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OML Priorities Sail Through Committee

It has been a busy week at the state Capitol. Several OML priority bills passed through committee and are headed to a full vote on the floor of their respective chambers.

[HB 1789](#) authored by Rep Daniel Pae (R-Lawton) and Sen. Brent Howard (R-Altus) sailed through the House Government Modernization and Efficiency Committee on Tuesday with a vote of 8-0. This bill will make it possible for municipalities to create a purchasing cooperative to provide leverage in achieving the best value and terms in a contract. It also streamlines the bidding procedure for these cooperatives by allowing bid notices to be placed in a signal newspaper rather than one in each county for statewide cooperative projects.

The Open Records bill, [SB 970](#), authored by Senator Kay Floyd (D-OKC) and Rep. Brad Boles (R-Marlow) was also heard on Tuesday and passed the Judiciary committee with a vote of 9-0. This bill will prevent a citizen's personal information from being disclosed under the open records act. This includes phone numbers, addresses as well as the confidential HR files of municipal employees. This bill also resolves the uncertainty resulting from the recent Owasso Supreme Court case.

The House Transportation committee heard the gross production tax bill, [HB 2389](#), authored by Rep. Brad Boles (R-Marlow) and Sen. Lonnie Paxton (R-Tuttle) on Thursday.

It redirects a portion of GPT allocation for new wells located within municipal boundaries to municipalities to offset expenses for road repairs. It passed with a vote of 8-3.

Another OML final priority bill that had movement this week is [SB 277](#) authored by Sen. John Montgomery (R-Lawton). This bill will give municipalities the ability to better deal with dilapidated properties. Currently, municipalities do not have the ability to maintain a list of persons or entities who are property owners or responsible for maintenance due to pre-emption in this field in 2014. The Language was a compromise between OML and the OK Realtors Association and has the support of both entities.

The Advocate is published by the Oklahoma Municipal League. Forward your comments or suggestions to:

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Virtual Open Meeting Bill Signed by Governor

This week Governor Kevin Stitt signed [SB 1031](#) by Sen. Pro Tempore Greg Treat (R-OKC) and Rep. Jon Echols (R-OKC) which extends the ability of public bodies to meet remotely. Public bodies may hold meetings by teleconference or videoconference if each member of the public body is audible or visible to each other and the public. If the audio connection is disconnected, the meeting shall be stopped and reconvened once it is restored.

Major Changes to Virtual Open Meetings via SB 1031:

1. The expiration of the tele-meetings statute has been moved to February 15, 2022 or until 30 days after the expiration or termination of the state of emergency declared by the Governor, whichever date first occurs.
2. Any documents or other materials provided to members of the public body or shared electronically between members of the public body during a meeting utilizing teleconferencing or videoconferencing shall also be immediately available to the public on the website of the public body if the public body maintains the website.
3. A public body that gives public notice of a meeting for which there will be a videoconference option shall not modify the method of meeting described in the notice prior to the meeting and shall conduct the meeting according to the methods prescribed in the notice.
4. If a code or password is required to access the videoconference meeting, the code or password shall be included in the public notice.

BILLS ON THE MOVE

Scrap Metal Dealers Act: [HB 1001](#) by Rep. Carol Bush (R-Tulsa) and Sen. Chuck Hall (R-Perry) creates the Sergeant Craig Johnson Metal Act. The bill amends the Oklahoma Scrap Metal Dealers Act in a variety of ways including new definitions for "digital image," "exempted seller," "remote storage battery," and "scrap metal." Change is made to data required to be maintained by a dealer including digital images, removal of language regarding purchase of 35 pounds or more of scrap metal, alterations to the text of the declaration of ownership, the purchase of a vehicle, trailer or non-motorized recreational vehicle, new exemptions, regulation of copper wire, highway guard rails, remote storage batteries and the like.

The bill passed the House Judiciary - Criminal Committee on Wednesday by a vote of 9 to 0. The bill moves to the full House.

Mental Health Transport: [HB 1021](#) by Rep. Rande Worthen (R-Lawton) provides that a police officer must use telemedicine to have a person assessed by a mental health professional if the officer believes the person requires treatment. If the person is taken to the mental health facility for treatment, the department of mental health and substance abuse is responsible for Transportation at that point.

The bill passed the House A&B - Health Subcommittee on Monday by a vote of 5 to 0. The bill moves to the House Appropriations and Budget Committee.

Dell Kerbs (R-Shawnee) amends the Security Guard and Private Investigator Act by adding active reserve police officers to the list of people not included in the definition of security guard.

The bill passed the House Public Safety Committee on Tuesday by a vote of 7 to 0. The bill moves to the full House.

Counties/Sale of County Property: [HB 1036](#) by Rep. Judd Strom (R-Copan) amends 19 O.S. 421 by exempting sales of equipment or materials by counties to tribes or municipalities from the newspaper notice requirement and bid requirement/ public auction requirement.

The bill passed the House County and Municipal Government Committee on Monday by a vote of 8 to 0. The bill moves to the full House.

Preemption/Religious Activities: [HB 1056](#) by Rep. Jim Olsen (R-Roland) provides that no municipality county, or subdivision of the state can suspend/prohibit activities in a place of worship during a declared state of emergency.

The bill passed the House Judiciary - Criminal Committee on Wednesday by a vote of 6 to 1. The bill moves to the full House.

Biennial Audits: [HB 1058](#) by Rep. Brad Boles (R-Marlow) and Sen. Chuck Hall (R-Perry) amends 11 O.S. 17-105 relating to municipal finances by requiring a biennial

audit instead of an annual audit for municipalities who make more than 50,000 in general revenue and have a population that is less than 2,500. A municipality with over 50,000 in revenue and a population of over 2,500 still must have an annual audit.

The bill passed the House County and Municipal Government Committee on Monday by a 9 to 0. The bill moves to the full House.

Sales Tax Exemption/Corporations & Partnerships: [HB 1060](#) by Rep. Brad Boles (R-Marlow) amends the sales tax exemptions for corporations and partnerships by providing that property transferred between a parent company and a wholly owned subsidiary is exempt from the sales tax in 68 O.S. 1350.

The bill passed the House A&B – finance/Revenue and Taxation Subcommittee on Monday by a vote of 9 to 0. The bill moves to the House Appropriations and Budget Committee.

