

1 ENGROSSED SENATE
2 BILL NO. 214

By: Bergstrom of the Senate

3 and

4 Kendrix of the House

5
6 An Act relating to funds for health research
7 projects; amending 74 O.S. 2021, Sections 5060.16 and
8 5060.17, which relate to duties of the Oklahoma
9 Center for the Advancement of Science and Technology
10 and the award of professional service contract;
11 requiring the Center to maintain and report certain
12 information; requiring certain binding commitment
13 before awarding certain professional service
14 contract; providing for exception; and providing an
15 effective date.

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

17 SECTION 1. AMENDATORY 74 O.S. 2021, Section 5060.16, is
18 amended to read as follows:

19 Section 5060.16. The Oklahoma Center for the Advancement of
20 Science and Technology, with the advice and consent of the ~~Committee~~
21 Board, shall:

22 1. Establish and operate a state program designed to secure and
23 impartially distribute funds credited to the Research Support
24 Revolving Fund to support professional service contracts for health
research projects;

2. Ensure that funding to support health research projects is
awarded only on the basis of scientific merit;

1 3. Design the health research program to ensure the optimum
2 performance of the investigator and the maximum efficiency of the
3 project;

4 4. Evaluate and approve health research projects to be funded
5 from the Research Support Revolving Fund;

6 5. Establish a procedure for the referral of proposed health
7 research projects to the ~~Committee~~ Board for review;

8 6. Establish procedures for review of proposed health research
9 projects by qualified individuals residing outside this state;

10 7. Suspend or terminate any professional service contract
11 supporting health research projects for failure by an investigator,
12 institution of higher learning, or nonprofit research institution to
13 comply with the procedures, requirements, or bylaws of the Center;
14 and

15 8. Enter into contracts to ensure the optimum performance of
16 health research investigators and to ensure the maximum efficiency
17 of proposed health research projects;

18 9. Provide a report to the Board detailing any potential
19 commercial opportunities, if any, for projects receiving funds each
20 fiscal year; and

21 10. For each fiscal year, maintain records and provide a report
22 to the Board containing the number of years that each project has
23 been receiving funds.
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1 SECTION 2. AMENDATORY 74 O.S. 2021, Section 5060.17, is
2 amended to read as follows:

3 Section 5060.17. No professional service contract shall be
4 awarded by the Oklahoma Center for the Advancement of Science and
5 Technology to support a health research project unless:

6 1. The investigators are residents of this state or become
7 residents of this state before the ninetieth day after a
8 professional service contract, pursuant to which they will be
9 functioning as an investigator, has been funded by the Center;

10 2. The institutions that administer the professional service
11 contracts are primarily located in this state and are able to assume
12 financial responsibility for professional service contracts;

13 3. The professional service contract will not be transferred to
14 any other institutions within the state without the approval of the
15 Center and will not be transferred to an institution outside this
16 state at any time; ~~and~~

17 4. The funds will not be expended for patient care except if
18 patient care is an intrinsic part of a funded professional service
19 contract; and

20 5. A binding commitment is obtained from any institution of
21 higher education, nonprofit research foundation, or private
22 enterprise that would receive funds pursuant to an award providing
23 information on an annual basis for the duration of funding and the
24

1 five (5) subsequent years, which shall include but not be limited to
2 the following:

- 3 a. employment levels for the year preceding the award and
4 each subsequent year,
- 5 b. any additional funds raised as a direct result of the
6 award,
- 7 c. payroll data resulting from the research,
- 8 d. gross sales or revenue as a direct result of the
9 research, and
- 10 e. relevant industry sector information, as determined by
11 the Center.

12 The Oklahoma Tax Commission shall collaborate with the Center
13 for the reporting of financial data. The Center may provide an
14 exception to the commitment required pursuant to this subsection for
15 certain circumstances that make the providing of data unfeasible,
16 including but not limited to the death of owners or management,
17 dissolution of the enterprise, or abandonment of projects.

18 SECTION 3. This act shall become effective November 1, 2023.
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1 Passed the Senate the 9th day of March, 2023.

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4 Presiding Officer of the Senate

5 Passed the House of Representatives the ____ day of _____,
6 2023.

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9 Presiding Officer of the House
10 of Representatives