 for deposits thereto and expenditures therefrom;
 providing for certain transfers; providing for
 cessation of enforcement under certain circumstances;
 repealing 51 O.S. 2011, Sections 301, 302, 303, 304,
 305, 306, 307, 308, 309, 310, 311, 312, 313, 314,
 315, 316, 317, 318, 319, 320, 321, 322, 323, 324 and
 325, which relate to the Political Subdivisions

1 Ethics Act; providing for codification; providing for
2 noncodification; and providing an effective date.

3
4 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

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

7 A. This act shall be known as the "Local Government Campaign
8 Finance and Financial Disclosure Act". The Local Government
9 Campaign Finance and Financial Disclosure Act shall be codified in
10 those titles of the Oklahoma Statutes relating to the various levels
11 of local government to which the act applies.

12 B. The Legislature hereby finds that:

13 1. The Oklahoma Constitution requires that all elections shall
14 be free and equal and prohibits local and special laws for the
15 conduct of elections;

16 2. The conduct of campaigns for county, municipal, technology
17 center district and independent school district elections is
18 inextricably intertwined with the elections themselves and that the
19 conduct of such campaigns is a matter of statewide concern;

20 3. For the citizens of this state to be adequately informed
21 regarding possible conflicts of interest, financial disclosure by
22 candidates, elected officials and other officials of certain county
23 and municipal governments is necessary;

1 4. Information regarding campaigns for county, municipal,
2 technology center district and independent school district elections
3 and financial disclosure documents should be made available locally
4 to be more accessible to the electorate; and

5 5. Enforcement of laws governing campaigns for elective office
6 for counties, municipalities, technology center districts and
7 independent school districts should be uniform statewide.

8 SECTION 2. NEW LAW A new section of law to be codified
9 in the Oklahoma Statutes as Section 138.11 of Title 19, unless there
10 is created a duplication in numbering, reads as follows:

11 Sections 2 through 10 of this act shall be the provisions of the
12 Local Government Campaign Finance and Financial Disclosure Act
13 applicable to counties and shall be known as the "County Campaign
14 Finance and Financial Disclosure Act".

15 SECTION 3. NEW LAW A new section of law to be codified
16 in the Oklahoma Statutes as Section 138.12 of Title 19, unless there
17 is created a duplication in numbering, reads as follows:

18 A. Definitions of terms used in the County Campaign Finance and
19 Financial Disclosure Act shall be the same as those terms are
20 defined in Rules of the Ethics Commission promulgated pursuant to
21 Section 3 of Article XXIX of the Oklahoma Constitution, unless
22 otherwise provided herein.

23 B. As used in the County Campaign Finance and Financial
24 Disclosure Act:

1 1. "Campaign committee" means a committee which may be composed
2 of one or more persons the purpose of which is to support the
3 election of a specific candidate to county office, whose name as it
4 will appear on the ballot shall appear in the name of the committee;

5 2. "County office" means any elective county office for which
6 Declarations of Candidacy are filed with the secretary of the county
7 election board as required by Section 5-103 of Title 26 of the
8 Oklahoma Statutes; and

9 3. "County political committee" means any committee composed of
10 one or more persons whose purpose includes the election or defeat of
11 one or more candidates for county office but which is not required
12 to register with the Ethics Commission or the Federal Election
13 Commission.

14 SECTION 4. NEW LAW A new section of law to be codified
15 in the Oklahoma Statutes as Section 138.13 of Title 19, unless there
16 is created a duplication in numbering, reads as follows:

17 Each campaign committee shall file a notarized statement of
18 organization with the county election board subject to the same
19 requirements as set forth for candidate committees for state office
20 to file statements of organization with the Ethics Commission under
21 Rules of the Ethics Commission promulgated pursuant to Section 3 of
22 Article XXIX of the Oklahoma Constitution, including but not limited
23 to time for filing and contents, except as otherwise provided in the
24 County Campaign Finance and Financial Disclosure Act. The statement

1 of organization shall be accompanied by a check drawn upon the
2 campaign committee's account in the amount of Fifty Dollars (\$50.00)
3 as a nonrefundable processing fee to be deposited in the County
4 Election Board Special Depository Account. Expenditures from such
5 fees may be made by the secretary of the county election board for
6 any lawful purpose.