Veterans/Homestead Exemption: [HB 1062](#) by Rep. Brad Boles (R-Marlow) for purposes of the provisions of Section 8E and Section 8F 15 of Article X of the Oklahoma Constitution, requires if a disabled veteran or the surviving spouse of a disabled veteran occupies improvement which are affixed to the real property and record title to such real property is held by a city or town or an entity formed pursuant to the charter provisions or ordinances of a city or town or formed under other provisions of law for the benefit of such city or town, the improvements shall be considered to be the homestead of such disabled veteran or the surviving spouse of such disabled veteran for all purposes related to the homestead exemption authorized by the provisions of the Ad Valorem Tax Code and the homestead exemption shall not be denied on the basis that title to such affixed improvements is held by a different person or entity than the entity which holds title to the real property consisting of the land to which such improvements are affixed.

The bill passed the House A&B – finance/Revenue and Taxation Subcommittee on Monday by a vote of 9 to 0. The bill moves to the House Appropriations and Budget Committee.

Quality Events Incentive Act: [HB 1121](#) by Rep. Jeff Boatman (R-Tulsa) and Sen. Roger Thompson (R-Okemah) amends the Oklahoma Quality Events Incentive Act by requiring municipalities to send an economic impact study regarding the sales tax revenue to the Oklahoma Tax Commission when a quality event where a community hosts a nationally recognized organization/

event such as a national championship. This bill provides a definition of “economic impact study.”

The bill passed the House Administrative Rule Committee on Wednesday by a vote of 9 to 0. The bill moves to the full House.

Employers/Mail-Monitoring: [HB 1126](#) by Rep. Logan Phillips (R-Mounds) is a new law that requires employers who monitor emails to give notice to all employees before monitoring their email communications. If the employer has reasonable ground to believe that the employee engaged in illegal conduct, the employee may monitor without prior notice. This bill also requires all state agencies, institutions, or political subdivisions to have a written policy on the monitoring of Email and the circumstances under which it should be conducted. This bill contains penalties.

The committee substitute the House Business and Commerce Committee on Wednesday by a vote of 10 to 0. The bill moves to the full House.

Sales Tax Exemption/Forestry Equipment: [HB 1588](#) by Rep. Dustin Roberts (R-Durant) and Rep. Eddy Dempsey (R-Valliant) creates a new sales tax exemption for commercial forestry service equipment.

The bill the House A&B – finance/Revenue and Taxation Subcommittee on Monday by a vote of 9 to 0. The bill moves to the House Appropriations and Budget Committee.

Computer Data Privacy Act: [HB 1602](#) by Rep. Colin Walke (D-OKC) and Rep. Josh West (R-Grove) and Sen. John Montgomery (R-Lawton) creates the Oklahoma Computer data Privacy Act. This bill entitles a consumer to request that a business that collects the consumer's personal information delete any personal information the business has collected from the consumer. This bill contains several other provisions to ensure that the privacy of consumers' personal information. This bill preempts any ordinance, order or rule adopted by a political subdivision of this state relating to the collection or sale by a business of a consumer's personal information. The Oklahoma Corporation Commission shall adopt rules to administer the act. This bill contains penalties, definitions, and extensive details.

The bill passed the House Technology Committee on Wednesday by a vote of 6 to 0. The bill moves to the full House.

Preemption/Working Animals: [PCS HB 1620](#) by Rep. Garry Mize (R-Edmond) is new law prohibiting any county, municipality, state agency or political

subdivision from banning any agritourism activity. Agritourism activities are required to be engaged in a lawful manner and in compliance with health and safety zoning requirements by the state and local governments.

This committee substitute passed the House Agriculture Committee today by a vote of 9 to 1. The bill moves to the full House.

Firearms/Second Amendment: [HB 1629](#) by Rep. David Hardin (R-Stilwell) and Sen. Micheal Bergstrom (R-Adair) prohibits any federal, state, county or municipal act, law, order, rule, or regulation ordering the confiscation of firearms, firearms accessories, or ammunition. The bill prohibits the reduction of funding to any county sheriff's office or municipal police department for refusing to obey or enforce an order violating the Second Amendment or making any county or municipality a Second Amendment sanctuary county or municipality.

The bill passed the House Judiciary - Criminal Committee on Wednesday by a vote of 7 to 2. The bill moves to the full House.

Firearms/Background Checks: [HB 1630](#) by Rep. David Hardin (R-Stilwell) and Sen. Dewayne Pemberton (R-Muskogee) defines "completed application" means all fields are completed, all questions are answered, and the required signatures are present on the application for a handgun license, and the required documents are attached to the application, including legible fingerprints, if applicable. The bill allows for a renewal application to be denied by the Bureau if a current license is subject to being suspended or revoked or if the license has previously been suspended or revoked by the Bureau. The bill allows for a preclusive period to be no longer than five (5) years from the date of revocation for an individual to submit a new application for a handgun license.

The bill passed the House Judiciary - Criminal Committee on Wednesday by a vote of 8 to 1. The bill moves to the full House.

Cemeteries: [HB 1687](#) by Rep. Carl Newton (R-Woodward) and Sen. Roland Pederson (R-Burlington) is new law authorizing unused burial sites be reverted to the private or public cemetery. There must be no recorded activity for eighty-five (85) years and a reasonable search for heirs and beneficiaries.

The bill passed the House County and Municipal Government Committee on Monday by a 9 to 0. The bill moves to the full House.

Law Enforcement/Disruption: [HB 1754](#) by Rep. David Hardin (R-Stilwell) and Sen. Darrell Weaver (R-Moore) increases the punishment, if convicted, for willfully delaying or obstructing a public officer in the discharge of his or her office to a felony punishable by a term of imprisonment of up to two years, a fine of up to Two Thousand Five Hundred Dollars (\$2,500) or both fine and imprisonment.

The bill passed the House Judiciary - Criminal Committee on Wednesday by a vote of 7 to 2. The bill moves to the full House.

Sales Tax Exemption/Museum: [HB 1842](#) by Rep. John Waldron (D-Tulsa) creates a new sales tax exemption for museums whose primary purpose is to educate about the history of aviation, rocketry and space program.

The bill passed the House A&B - finance/Revenue and Taxation Subcommittee on Monday by a vote of 9 to 0. The bill moves to the House Appropriations and Budget Committee.

Open Records/Personnel Information: [HB 1876](#) by Rep. Tammy West (R-OKC) exempts the home addresses, home telephone numbers, social security numbers, private email addresses, and private mobile phone numbers of current and former public employees to be exempt from public inspection or disclosure; provided, however, that nothing is to be construed to exempt from disclosure public records created using a private email address or private mobile phone.

