

1 ENGROSSED HOUSE  
2 BILL NO. 1260

By: Hilbert of the House

3 and

4 Leewright of the Senate

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7 An Act relating to labor; amending Section 3, Chapter  
8 82, O.S.L. 2016 (40 O.S. Supp. 2018, Section 405.1),  
9 which relates to the Department of Labor  
10 Administrative Penalty Revolving Fund; allowing  
11 Department to retain certain monies; specifying  
12 purpose of retained monies; prohibiting certain  
13 expenditure of monies; and providing an effective  
14 date.

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

16 SECTION 1. AMENDATORY Section 3, Chapter 82, O.S.L. 2016  
17 (40 O.S. Supp. 2018, Section 405.1), is amended to read as follows:

18 Section 405.1 A. There is hereby created in the State Treasury  
19 a revolving fund for the Department of Labor to be designated the  
20 "Department of Labor Administrative Penalty Revolving Fund". The  
21 fund shall be a continuing fund, not subject to fiscal year  
22 limitations, and shall consist of all administrative fines collected  
23 by the Department for violations of the Oklahoma Occupational Health  
24 and Safety Standards Act and the Oklahoma Asbestos Control Act, and  
any rules promulgated thereto. All monies accruing to the credit of  
the fund, except those monies specified in subsection B of this

1 section, are hereby directed to be transferred by the Commissioner  
2 of Labor to the State Treasurer for deposit and credit to the  
3 General Revenue Fund at the end of each fiscal year.

4 B. The Department of Labor shall retain up to Thirty Thousand  
5 Dollars (\$30,000.00) of monies accruing to the credit of the  
6 Department of Labor Administrative Penalty Revolving Fund, derived  
7 from citations for violations of the Oklahoma Occupational Health  
8 and Safety Standards Act, per fiscal year. Said monies shall only  
9 be used in support of this act for the production and dissemination  
10 of workplace safety educational materials, for workplace safety  
11 educational presentations and training, or for the acquisition of  
12 workplace safety equipment, to be provided by the Department of  
13 Labor, at its discretion, to employers as defined in Section 402 of  
14 this title. Said monies shall not be expended for Department of  
15 Labor employee salaries or benefits or for Department of Labor  
16 administrative costs.

17 SECTION 2. This act shall become effective November 1, 2019.  
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1 Passed the House of Representatives the 25th day of February,  
2 2019.

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4 Presiding Officer of the House  
5 of Representatives

6 Passed the Senate the \_\_\_\_ day of \_\_\_\_\_, 2019.

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8 Presiding Officer of the Senate