7 SECTION 5. NEW LAW A new section of law to be codified
8 in the Oklahoma Statutes as Section 138.14 of Title 19, unless there
9 is created a duplication in numbering, reads as follows:

10 Every county political committee shall file a notarized
11 statement of organization with the county election board subject to
12 the same requirements as set forth for political committees required
13 to file statements of organization with the Ethics Commission under
14 Rules of the Ethics Commission promulgated pursuant to Section 3 of
15 Article XXIX of the Oklahoma Constitution, including but not limited
16 to time for filing and contents.

17 SECTION 6. NEW LAW A new section of law to be codified
18 in the Oklahoma Statutes as Section 138.15 of Title 19, unless there
19 is created a duplication in numbering, reads as follows:

20 Every campaign committee and every county political committee
21 shall file reports of contributions and expenditures with the county
22 election board subject to the same requirements as set forth for
23 reports of contributions and expenditures filed with the Ethics
24 Commission under Rules of the Ethics Commission promulgated pursuant

1 to Section 3 of Article XXIX of the Oklahoma Constitution, including
2 but not limited to time for filing and contents.

3 SECTION 7. NEW LAW A new section of law to be codified
4 in the Oklahoma Statutes as Section 138.16 of Title 19, unless there
5 is created a duplication in numbering, reads as follows:

6 Statements of organization and reports of contributions and
7 expenditures required under the County Campaign Finance and
8 Financial Disclosure Act shall be public records. The county
9 election board shall maintain statements of organization and reports
10 of contributions and expenditures for four (4) years after the date
11 on which they are filed or prepared, if not posted on the county's
12 website as provided herein, at which time the documents may be
13 destroyed or retained at the discretion of the county election
14 board. If the county in which the statements of organization are
15 filed maintains an Internet website, the county election board may
16 post on the website copies of statements of organization and reports
17 of contributions and expenditures.

18 SECTION 8. NEW LAW A new section of law to be codified
19 in the Oklahoma Statutes as Section 138.17 of Title 19, unless there
20 is created a duplication in numbering, reads as follows:

21 All candidates for county office and all elected county officers
22 shall be required to file a notarized statement of financial
23 interests with the county election board subject to the same
24 requirements as set forth for statements of financial interests

1 filed with the Ethics Commission under Rules of the Ethics
2 Commission promulgated pursuant to Section 3 of Article XXIX of the
3 Oklahoma Constitution.

4 SECTION 9. NEW LAW A new section of law to be codified
5 in the Oklahoma Statutes as Section 138.18 of Title 19, unless there
6 is created a duplication in numbering, reads as follows:

7 Statements of financial interests required under the County
8 Campaign Finance and Financial Disclosure Act shall be public
9 records. The county election board shall maintain statements of
10 financial interests for four (4) years after the date on which they
11 are filed, at which time the documents may be destroyed or retained
12 at the discretion of the county election board.

13 SECTION 10. NEW LAW A new section of law to be codified
14 in the Oklahoma Statutes as Section 138.19 of Title 19, unless there
15 is created a duplication in numbering, reads as follows:

16 The County Campaign Finance and Financial Disclosure Act shall
17 be enforced by the Ethics Commission in the same manner as Rules of
18 the Ethics Commission promulgated pursuant to Section 3 of Article
19 XXIX of the Oklahoma Constitution are enforced, including but not
20 limited to acceptance of complaints, civil prosecutions, settlement
21 agreements and any other compliance practices or requirements.
22 Complaints may be received by the Ethics Commission alleging filing
23 of statements required to be filed under the County Campaign Finance
24 and Financial Disclosure Act later than the prescribed time for

1 filing or failure to produce reports required to be available for
2 public inspection and copying. Such complaints shall be in the same
3 form as other complaints. Upon receipt of such complaints, the
4 Ethics Commission shall investigate whether the allegation or
5 allegations are true and, if so, shall assess a late reporting
6 penalty of up to One Hundred Dollars (\$100.00) per day, not to
7 exceed a maximum of One Thousand Dollars (\$1,000.00) for the filing
8 of any statement or report. If the Ethics Commission determines the
9 allegation or allegations are not true, it shall take no further
10 action. Persons assessed a late reporting penalty may protest the
11 assessment subject to provisions of the Administrative Procedures
12 Act.

13 SECTION 11. NEW LAW A new section of law to be codified
14 in the Oklahoma Statutes as Section 56-101 of Title 11, unless there
15 is created a duplication in numbering, reads as follows:

16 Sections 11 through 20 of this act shall be the provisions of
17 the Local Government Campaign Finance and Financial Disclosure Act
18 applicable to municipalities and shall be known as the "Municipal
19 Campaign Finance and Financial Disclosure Act".