The bill passed the House General Government Committee on Wednesday by a vote of 8 to 0. The bill moves to the full House.

North Canadian/Oklahoma River: [HB 1878](#) by Rep. Tammy West (R-OKC) amends 82 O.S. Section 1D providing the boundaries of the Oklahoma River for economic development purposes.

The bill passed the House Tourism Committee on Wednesday by a vote 6 to 0. The bill moves to the full House.

Employment Training: [HB 1888](#) by Rep. Danny Williams (R-Seminole) is new law prohibiting a public body from conducting any form of gender or sexual diversity training or counseling.

The bill passed the House General Government Committee on Wednesday by a vote of 6 to 2. The bill moves to the full House.

Water/Conservancy Districts: [HB 2049](#) by Speaker Charles McCall (R-Atoka) increases the amount of the costs of contracts for a master conservancy district required for an advertisement for bids in a newspaper from Fifty Thousand Dollars (\$50,000) to One Hundred Thousand Dollars (\$100,000).

The bill passed the House Rules Committee on Tuesday by a vote of 8 to 0. The bill moves to the full House.

Law Enforcement/Vehicle Towing: [HB 2182](#) by Rep. Ronny Johns (R-Ada) amends 47 O.S. Section 955 authorizes towing a vehicle left unattended on a street, sidewalk, alley or thoroughfare, and constitutes a hazard or obstruction to the normal movement of public transit along a rail fixed guideway.

The bill passed the House Transportation Committee today by a vote of 12 to 0. The bill moves to the full House.

Medical Marijuana/Commercial Marijuana: [HB 2217](#) by Rep. Kevin McDugle (R-Tulsa) amends 63 O.S. Section 426.1 impacting all marijuana-licensed premises. A facility of the applicant located within an unincorporated area and outside any corporate municipal limits shall be zoned for agricultural use, provided that the county or political subdivision regulates land use for the location and implements zoning classifications for the location.

The bill as [amended](#) passed the House Alcohol, Tobacco and Controlled Substances Committee today by a vote of 10 to 0. The bill moves to the full House.

Workers' Compensation/COVID-19 Presumption: [HB 2239](#) by Sen. Stan May (R-Broken Arrow) requires that in the event a first responder tests positive for COVID-19, the disease shall be presumed to have been contracted in the course and scope of employment unless the employer proves by a preponderance of the evidence that the disease was not contracted in the course and scope of employment. The presumption must apply to any claim filed on or after the effective date of this act and to any claim filed before the effective date of this act if the claim was denied and an appeal of the denial has been filed with the Workers' Compensation Commission. It defines "first responder" as a peace officer, reserve peace officer, firefighter, or emergency medical technician employed by a municipality, county, emergency medical services provider, or the State of Oklahoma, or a volunteer firefighter, who is exposed to COVID-19 during the performance of his or her duties.

The bill passed the House Judiciary - Civil Committee on Tuesday by a vote of 9 to 0. The bill moves to the full House.

Pensions/Fire: [HB 2278](#) by Rep. Josh West (R-Grove) amends the Fire Pension System impacting the commencement of distribution of an accrued retirement benefit. New provision is made for a member who attains age seventy and one-half (70 ½) and age seventy-two (72).

The bill passed the House Banking, Financial Services and Pension Committee on Monday by a vote of 5 to 0. The bill moves to the full House.

Red River Boundary Commission: [HB 2296](#) by Rep. Dustin Roberts (R-Durant) is new law creating the Red River Boundary Commission to evaluate criteria used to establish the boundary line between Oklahoma and Texas.

The bill the House Energy and Natural Resources Committee on Wednesday by a vote of 10 to 0. The bill moves to the full House.

Preemption/Religious Activities: [HB 2335](#) by Rep. Jay Steagall (R-Yukon) prohibits any governmental entity including, but not limited to, any elected or appointed state or local official, any political subdivision, and any agency, board, commission, or council with rule-making authority. The prohibition contained in this section includes any vaccine mandate enacted by any order, ordinance, or rule issued by any governmental entity. The bill also prohibits any governmental entity from discriminating against or pursue civil or criminal penalties against any person who declines to be vaccinated or vaccinate their children.

The bill passed the House Public Health Committee on Wednesday by a vote of 7 to 1. The bill moves to the full House.

Law Enforcement/Riot Control: [HB 2336](#) by Rep. Jay Steagall (R-Yukon) deletes the ability for the Governor during a state of emergency from prohibiting assembling on public streets, parks or other open areas, the sale of alcoholic beverages or other commodities or goods.

The bill passed the House Public Health Committee on Wednesday by a vote of 6 to 2. The bill moves to the full House.

Limits Governor's Emergency Powers: [HB 2337](#) by Rep. Jay Steagall (R-Yukon) requires a state of emergency declared by the Governor to end by proclamation of the Governor, or automatically after 30 days unless renewed by a concurrent resolution of the Legislature, whichever occurs first. Any such emergency proclaimed by the Legislature shall terminate upon passage terminating such emergency.

The bill passed the House General Government Committee on Wednesday by a vote of 7 to 1. The bill moves to the full House.

Officers/Removal: [HB 2361](#) by Rep. Ty Burns (R-Morrison) allows any officer not subject to impeachment be removed from office for habitual absence from minimum required training events and dereliction of duty.

The committee substitute passed the House Elections and Ethics Committee on Tuesday by a vote of 5 to 3. The bill moves to the full House.

Design-Build/Public Water Supply & Wastewater Treatment: [HB 2402](#) by Rep. Todd Russ (R-Cordell) allows a county, municipality, public trust, conservancy district or any other political subdivision operating a public water supply system or wastewater treatment system to utilize design-build as a project delivery method for those water systems. The bill requires no later than November 1, 2022, DEQ to incorporate a flexible permitting process to allow this design-build authorization into its rules.

The bill passed the House Energy and Natural Resources Committee on Wednesday by a vote of 11 to 0. The bill moves to the full House.

Pension/Police: [HB 2457](#) by Rep. Mike Dobrinski (R-Kingfisher) amends the Police Pension System impacting the commencement of distribution of an accrued retirement benefit. New provision is made for a member who attains age seventy and one-half (70 ½) and age seventy-two (72).

The bill passed the House Banking, Financial Services and Pension Committee on Monday by a vote of 5 to 0. The bill moves to the full House.

