

STATE OF OKLAHOMA

2nd Session of the 58th Legislature (2022)

COMMITTEE SUBSTITUTE  
FOR ENGROSSED  
HOUSE BILL NO. 3471

By: Lawson of the House

and

Rosino of the Senate

COMMITTEE SUBSTITUTE

An Act relating to the Oklahoma Vehicle License and Registration Act; amending 47 O.S. 2021, Section 1104.1, which relates to the Adaptive Grant Program for Oklahomans with Intellectual Disabilities; describing procedure for revolving fund expenditures; providing exemption from the Central Purchasing Act; amending 74 O.S. 2021, Section 85.3A, as last amended by Section 1, Chapter 58, O.S.L. 2021, which relates to exempted entities from the Central Purchasing Act; adding exemption; updating statutory language; providing an effective date; and declaring an emergency.

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

SECTION 1. AMENDATORY 47 O.S. 2021, Section 1104.1, is amended to read as follows:

Section 1104.1. A. Twenty-three Dollars (\$23.00) of the fee authorized by Section 1135.5 of this title for university or college supporter license plates which are received each year by the

1 Oklahoma Tax Commission or its motor license agents shall be  
2 apportioned as follows:

3 1. Twenty Dollars (\$20.00) of the fee for each license plate  
4 designating a particular state university or college shall be  
5 apportioned to the particular state university or college so  
6 designated on the license plate. Twenty Dollars (\$20.00) of the fee  
7 for each license plate designating a particular private university  
8 or college shall be apportioned to the particular private university  
9 or college so designated on the license plate and may be used by the  
10 private university or college as compensation for use of the  
11 symbols, words, or letters authorized by the private university or  
12 college for use on the license plate; and

13 2. Three Dollars (\$3.00) shall be deposited to the Adaptive  
14 Grant Program for Oklahomans with Intellectual Disabilities  
15 Revolving Fund created by this section to be used for educational  
16 purposes.

17 B. There is hereby created in the State Treasury a revolving  
18 fund for the Department of Human Services to be designated the  
19 "Adaptive Grant Program for Oklahomans with Intellectual  
20 Disabilities Revolving Fund". The fund shall be a continuing fund,  
21 not subject to fiscal year limitations, and shall consist of all  
22 funds deposited therein pursuant to the provisions of paragraph 2 of  
23 subsection A of this section. All monies accruing to the credit of  
24 the fund are hereby appropriated and may be budgeted and expended by

1 the Department of Human Services for the administration of the  
2 Adaptive Grant Program for Oklahomans with Intellectual  
3 Disabilities. 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 C. The Director of the Department of Human Services is hereby  
8 directed to promulgate rules to create the Adaptive Grant Program  
9 for Oklahomans with Intellectual Disabilities Program to provide  
10 financial assistance in adaptation of furnishings, fixtures,  
11 vehicles, equipment or structures in order to meet any special needs  
12 of Oklahomans with intellectual disabilities; provided, recipients  
13 of grants awarded pursuant to the program shall be limited to those  
14 programs, projects or persons not otherwise qualifying for state or  
15 federal funding. The Department of Human Services is authorized to  
16 contract with a statewide private, nonprofit foundation certified to  
17 be a 501(c)(3) organization by the Internal Revenue Service for  
18 administration of the program. Any contract entered into under this  
19 section shall be exempt from the Central Purchasing Act.

20 D. The Director of Human Services shall prepare an annual  
21 report on the ~~Program~~ program. Such report shall be submitted to  
22 the Governor, the President Pro Tempore of the Senate and the  
23 Speaker of the House of Representatives.  
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1       SECTION 2.       AMENDATORY       74 O.S. 2021, Section 85.3A, as  
2 last amended by Section 1, Chapter 58, O.S.L. 2021, is amended to  
3 read as follows:

4       Section 85.3A. A. Compliance with the provisions of the  
5 Oklahoma Central Purchasing Act shall not be required of:

6       1. County government;

7       2. The Oklahoma State Regents for Higher Education, the  
8 institutions, centers or other constituent agencies of The Oklahoma  
9 State System of Higher Education;

10      3. The telecommunications network known as OneNet;

11      4. The Department of Public Safety gun range;

12      5. The State Treasurer for the following purchases:

13          a. services including, but not limited to, legal services  
14 to assist in the administration of the Uniform  
15 Unclaimed Property Act, as provided in Section 668 of  
16 Title 60 of the Oklahoma Statutes, and

17          b. software, hardware and associated services to assist  
18 in the administration of funds and securities held by  
19 the state, as provided in Section 71.2 of Title 62 of  
20 the Oklahoma Statutes;

21      6. Statutorily allowed interagency agreements between state  
22 agencies;

23      7. The Oklahoma Department of Veterans Affairs, in accordance  
24 with Section 63.22 of Title 72 of the Oklahoma Statutes;

1        8. The Oklahoma Military Department for the purchases of  
2 heraldry items including, but limited to, medals, badges and other  
3 military accoutrements; ~~or~~

4        9. A transaction, wholly funded by monies other than state-  
5 derived funds, in which a state agency functions only as a pass-  
6 through conduit to fund an acquisition that is required by the  
7 funding source for the benefit of another entity or individuals and  
8 the state agency does not retain ownership of any part of the  
9 acquisition as a result of the transaction; or

10       10. Any contract entered into by the Department of Human  
11 Services for the administration of the program created under Section  
12 1104.1 of Title 47 of the Oklahoma Statutes.

13       B. The State Purchasing Director may form an advisory committee  
14 consisting of representatives from entities exempted from the  
15 provisions of the Oklahoma Central Purchasing Act. The purpose of  
16 the committee shall be to allow committee members to provide input  
17 into the development of shared state purchasing contracts,  
18 collaboratively participate in the integration of their purchasing  
19 platforms or electronic purchasing catalogs, analyze solutions that  
20 may be used by state government to meet the purchasing needs of the  
21 entities, explore joint purchases of general use items that result  
22 in mutual procurement of quality goods and services at the lowest  
23 reasonable cost and explore flexibility, administrative relief and  
24

1 transformation changes through utilization of procurement  
2 technology.

3 C. At the invitation of the State Purchasing Director entities  
4 exempted from the provisions of the Oklahoma Central Purchasing Act  
5 shall participate in the advisory committee referenced in subsection  
6 B of this section.

7 D. The State Purchasing Director may invite representatives of  
8 political subdivisions, and local common education entities to  
9 participate as members of the advisory committee.

10 SECTION 3. This act shall become effective July 1, 2022.

11 SECTION 4. It being immediately necessary for the preservation  
12 of the public peace, health or safety, an emergency is hereby  
13 declared to exist, by reason whereof this act shall take effect and  
14 be in full force from and after its passage and approval.

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