20 SECTION 12. NEW LAW A new section of law to be codified
21 in the Oklahoma Statutes as Section 56-102 of Title 11, unless there
22 is created a duplication in numbering, reads as follows:

23 A. Definitions of terms used in the Municipal Campaign Finance
24 and Financial Disclosure Act shall be the same as those terms are

1 defined in Rules of the Ethics Commission promulgated pursuant to
2 Section 3 of Article XXIX of the Oklahoma Constitution, unless
3 otherwise provided herein.

4 B. As used in the Municipal Campaign Finance and Financial
5 Disclosure Act:

6 1. "Campaign committee" means a committee which may be composed
7 of one or more persons the purpose of which is to support the
8 election of a specific candidate to municipal office, whose name as
9 it will appear on the ballot shall appear in the name of the
10 committee;

11 2. "Municipal office" means any elective municipal office for
12 which Declarations of Candidacy are filed with the secretary of the
13 county election board as required by Sections 16-109 and 16-110 of
14 Title 11 of the Oklahoma Statutes; and

15 3. "Municipal political committee" means any committee composed
16 of one or more persons whose purpose includes the election or defeat
17 of one or more candidates for municipal office but which is not
18 required to register with the Ethics Commission or the Federal
19 Election Commission.

20 SECTION 13. NEW LAW A new section of law to be codified
21 in the Oklahoma Statutes as Section 56-103 of Title 11, unless there
22 is created a duplication in numbering, reads as follows:

23 The Municipal Campaign Finance and Financial Disclosure Act
24 shall apply only to municipalities with a population of more than

1 ten thousand (10,000) according to the most recent Federal Decennial
2 Census and a general fund expenditure budget in excess of Ten
3 Million Dollars (\$10,000,000.00) in the fiscal year in which the
4 municipal elections are held.

5 SECTION 14. NEW LAW A new section of law to be codified
6 in the Oklahoma Statutes as Section 56-104 of Title 11, unless there
7 is created a duplication in numbering, reads as follows:

8 Each campaign committee shall file a statement of organization
9 with the municipal clerk subject to the same requirements as set
10 forth for candidate committees for state office required to file
11 statements of organization with the Ethics Commission under Rules of
12 the Ethics Commission promulgated pursuant to Section 3 of Article
13 XXIX of the Oklahoma Constitution, including but not limited to time
14 for filing and contents.

15 SECTION 15. NEW LAW A new section of law to be codified
16 in the Oklahoma Statutes as Section 56-105 of Title 11, unless there
17 is created a duplication in numbering, reads as follows:

18 Every municipal political committee shall file a statement of
19 organization with the municipal clerk subject to the same
20 requirements as set forth for political committees required to file
21 statements of organization with the Ethics Commission under Rules of
22 the Ethics Commission promulgated pursuant to Section 3 of Article
23 XXIX of the Oklahoma Constitution, including but not limited to time
24 for filing and contents.

1 SECTION 16. NEW LAW A new section of law to be codified
2 in the Oklahoma Statutes as Section 56-106 of Title 11, unless there
3 is created a duplication in numbering, reads as follows:

4 Every campaign committee and every municipal political committee
5 shall file a report of contributions and expenditures with the
6 municipal clerk subject to the same requirements as set forth for
7 candidate committees and political action committees, respectively,
8 required to file reports of contributions and expenditures with the
9 Ethics Commission under Rules of the Ethics Commission promulgated
10 pursuant to Section 3 of Article XXIX of the Oklahoma Constitution,
11 including but not limited to time for filing and contents.

12 SECTION 17. NEW LAW A new section of law to be codified
13 in the Oklahoma Statutes as Section 56-107 of Title 11, unless there
14 is created a duplication in numbering, reads as follows:

15 Statements of organization and reports of contributions and
16 expenditures required to be filed with the municipal clerk under the
17 Municipal Campaign Finance and Financial Disclosure Act shall be
18 public records. The municipal clerk shall maintain statements of
19 organization and reports of contributions and expenditures for four
20 (4) years after the date on which they are filed, if not posted on
21 the municipality's website as provided herein, at which time the
22 documents may be destroyed or retained subject to the discretion of
23 the municipal clerk. If the municipality in which the statements of
24 organization and reports of contributions and expenditures are filed

1 maintains an Internet website, the municipal clerk may post on the
2 website copies of statements of organization and reports of
3 contributions and expenditures.