Condemnation/Procedures: [HB 2506](#) by Rep. Chris Kannady (R-OKC) and Sen. Mark Allen (R-Spiro) alters the definition of a dilapidated building by providing that the structure was boarded and secured for more than "six" consecutive months. Current law is for more than "eighteen" months.

The bill passed the House Judiciary – Civil Committee on Tuesday by a vote of 9 to 0. The bill moves to the full House.

Public Competitive Bidding: [HB 2862](#) by Rep. Kevin Wallace (R-Wellston) amends various bid amounts for public construction contracts in several Sections in Title 61.

The bill passed the House Appropriations and Budget Committee on Wednesday the vote of 26 to 0. The bill moves to the full House.

Sales Tax Exemption/University Hospitals Trust: [HB 2874](#) by Rep. Kevin Wallace (R-Wellston) and Sen. Roger Thompson (R-Okemah) expands the sales tax exemption for University Hospitals Trusts.

The bill passed with the title stricken by the House Appropriations and Budget Committee on Wednesday the vote of 26 to 1. The bill moves to the full House.

Scrap Metal Dealers Act: [SB 1](#) by Sen. Chuck Hall (R-Perry) amends the Scrap Metal Dealers Act and names it after Sergeant Craig Johnson. The bill requires the scrap metal dealer to take a picture of the items purchased and the person selling the items. Other changes in the bill include the types of accepted proof of ownership are expanded, the process for the purchase of a vehicle by the scrap metal dealer is changed, and the prohibition against certain copper sales is eliminated.

The bill the Senate Agriculture and Wildlife Committee on Monday by a vote of 12 to 0. The bill moves to the full Senate.

Law Enforcement/Doxing Officers: [SB 6](#) by Sen. Paul Rosino (R-OKC) and Rep. Josh West (R-Grove) is a new law that makes it unlawful for a person to publish or attempt to publish personally identifiable information such as the officers address or photograph with the intent to threaten, intimidate, harass or stalk. This information must cause or would be reasonably expected to cause the officer or members of his household substantial emotional distress or financial loss. any person who is found guilty is guilty of a misdemeanor.

The bill passed as amended the Senate Public Safety Committee on Monday by a vote of 10 to 0. The bill moves to the Senate Appropriations Committee.

Mental Health Transport: [SB 7](#) by Sen. Micheal Bergstrom (R-Adair) and Rep. Justin Humphrey (R-Lane) authorizes a law enforcement officer to have a person requiring treatment assessed by a licensed mental health professional employed by or under contract with a facility as defined in Section 1-103 of Title 43A or a community mental health center via telemedicine if such capability is available.

The bill passed the Senate on Monday by a vote of 46 to 0. It now heads to the House.

Law Enforcement/Sexual Assault Victims: [SB 16](#) by Sen. Kay Floyd (D-OKC) and Rep. Carol Bush (R-Tulsa)

amends the Oklahoma Crime Victims Compensation Act to give the crime victims compensation board the power to have access to any written documentation included with sexual assault forensic evidence kit. For determining when a claim is timely filed for sexual assault, the board may use the date the forensic evidence was tested. The board may deny compensation to a victim of sexual assault if the victim did not get a forensic medical examination within 120 hours.

The bill passed the Senate on Monday by a vote 46 to 0. It now moves to the House.

Domestic Violence: [SB 17](#) by Sen. Kay Floyd (D-OKC) and Rep. Carol Bush (R-Tulsa) requires officers during a preliminary investigation of a domestic violence victim to conduct a lethality assessment by using questions from the AG's website. If the assessments indicated that the victim has a capacity to cause serious harm or death and a rereferral is suggested, the officer will tell the victim the results of the assessment and call the domestic violence hotline for the victim if the victim wants the officer to

The bill passed the Senate on Monday by a vote 45 to 0. It now moves to the House.

Local Development and Enterprise Zone Incentive Leverage Act: [SB 71](#) by Sen. Micheal Bergstrom (R-Adair) amends the Oklahoma Local Development and Enterprise Zone Incentive Leverage Act in several ways. Included is altering the current duties of the Oklahoma Department of Commerce (enhanced rulemaking including new reporting requirements involving capital investment and changes in assessed value of a project) and the Oklahoma Tax Commission (removing maintenance of records of income tax credits and new duties).

The bill passed the Senate Finance Committee on Tuesday by a vote of 10 to 0. The bill moves to the full Senate.

Corporation Commission/Federal Standards: [SB 127](#) by Sen. Mark Allen (R-Spiro) and Rep. Jim Olsen (R-Roland) prohibits the Corporation Commission from promulgated any rules from being more stringent than any Environmental Protection Agency standards, rules or regulations.

The bill passed the Senate Energy Committee today by a vote of 9 to 2. The bill moves to the full Senate.

Hazard Mitigation Assessment District: [SB 189](#) by Sen. Dave Rader (R-Tulsa) and Rep. Lonnie Sims (R-Jenks) is new law creating the Oklahoma Hazard Mitigation Assessment District Act for use by the counties following a vote of the people with 60% passage. There is an

assessment of no greater than two (2) mills on the dollar of assessed value of specific property with exceptions.

The bill the Senate General Government Committee today by a vote of . The bill moves to the full Senate.

Employment/Wage Discrimination: [SB 194](#) by Sen. Kay Floyd (D-OKC) amends 40 O.S. Section 198.1 in various ways including redefining terms, creating exemptions, and creating fines.

The bill failed the Senate Business, Commerce and Tourism Committee today by a vote of 4 to 9. The bill moves to the full Senate.

Finance/Emergency Medical Services: [SB 240](#) by Sen. Chuck Hall (R-Perry) amends 68 O.S. Section 205.2 adding municipal governments, and authorities or trusts with the municipal government as a beneficiary who are seeking to collect debt for emergency medical services to the list of qualified entities by making a claim with the Tax Commission.

The committee substitute passed the Senate Finance Committee on Tuesday by a vote of 9 to 2. The bill moves to the full Senate.

Environment/Fires: [SB 246](#) by Sen. Mark Allen (R-Spiro) amends DEQ requirements for using air curtain incinerators for fires purposely set for land clearing operations or burning of clean wood waste or yard brush. The bill reduces the current population for a metropolitan statistical area from 900,000 to 500,000.

The bill passed the Senate Energy Committee today by a vote of 10 to 1. The bill moves to the full Senate.