4 SECTION 18. NEW LAW A new section of law to be codified
5 in the Oklahoma Statutes as Section 56-108 of Title 11, unless there
6 is created a duplication in numbering, reads as follows:

7 All candidates for municipal office and all elected municipal
8 officers shall be required to file a statement of financial
9 interests with the municipal clerk subject to the same requirements
10 as set forth for candidates for state office required to file
11 statements of financial interests with the Ethics Commission under
12 Rules of the Ethics Commission promulgated pursuant to Section 3 of
13 Article XXIX of the Oklahoma Constitution, including but not limited
14 to time for filing and contents.

15 SECTION 19. NEW LAW A new section of law to be codified
16 in the Oklahoma Statutes as Section 56-109 of Title 11, unless there
17 is created a duplication in numbering, reads as follows:

18 Statements of financial interests required to be filed with the
19 municipal clerk under the Municipal Campaign Finance and Financial
20 Disclosure Act shall be public records. The municipal clerk shall
21 maintain statements of financial interests for four (4) years after
22 the date on which they are filed, if not posted on the
23 municipality's website as provided herein, at which time the
24 documents may be destroyed or retained subject to the discretion of

1 the municipal clerk. If the municipality in which the statements of
2 financial interests are filed maintains an Internet website, the
3 municipal clerk may post on the website copies of statements of
4 financial interests.

5 SECTION 20. NEW LAW A new section of law to be codified
6 in the Oklahoma Statutes as Section 56-110 of Title 11, unless there
7 is created a duplication in numbering, reads as follows:

8 The Municipal Campaign Finance and Financial Disclosure Act
9 shall be enforced by the Ethics Commission in the same manner as
10 Rules of the Ethics Commission promulgated pursuant to Section 3 of
11 Article XXIX of the Oklahoma Constitution are enforced, including
12 but not limited to acceptance of complaints, civil prosecutions,
13 settlement agreements and any other compliance practices or
14 requirements. Complaints may be received by the Ethics Commission
15 alleging filing of statements or reports required to be filed under
16 the Municipal Campaign Finance and Financial Disclosure Act later
17 than the prescribed time for filing. Such complaints shall be in
18 the same form as other complaints. Upon receipt of such complaints
19 of late filing, the Ethics Commission shall investigate whether the
20 allegation or allegations are true and, if so, shall assess a late
21 filing penalty of One Hundred Dollars (\$100.00) per day, not to
22 exceed a maximum of One Thousand Dollars (\$1,000.00) for the filing
23 of any statement or report. If the Ethics Commission determines the
24 allegation or allegations are not true, it shall take no further

1 action. Persons assessed a late filing fee may protest the
2 assessment subject to provisions of the Administrative Procedures
3 Act.

4 SECTION 21. NEW LAW A new section of law to be codified
5 in the Oklahoma Statutes as Section 2-110 of Title 70, unless there
6 is created a duplication in numbering, reads as follows:

7 Sections 21 through 30 of this act shall be the provisions of
8 the Local Government Campaign Finance and Financial Disclosure Act
9 applicable to technology center districts and independent school
10 districts and shall be known as the "Technology Center District and
11 Independent School District Campaign Finance and Financial
12 Disclosure Act".

13 SECTION 22. NEW LAW A new section of law to be codified
14 in the Oklahoma Statutes as Section 2-111 of Title 70, unless there
15 is created a duplication in numbering, reads as follows:

16 A. Definitions of terms used in the Technology Center District
17 and Independent School District Campaign Finance and Financial
18 Disclosure Act shall be the same as those terms are defined in Rules
19 of the Ethics Commission promulgated pursuant to Section 3 of
20 Article XXIX of the Oklahoma Constitution, unless otherwise provided
21 herein.

22 B. As used in the Technology Center District and Independent
23 School District Campaign Finance and Disclosure Act:
24

1 1. "Campaign committee" means a committee which may be composed
2 of one or more persons the purpose of which is to support the
3 election of a specific candidate to school district office, whose
4 name as it will appear on the ballot shall appear in the name of the
5 committee;

6 2. "School district" means a technology center district or an
7 independent school district;

8 3. "School district office" means any elective school district
9 office for which Declarations of Candidacy are filed with the
10 secretary of the county election board as required by Section 13A-
11 105 of Title 26 of the Oklahoma Statutes; and

12 4. "School district political committee" means any committee
13 composed of one or more persons whose purpose includes the election
14 or defeat of one or more candidates for school district office but
15 which is not required to register with the Ethics Commission or the
16 Federal Election Commission.