Alcohol to Minors/Victims Impact Panel: [SB 283](#) by Sen. Michael Brooks (D-OKC) and Rep. Ross Ford (R-Broken Arrow) requires a person found guilty of providing alcoholic beverages to individuals under twenty-one (21) years of age to attend a victims impact panel program.

The bill passed the Senate Public Safety Committee on Monday by a vote of 8 to 0. The bill moves to the full Senate.

Home-Based Business Fairness Act: [SB 316](#) by Sen. Micheal Bergstrom (R-Adair) is new law defining home-based businesses and authorizing these businesses to use a residential dwelling unless there is a deed restriction or a restriction in a common interest ownership community. There is a detailed definition of "no-impact home-based business". Municipalities shall not prohibit a no-impact home-based business or require a permit, license, variance, or other type of prior approval. Reasonable

municipal regulations are authorized if narrowly tailored and in conformity with criteria stated in the bill. Municipalities shall not require the property to be rezoned or install fire sprinklers. Issues on municipal regulation are judicial questions with the municipality having the burden of proof.

The committee substitute passed the Senate Business, Commerce and Tourism Committee today by a vote of 11 to 2. The bill moves to the full Senate.

Cemeteries: [SB 335](#) by Sen. Roland Pederson (R-Burlington) is new law authorizing cemeteries, after a reasonable search for heirs, to determine unused burial sites as abandoned and the ownership of the site shall revert to the private or public cemetery. Certified letters or publication in a newspaper is required in addition to no recorded activity on the burial space for 75 years.

The bill passed the Senate General Government Committee today by a vote of 9 to 0. The bill moves to the full Senate.

Court Collections: [SB 343](#) by Sen. Lonnie Paxton (R-Tuttle) and Rep. Brad Boles (R-Marlow) amends 68 O.S. Section 205.2 impacting municipal court's collection of fines and costs via the Oklahoma Tax Commission. The bill adds clarifying language to include district court fines.

The bill passed the Senate Judiciary Committee on Tuesday by a vote of 8 to 0. The bill moves to the full Senate.

Sales Tax Exemption/Tangible Personal Property: [SB 356](#) by Sen. Lonnie Paxton (R-Tuttle) creates a new sale tax exemption for transfer of tangible personal property between wholly owned subsidiaries of a parent company and between a parent company and its wholly owned subsidiary.

The bill the Senate Finance Committee on Tuesday by a vote of 11 to 0. The bill moves to the Senate Appropriations Committee.

Public Safety/Peer Support Counseling: [SB 361](#) by Sen. Kim David (R-Porter) and Rep. Kevin Wallace (R-Wellston) amends 12 O.S. Section 2506.2 impacting peer support counseling for any public employer that employs persons to provide firefighter services, law enforcement agencies and emergency services providers. Counseling sessions are amended to provide that sessions may include participation of the immediate family of the public safety or emergency services personnel.

The bill passed the Senate Judiciary Committee on Tuesday by a vote of 8 to 0. The bill moves to the full Senate.

Preemption/Religious Freedom Act: [SB 368](#) by Sen. David Bullard (R-Durant) amends 51 O.S. Section 253 prohibiting governmental entities from declaring a religious institution and certain activities to be nonessential.

The bill passed the Senate Judiciary Committee on Tuesday by a vote of 6 to 2. The bill moves to the full Senate.

Unified State Law Enforcement Commission: [SB 371](#) by Sen. Kim David (R-Porter) and Rep. Terry O'Donnell (R-Catoosa) creates the Unified State Law Enforcement Commission. The ten (10) member Commission will study and evaluate the feasibility of unifying OSBI, OBND and DPS into a single law enforcement agency. The Commission has until December 1, 2021 to complete their study and present their findings to the Governor, Speaker, Pro Tempore and minority leaders of the Senate and House.

The committee substitute the Senate Public Safety Committee on Monday by a vote of 9 to 3. The bill moves to the Senate Appropriations Committee.

Municipal Operations/Disruption: [SB 403](#) by Sen. Brenda Stanley (R-OKC) and Rep. Robert Manger (R-OKC) amends 21 O.S. Section 280 making it unlawful to willfully disturb, interfere or disrupt business of any political subdivision, which includes publicly posted meetings or any employee, agent, official or representative of a political subdivision. It is also unlawful to willfully refuse to disperse or leave any property, building or structure owned, leased or occupied by any political subdivision or its employees after proper notice by a peace officer or security personnel.

The bill passed the Senate Public Safety Committee on Monday by a vote of 11 to 0. The bill moves to the full Senate.

Sales Tax/Veterans' Registry: [SB 415](#) by Sen. Frank Simpson (R-Ardmore) amends the disabled veteran sales tax exemption by adding the requirement for a veterans registry created by the Oklahoma Department of Veterans Affairs.

This bill passed the Senate Finance Committee on Tuesday by a vote of 11 to 0. The bill moves to the Senate Appropriations Committee.

Solid Waste Management/Recycled Products: [SB 448](#) by Sen. Zack Taylor (R-Seminole) adds and modifies definitions associated with recycling procedures in the Oklahoma Solid Waste Management act. The bill defines the parameters of what is an advanced recycling facility and the procedures used to depolymerize, gasify, use, and recover recycled products.

The committee substitute passed the Senate Energy Committee on Wednesday by a vote of 10 to 1. The bill moves to the full Senate.

Law Enforcement/Open Records Act: [SB 457](#) by Sen. Nathan Dahm (R-Broken Arrow) adds unmanned aircraft audio and video recordings and audio and video recordings from any other source to records that must be disclosed under the Open Records Act.

The bill passed the Senate Judiciary Committee on Tuesday by a vote of 9 to 0. The bill moves to the full Senate.

OPERS/Military Service Credit: [SB 465](#) by Sen. Frank Simpson (R-Ardmore) mends the Oklahoma Public Employees Retirement System impacting purchase of military service credit.

The bill was deemed a fiscal bill under the Oklahoma Pension Legislation Actuarial Analysis Act (OPLAAA) in the Senate Retirement and Insurance Committee on Monday by Thomas Cummins, the Legislature's consulting actuary. Therefore, the bill will be studied and can be considered next session for approval or disapproval.

Election Procedures: [SB 523](#) by Sen. Lonnie Paxton (R-Tuttle) provides that no political subdivision or officer of this state shall enter into a legal agreement or court settlement that prescribes election procedures that conflict with procedures prescribed by the Legislature in statute.

The bill passed the Senate Rules Committee on Wednesday by a vote of 11 to 0. The bill moves to the full Senate.

Firearms/Intruders: [SB 560](#) by Sen. Nathan Dahm (R-Broken Arrow) limits criminal or civil prosecution of individuals in an occupied vehicle that is approached and surrounded by persons engaged in unlawful activity who has blocked the road.

The bill passed the Senate Public Safety Committee on Monday by a vote of 8 to 0. The bill moves to the full Senate.

Law Enforcement/Hate Crime: [SB 648](#) by Sen. Casey Murdock (R-Felt) and Rep. Carl Newton (R-Woodward) amends 21 O.S. Section 850 by adding that no person shall maliciously incite or produce imminent violence, injury or death directed against law enforcement officers, emergency first responders because of the person's employment.

The bill passed the Senate Public Safety Committee on Monday by a vote of 9 to 0. The bill moves to the Senate Appropriations Committee.

Law Enforcement/Jurors: [SB 653](#) by Sen. Joe Newhouse (R-Broken Arrow) and Rep. Ross Ford (R-Broken Arrow) provides that municipal or state law enforcement officers employed in any county with a population of 100,000 or more are not qualified to serve as jurors. Municipal or state law enforcement officers in a county with a population of less than 100,000 shall be eligible to serve on noncriminal actions only.

The bill passed the Senate Judiciary Committee on Tuesday by a vote of 8 to 0. The bill moves to the full Senate.

Unmanned Aircraft Systems: [SB 659](#) by Sen. Paul Rosino (R-OKC) mends the Oklahoma Aeronautics Commission Act by adding regulation of unmanned aircraft systems or drones, establishes the Commission as the Clearinghouse for Unmanned Aircraft Systems (UAP) as a central point in state government to develop a strategy for how Oklahoma can become a leader in the UAS industry while cooperating and assisting governmental entities, including municipalities.

The bill passed the Senate Transportation Committee on Tuesday by a vote of 9 to 0. The bill moves to the full Senate Appropriations Committee.

OTC/Tax Amnesty: [SB 720](#) by Sen. Roger Thompson (R-Okemah) is new law authorizes and directs the Oklahoma Tax Commission to establish a tax amnesty program during which penalties and interest due on delinquent taxes shall be waived under the specifics in the bill.

The bill passed the Senate Finance Committee on Tuesday by a vote of 12 to 0. The bill moves to the full Senate Appropriations Committee.

Public Trusts/In Lieu of Tax: [SB 753](#) by Sen. Brent Howard (R-Altus) s new law requiring, for any property acquired by a governmental entity operating as a trust, it to annually make in lieu of tax payments in an amount equal to the ad valorem assessed against the property immediately prior to purchase by the trust.

The bill passed the Senate Finance Committee with the title stricken on Tuesday by a vote of 10 to 0. The bill moves to the full Senate.

Law Enforcement/Citizens' Protection Act: [SB 806](#) by Sen. Darrell Weaver (R-Moore) and Rep. Rande Worthen (R-Lawton) is new law creating the Oklahoma Citizens' Protection Act and amending various sections of Title 21. Included are assaults on a peace officer, participants in riots, changes to various penalty provisions, racketeering activity, and the like.

The bill passed the Senate Public Safety Committee on Monday by a vote of 8 to 1. The bill moves to the Senate Appropriations Committee.

Public Safety Funding Reduction: [SB 825](#) by Sen. Rob Standridge (R-Norman) amends 68 O.S. Section 2701 impacting municipalities who levy a tax for the purpose of funding public safety. The municipality shall not redirect the funds for another purpose or reduce the funds devoted to public safety from the levy without a vote of the people.

The bill passed the Senate General Government Committee today with the title stricken by a vote of 8 to 1. The bill moves to the full Senate.

Law Enforcement/Blue Line: [SB 834](#) by Sen. Darrell Weaver (R-Moore) and Rep. Ross Ford (R-Broken Arrow) is new law authorizing municipalities to adopt ordinances enabling the painting of blue lines on streets and posting signage to express support for law enforcement.

The bill passed the Senate on Wednesday by a vote of . It now moves to the House.

Nuisance/Critical Infrastructure: [SB 939](#) by Sen. Zack Taylor (R-Seminole) and Rep. John Pfeiffer (R-Mulhall) amends 50 O.S. Section 16 creating an exception for critical infrastructure sectors from current law's nuisance authority. Critical infrastructure sectors are defined. In addition, these operations must follow, or actions are consistent with government rules, guidelines, or laws applicable to their sector.

The bill passed the Senate Judiciary Committee on Tuesday by a vote of 5 to 4. The bill moves to the full Senate.

Tort Claims Act/Regional Transportation Authority: [SB 967](#) by Sen. Adam Pugh (R-Edmond) amends 51 O.S. Section 152 for purposes of the Governmental Tort Claims Act only, by adding a regional transportation authority created pursuant to 68 O.S. Section 1370.7 including its

contract operator and any railroad operating in interstate commerce.

The bill passed the Senate Judiciary Committee on Tuesday by a vote of 8 to 0. The bill moves to the full Senate.

OWRB/Permits: [SB 1022](#) by Sen. Kim David (R-Porter) and Rep. Brad Boles (R-Marlow) authorizes the Executive Director of the Oklahoma Water Resources Board to issue temporary permits and regular permits that have not been the subject of a protest from an interested party.

The bill passed the Senate Energy Committee on Wednesday by a vote of 10 to 1. The bill moves to the full Senate.

Workers' Compensation/Confidential Records: [SB 1013](#) by Sen. Julie Daniels (R-Bartlesville) authorizes the Workers' Compensation Commission to keep its litigation files and investigatory reports confidential. In addition, an attorney or an investigator from the Compliance Division of the Commission may be required to testify.

The bill passed the Senate Judiciary Committee on Tuesday by a vote of 7 to 1. The bill moves to the full Senate.

Next Week at the Capitol

(As of time of distribution this is a list of the meetings that have been posted.)

Monday, February 15, 2021

Senate Retirement & Insurance Committee **10:00 a.m. in Room 4S9**

Police Pension: [SB 318](#) by Sen. Zack Taylor (R-Seminole) and Rep. Ross Ford (R-Broken Arrow) increases the maximum age for entry into the Oklahoma Police Pension and Retirement System from forty-five (45) years of age to fifty (50).