17 SECTION 23. NEW LAW A new section of law to be codified
18 in the Oklahoma Statutes as Section 2-112 of Title 70, unless there
19 is created a duplication in numbering, reads as follows:

20 The Technology Center District and Independent School District
21 Campaign Finance and Financial Disclosure Act shall apply to all
22 technology center districts and shall apply to all independent
23 school districts.
24

1 SECTION 24. NEW LAW A new section of law to be codified
2 in the Oklahoma Statutes as Section 2-113 of Title 70, unless there
3 is created a duplication in numbering, reads as follows:

4 Each campaign committee shall file a statement of organization
5 with the school district clerk subject to the same requirements as
6 set forth for candidate committees for state office required to file
7 statements of organization with the Ethics Commission under Rules of
8 the Ethics Commission promulgated pursuant to Section 3 of Article
9 XXIX of the Oklahoma Constitution, including but not limited to time
10 for filing and contents.

11 SECTION 25. NEW LAW A new section of law to be codified
12 in the Oklahoma Statutes as Section 2-114 of Title 70, unless there
13 is created a duplication in numbering, reads as follows:

14 Every school district political committee shall file a statement
15 of organization with the school district clerk subject to the same
16 requirements as set forth for political committees required to file
17 statements of organization with the Ethics Commission under Rules of
18 the Ethics Commission promulgated pursuant to Section 3 of Article
19 XXIX of the Oklahoma Constitution, including but not limited to time
20 for filing and contents.

21 SECTION 26. NEW LAW A new section of law to be codified
22 in the Oklahoma Statutes as Section 2-115 of Title 70, unless there
23 is created a duplication in numbering, reads as follows:

24

1 Every campaign committee and every school district political
2 committee shall file a report of contributions and expenditures with
3 the school district clerk subject to the same requirements as set
4 forth for candidate committees and political action committees,
5 respectively, required to file reports of contributions and
6 expenditures with the Ethics Commission under Rules of the Ethics
7 Commission promulgated pursuant to Section 3 of Article XXIX of the
8 Oklahoma Constitution, including but not limited to time for filing
9 and contents.

10 SECTION 27. NEW LAW A new section of law to be codified
11 in the Oklahoma Statutes as Section 2-116 of Title 70, unless there
12 is created a duplication in numbering, reads as follows:

13 Statements of organization and reports of contributions and
14 expenditures required to be filed with the school district clerk
15 under the Technology Center District and Independent School District
16 Campaign Finance and Financial Disclosure Act shall be public
17 records. The school district clerk shall maintain statements of
18 organization and reports of contributions and expenditures for four
19 (4) years after the date on which they are filed, if not posted on
20 the school district's website as provided herein, at which time the
21 documents may be destroyed or retained subject to the discretion of
22 the school district clerk. If the school district in which the
23 statements of organization and reports of contributions and
24 expenditures are filed maintains an Internet website, the school

1 district clerk may post on the website copies of statements of
2 organization and reports of contributions and expenditures.

3 SECTION 28. NEW LAW A new section of law to be codified
4 in the Oklahoma Statutes as Section 2-117 of Title 70, unless there
5 is created a duplication in numbering, reads as follows:

6 All candidates for school district office and all elected school
7 district officers shall be required to file a statement of financial
8 interests with the school district clerk subject to the same
9 requirements as set forth for candidates for state office required
10 to file statements of financial interests with the Ethics Commission
11 under Rules of the Ethics Commission promulgated pursuant to Section
12 3 of Article XXIX of the Oklahoma Constitution, including but not
13 limited to time for filing and contents.

14 SECTION 29. NEW LAW A new section of law to be codified
15 in the Oklahoma Statutes as Section 2-118 of Title 70, unless there
16 is created a duplication in numbering, reads as follows:

17 Statements of financial interests required to be filed with the
18 school district clerk under the Technology Center District and
19 Independent School District Campaign Finance and Financial
20 Disclosure Act shall be public records. The school district clerk
21 shall maintain statements of financial interests for four (4) years
22 after the date on which they are filed, if not posted on the school
23 district's website as provided herein, at which time the documents
24 may be destroyed or retained subject to the discretion of the school

1 district clerk. If the school district in which the statements of
2 financial interests are filed maintains an Internet website, the
3 school district clerk may post on the website copies of statements
4 of financial interests.