Pension/Police Disability: [SB 743](#) by Sen. Darrell Weaver (R-Moore) amends the Oklahoma Police Pension Act by expanding the definition of “permanent in-line disability. Specifically, a police officer serving in any capacity at a regular police department who becomes so physically or mentally disabled, while in, and in consequence of, the performance of authorizing activities while on duty that he/she is unable to perform the required duties of a police officer. Current law is “incapacity to earn any wages as a certified, commissioned police officer due to accidental injury or occupational disease, incurred while in, and in consequence of, the performance of duty as an officer.” In addition, “normal disability benefit” is increased “not to exceed 30 years of service if the officer has more than 20 years of credited service”. Finally, the criteria for a disability determination is altered removing current language of a “percentage of impairment to the whole person.”

Pension/Firefighters: [SB 897](#) by Sen. Lonnie Paxton (R-Tuttle) amends the Firefighter Pension System by altering the definition of “member” by removing current language requiring that a fire chief shall meet the age, agility, physical and other eligibility requirements at the time he/she becomes a member of the System. A “nonparticipating fire chief” is added. This is defined as a firefighter qualified to serve as fire chief per the employing municipality; provided, however, the firefighter shall not be required to be a current employee of a participating municipality or a previous employee of a participating municipality. Finally, 11 O.S. Section 49-135 is amended by adding language that this section shall not apply to “persons employed as fire chief of a participating municipality or a nonparticipating fire chief.”

OFPR: [SB 1009](#) by Sen. Lonnie Paxton (R-Tuttle) changes the makeup of the Firefighters Pension and Retirement Board by reducing it to 11 members, two (2) of the

members are OML appointments with at least one being a volunteer firefighter.

Senate Public Safety **After Adjournment I in Room 230**

Law Enforcement/Electronic Devices: [SB 60](#) by Sen. J.J. Dossett (D-Owasso) prohibits a driver to use a handheld electronic communications device while the motor vehicle is in motion in a school zone unless the device can be used without the use of his/her hands.

Firearms/Self-Defense Act: [SB 106](#) by Sen. Mark Allen (R-Spiro) and Rep. Terry O'Donnell (R-Catoosa) makes a number of changes to the Self-Defense Act including licenses and applications, background checks and the like.

Firearms/Felons: [SB 186](#) by Sen. David Bullard (R-Durant) amends 21 O.S. Section 1283 impacting the prohibition on felon’s possession of specific firearms. The types of firearms are altered, a new provision added in the restoration of the right to possess a firearm and penalties are changed.

Law Enforcement/CLEET Training: [PCS SB 242](#) by Sen. Roger Thompson (R-Okemah) modifies the curriculum committee to add an individual who has experience in the creation and review of curriculum as well as experience in teaching criminal justice or law enforcement courses. The bill also allows authorized entities to contract with CLEET for non-classroom training.

Law Enforcement/Seatbelts: [SB 339](#) by Sen. Roland Pederson (R-Burlington) mends 47 O.S. Section 12-417 by requiring every passenger 17 and younger to wear a properly adjusted and fastened safety seatbelt in the back seat of a passenger vehicle, unless otherwise provided for in a child passenger restraint system as required in 47 O.S. Section 11-1112. The bill contains a penalty.

Firearms/Medical Marijuana: [SB 442](#) by Sen. Nathan Dahm (R-Broken Arrow) mends current law regarding the unlawful carrying of various firearms while under the influence of intoxicating substances by adding medical marijuana. In addition, an exception is made in 21 O.S. Section 1290.11 regarding preclusion from eligibility for a handgun license for illegal drug use or possession if the person is in legal possession of a medical marijuana patient license. Finally, a qualified applicant for a handgun license cannot be denied a license solely based on holding a medical marijuana patient license.

Firearms/Municipal Carry: [SB 644](#) by Sen. Blake Stephens (R-Tahlequah) authorizes municipalities, by ordinance, to allow municipal employees to carry concealed firearms for their personal protection once the employee has been issued a valid handgun license. Carrying a firearm shall not be considered a requirement for continued employment, the bill provides details on carrying the firearm, immunity is provided under certain conditions, firearm-prohibited locations are created. In addition, the state preemption is expanded by adding "firearm and ammunition" and adding municipal "policies", political subdivision legal exposure is expanded including "reasonable expenses" which includes attorney fees, expert witness fees and court costs.

Firearms/Transport: [PCS SB 672](#) by Sen. Casey Murdock (R-Felt) impacting transportation of a firearm in a vehicle as well as improper transportation. The bill deletes current language and repeals 21 O.S. Section 1289.13, as last amended by Section 6, Chapter 1, O.S.L. 2019.

9-1-1 Management Authority: [SB 687](#) by Sen. Darrell Weaver (R-Moore) amends the Oklahoma 9-1-1 Management Authority in several ways. This includes escrowing funds if a public agency fails to submit or comply with master plans to deliver Next Generation 9-1-1 (NG9-1-1) with local plans being required to "align with the State's Master plan to deploy NG9-1-1". Also, funds are escrowed if the public agency fails to "provide connectivity and interoperability between state, regional and local next-generation systems". Changes are made to development of a "master" plan and establishing rules on NG9-1-1 systems, training program standards are altered, reports are required of the Oklahoma Tax Commission, and the Authority shall oversee all 9-1-1 fees collected under the Oklahoma Emergency Telephone Act and order the escrowing of fees misspent or diverted to a purpose other than authorized by the Act.

Firearms/Preemption/Civil Action: [SB 732](#) by Sen. Nathan Dahm (R-Broken Arrow) amends firearm preemption to include "firearm and ammunition" and a "policy" of any political subdivision. If a person's rights via preemption are violated, the person may bring a civil action with reasonable expenses awarded if the person wins or the policy or ordinances is repealed after a lawsuit is filed but before the final determination by the court. The court shall award to a municipality or political subdivision reasonable expenses if a municipality or political subdivision prevails in the action.

CLEET/Crisis Intervention Training: [PCS 811](#) by Sen. Adam Pugh (R-Edmond) is new law requiring at least twenty-five percent (25%) of all employed full-time peace

officers, certified by CLEET to be trained in crisis intervention training, as provided by the Department of Mental Health and Substance Abuse Services by November 1, 2024. Beginning January 1, 2022, CLEET is required to add a mandatory one (1) hour on crisis de-escalation training. In addition, CLEET must include in its required basic training courses a minimum of four (4) hours of education and training in crisis de-escalation.