5 SECTION 30. NEW LAW A new section of law to be codified
6 in the Oklahoma Statutes as Section 2-119 of Title 70, unless there
7 is created a duplication in numbering, reads as follows:

8 The Technology Center District and Independent School District
9 Campaign Finance and Financial Disclosure Act shall be enforced by
10 the Ethics Commission in the same manner as Rules of the Ethics
11 Commission promulgated pursuant to Section 3 of Article XXIX of the
12 Oklahoma Constitution are enforced, including but not limited to
13 acceptance of complaints, civil prosecutions, settlement agreements
14 and any other compliance practices or requirements. Complaints may
15 be received by the Ethics Commission alleging filing of statements
16 or reports required to be filed under the Technology Center District
17 and Independent School District Campaign Finance and Disclosure Act
18 later than the prescribed time for filing. Such complaints shall be
19 in the same form as other complaints. Upon receipt of such
20 complaints of late filing, the Ethics Commission shall investigate
21 whether the allegation or allegations are true and, if so, shall
22 assess a late filing penalty of One Hundred Dollars (\$100.00) per
23 day, not to exceed a maximum of One Thousand Dollars (\$1,000.00) for
24 the filing of any statement or report. If the Ethics Commission

1 determines the allegation or allegations are not true, it shall take
2 no further action. Persons assessed a late filing fee may protest
3 the assessment subject to provisions of the Administrative
4 Procedures Act.

5 SECTION 31. NEW LAW A new section of law to be codified
6 in the Oklahoma Statutes as Section 4261 of Title 74, unless there
7 is created a duplication in numbering, reads as follows:

8 The Ethics Commission shall design all forms required for
9 compliance with the County Campaign Finance and Financial Disclosure
10 Act, the Municipal Campaign Finance and Financial Disclosure Act and
11 the Technology Center District and Independent School District
12 Campaign Finance and Financial Disclosure Act. Such forms shall be
13 made available in electronic form on the Commission's Internet
14 website.

15 SECTION 32. NEW LAW A new section of law to be codified
16 in the Oklahoma Statutes as Section 4262 of Title 74, unless there
17 is created a duplication in numbering, reads as follows:

18 For purposes of enforcing the County Campaign Finance and
19 Financial Disclosure Act, the Municipal Campaign Finance and
20 Financial Disclosure Act, and the Technology Center District and
21 Independent School District Campaign Finance and Financial
22 Disclosure Act the Ethics Commission shall establish a special
23 division to be known as the "Political Subdivisions Enforcement
24 Division". The Executive Director of the Ethics Commission may

1 employ staff for the Political Subdivisions Enforcement Division, or
2 may contract for services to be performed by the Division, or both.

3 SECTION 33. NEW LAW A new section of law to be codified
4 in the Oklahoma Statutes as Section 4258.1 of Title 74, unless there
5 is created a duplication in numbering, reads as follows:

6 There is hereby created in the State Treasury a revolving fund
7 for the Ethics Commission to be designated the "Political
8 Subdivisions Enforcement Fund". The fund shall be a continuing
9 fund, not subject to fiscal year limitations, and shall consist of
10 all funds appropriated by the Legislature to the fund and all late
11 filing fees, fines from settlement agreements and fines assessed by
12 the District Court for violations of the County Campaign Finance and
13 Financial Disclosure Act, the Municipal Campaign Finance and
14 Financial Disclosure Act, and the Technology Center District and
15 Independent School District Campaign Finance and Financial
16 Disclosure Act. All monies accruing to the credit of the fund are
17 hereby appropriated and may be budgeted and expended by the
18 Commission for any expenses incurred by the Political Subdivisions
19 Enforcement Division. Expenditures from the fund shall be made upon
20 warrants issued by the State Treasurer against claims filed as
21 prescribed by law with the Director of the Office of Management and
22 Enterprise Services for approval and payment. No later than January
23 31, 2016, and every year thereafter, the State Treasurer shall
24 transfer to the General Revenue Fund of the state any monies in the

1 fund in excess of One Hundred Fifty Thousand Dollars (\$150,000.00).
2 If at any time the amount of money in the fund is less than One
3 Hundred Thousand Dollars (\$100,000.00), the Executive Director of
4 the Commission may order that there be no further enforcement by the
5 Political Subdivisions Enforcement Division until the amount of
6 money in the fund is more than One Hundred Thousand Dollars
7 (\$100,000.00).

8 SECTION 34. REPEALER 51 O.S. 2011, Sections 301, 302,
9 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315,
10 316, 317, 318, 319, 320, 321, 322, 323, 324 and 325, are hereby
11 repealed.

12 SECTION 35. This act shall become effective January 1, 2015.

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14 COMMITTEE REPORT BY: COMMITTEE ON RULES, dated 04/10/2014 - DO PASS,
15 As Amended.

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