Firearms: [SB 925](#) by Sen. Nathan Dahm (R-Broken Arrow) regulates pointing firearms in various ways including penalties, authorizing pointing of firearms in certain situations while making other acts unlawful, expanding right to use deadly force at occupied premises and the like.

House County & Municipal Government Committee
3:00 p.m. in Room 4s5

TIF Districts: [HB 1138](#) by Rep. Scott Fetgatter (R-Okmulgee) allows the maximum duration of Tax Increment Financing to exceed 25 years if the governing body finds that the economic conditions within the district were adversely affected by Covid-19. The new maximum duration for tax increment financing under this bill is 28 years. Tax increment finance (TIF) districts are used by cities in Oklahoma to promote private development. A portion of taxes generated with the district are used to invest in the district's infrastructure or fund other economic development projects. New development in the district leads to higher property values and the increase in city tax revenue is reinvested within the district.

Municipal and County Landfill Utilization District: [HB 1141](#) by Rep. Scott Fetgatter (R-Okmulgee) is a new law that allows a county or municipality to create a landfill utilization district if it is approved by the registered voters of the county or municipality. The landfill utilization district creates an annual fee levied on the property in the district to pay for the general operations of the landfill. The fee can be no greater than the total of the preceding annual operating expenses of the landfills in the district.

Counties/Nuisance Properties: [PCS2 HB 1749](#) by Rep. Denise Crosswhite-Hader (R-Yukon) allows county treasures to have discretion to not bid off the property in the name of the county and instead allow the property to remain under its current ownership. "Common area nuisance property" is defined as property that is deemed unmarketable or unusable due to the existence of liens

more than the property's fair market value as shown by the county assessor's office. Greenbelts, common areas, easements, retention ponds and detention ponds may also be considered nuisance property if transferring ownership to either the county or a third party would cause a hardship to the neighborhood or subdivision these areas were meant to serve, or to the county or third party. The county treasurer shall make the determination, in conjunction with review and approval of the board of county commissioners, upon consideration of the above factors, as to whether property constitutes nuisance property. In the case of a common area nuisance property that has liens from a city or town, if a minimum bid is not made, the city or town shall be credited a bid on the property equal to the amount of the lien of the city or town if its intention to do so is made known to the county treasurer prior to sale. All common area nuisance property bid off in the name of the city or town shall be fore the amount of any municipal liens due and the county treasurer shall issue a deed to the city or town for the use and benefit of the city of town.

Oklahoma Natural Disaster Mitigation and Recovery Act: [HB 2092](#) by Rep. Lonnie Sims (R-Jenks) is new law creating the Oklahoma Natural Disaster Mitigation and Recovery Act for use by the counties following a vote of the people with 60% passage. There is an assessment of no greater than two (2) mills on the dollar of assessed value of specific property with exceptions.

Code Enforcement/Liens: PCS [HB 2423](#) by Rep. Monroe Nichols (D-Tulsa) is new law creating comprehensive regulation of municipal code liens as to real property, other than owner occupied property, in the municipality; and the provisions of this act shall not apply to owner occupied property. The bill impacts fees, penalties and abatement costs imposed for violations of the municipality's housing and building codes.

Local Development Act: [HB 2466](#) by Rep. Dick Lowe (R-Amber) amends the Local Development Act in several ways including changes to historic preservation and tools of the act may not be used in areas where investment, development, and economic growth "is occurring at a rate consistent with, or greater than, the governing body's jurisdiction as a whole". Tax increments shall only be allowed for that portion of the tax under jurisdiction of another local taxing entity by written agreement between the other local taxing entity and the governing body of the city, town or county."

Tuesday, February 16, 2021

House Utility Committee
1:30 p.m. in Room 450

Underground Facilities Act: [PCS HB 2028](#) requires an excavator with knowledge that an operator has unmarked underground facilities to give notice and mark facilities before excavation can commence. Notices shall expire fourteen (14) calendar days from the excavation start date. No excavation may continue unless subsequent notice has been provided. If excessive requests for marking are made by an excavator when no excavation is taking place, the excavator may be liable to the owner or operator for the reasonable cost of such marking. However, during the state of emergency declared by the Governor or Legislature that encompasses the area of excavation or demolition, the time limitation is inapplicable.

House Agriculture & Wildlife Committee
3:00 p.m. in Room 206

[HB 1093](#) by Rep. Dell Kerbs (R-Shawnee) requires the OWRB to update water quality standards by developing a watershed training program by 2026.

Wednesday, February 17, 2021

House Tourism Committee
10:30 a.m. in Room 450

Tourism Ignition Program: [HB 1708](#) by Rep. Brian Hill (R-Yukon) creates the Oklahoma Tourism Ignition Program. Municipalities can submit plans to the Oklahoma Tourism and Recreation Commission for generating tourism in their area. The Commission may approve or deny plans. If approved, the Commission shall provide matching funds for the implementation of the plan, up to Five Thousand Dollars (\$5,000).

House Technology Committee
10:30 a.m. in Room 5s2

State Broadband Deployment Grant: [HB 1124](#) by Rep. Logan Phillips (R-Mounds) by Rep. Logan Phillips (R-Mounds) is a new law that requires the Corporation Commission to make rules and procedures to establish the state broadband development program. This program is a grant that awards funding to applicants seeking to expand access to broadband internet service in Oklahoma. This bill creates a fund for this grant.

Unmanned Aircraft Systems: [PCS 2174](#) by Rep. Kyle Hilbert (R-Depew) authorizes the Oklahoma Aeronautics Commission to be the clearinghouse for Unmanned Aircraft Systems (UAS) to promote, enhance and develop the UAS and to ensure the safety integration and use of this new technology within the state.

House Judiciary - Criminal Committee
10:30 a.m. in Room 206

Criminal Procedure/Violation: [HB 1022](#) by Rep. Rande Worthen (R-Lawton) amends 22 O.S. 1115,1A by impacting the citation form. This amendment provides that if the person pays the fines and costs but does not

include a plea on the citation form, then the person enters a nolo contendere plea. Crime/Return of Stolen Property:

Law Enforcement/Return of Stolen Property: [HB 1025](#) by Rep. Rande Worthen (R-Lawton) provides that stolen property should not be returned to the owner if it is illegal for the person to possess the property. This bill also clarifies hearing procedures for returning property to lawful owner. with these procedures, A municipality who has the stolen property has the power to ask for a hearing about who to give the property to.