

06-21

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OML HAS A PRODUCTIVE WEEK

OML has had a productive week at the capitol. Another deadline is quickly approaching, and several priority bills were heard and passed this week. On Monday, [SB 970](#) by Sen. Kay Floyd (D-OKC) and Sen. Brad Boles (R-Marlow) passed off the Senate floor with a [vote](#) of 46-0. This bill will exempt citizen's personal information from disclosure under the open records act including phone numbers, addresses, and confidential HR files. It is now heading to the House.

[SB 277](#) by Sen. John Montgomery (R-Lawton) and Rep. Daniel Pae (R-Lawton) was also heard on the Senate floor and passed with a [vote](#) of 43-2. This measure will give municipalities the ability to better deal with dilapidated properties. Currently, we do not have the ability to maintain a list of persons or entities who are property owners or responsible for maintenance and this bill will rectify the problem. OML is working closely with the Oklahoma Association of Realtors on this issue. The bill is now heading to the House.

OML had one priority bill heard on the House floor which was [HB 2744](#) by Rep. Ross Ford (R-Broken Arrow) and Sen. Dewayne Pemberton (R-Muskogee). It passed through with a [vote](#) of 72-20 and is on its way to the Senate. This bill will implement sale for resale tax exemption permits that renew annually. It will also close a loophole costing the state and local governments millions of dollars annually. The bill is now heading to the Senate.

There are several bad bills that are eligible to be heard in both chambers and OML is keeping a close watch. One of those is [HB 2335](#) by Rep. Jay Steagall (R-Yukon) which prohibits any governmental entity from requiring any vaccination as well pursue any civil or criminal action against an individual who does not vaccinate their children. Please be on the lookout for action alerts next week. Your advocacy is what stops these bills from moving and the legislative team may be calling on you to help with a few. Thank you again for being so quick to act in the past, your phone calls and emails have been extremely effective!

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

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BILLS ON THE MOVE

Law Enforcement/Traffic Fines: [HB 1022](#) by Rep. Rande Worthen (R-Lawton) and Sen. Darrell Weaver (R-Moore) 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 written plea of guilty or nolo contendere shall constitute a plea of nolo contendere entered by the defendant and shall function as a written, dated, and signed citation form acceptable to the court.

The bill passed the House on Monday by a [vote](#) of 93 to 0. The bill moves to the Senate.

Law Enforcement/VPOs: [HB 1028](#) by Rep. Dell Kerbs (R-Shawnee) and Sen. Darrell Weaver (R-Moore) amends several sections of Title 22 relating to emergency protective orders and emergency ex parte protective orders by requiring the peace officer to serve the order and complete return of service when filing the petition with the district court with provisions made if the officer is unable to obtain service. There are additional requirements on notification by the judge to the peace officer of hearings and duties on the peace officer to provide the victim and defendant with a copy of completed orders and obtain service.

The bill passed the House on Monday by a [vote](#) of 89 to 1. The bill moves to the Senate.

Law Enforcement/Security Guards: [HB 1029](#) by Rep. Dell Kerbs (R-Shawnee) and Sen. Darrell Weaver (R-Moore) 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 on Monday by a [vote](#) of 91 to 0. The bill moves to the Senate.

Counties/Sale of Property: [HB 1036](#) by Rep. Judd Strom (R-Copan) and Sen. Julie Daniels (R-Bartlesville) 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 on Monday by a [vote](#) of 96 to 1. The bill moves to the Senate.

Finance/Biennial Audit: [HB 1058](#) by Rep. Brad Boles (R-Marlow) and Sen. Chuck Hall (R-Perry) amends 11 O.S. 17-105 by increasing the threshold from \$25,000 to \$50,000 and changing the composition of these funds for annual financial statement audits. All funds are required to be counted, including component units of which the municipality is a beneficiary. There are also exceptions to this calculation. An annual financial statement is required in Paragraph A while a "biennial" financial statement audit is required if the municipality has a population of less than 2,500 in Paragraph B. The municipal income requirements shall not include income of any public trust established under 60 O.S. Section 176 through 180.4 with a municipality as the beneficiary of the trust; provided, that income from trusts established principally for the purpose of operating electric, water, wastewater, and sanitation utilities shall be included for purposes of the municipal income requirements. In addition, 11 O.S. Section 17-107 is amended altering current law when a municipality does not file a copy of its audit or agreed-upon-procedures report as provided in Section 17-105 with the creation of the Special Investigative Unit Auditing Revolving Fund. This Fund consists of monies received by the State Auditor and Inspector from funds withheld from a municipalities allocations of gasoline taxes as provided in 11 O.S. Section 17-107. The funds are authorized for use in offsetting expenses incurred from special investigative audit activities relating to municipal government. Finally, 11 O.S. Section 17-108 is repealed.

The bill passed the House on Monday by a [vote](#) of 95 to 1. The bill moves to the Senate.

Ad Valorem/Veterans: [HB 1062](#) by Rep. Brad Boles (R-Marlow) and Sen. Jessica Garvin (R-Duncan) 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 on Tuesday by a [vote](#) of 93 to 0. The bill moves to the Senate.

State Auditor: [HB 1090](#) by Rep. Gerrid Kendrix (R-Altus) and Sen. Brent Howard (R-Altus) leans up language in 74 O.S. Section 213.2 regarding the State Auditor and Inspector's duties to examine books and accounts, to instruct in the performance of officer's duties and prescribe cost-effective methods of operating.

The bill passed the House on Monday by a [vote](#) of 91 to 0. The bill moves to the Senate.

OWRB/Watershed Training: [HB 1093](#) by Rep. Dell Kerbs (R-Shawnee) and Sen. Casey Murdock (R-Felt) requires the OWRB to update water quality standards by developing a watershed training program by 2026.

The bill passed the House on Wednesday by a [vote](#) of 79 to 8. The bill moves to the Senate.

Alcoholic Beverage Control/Samples: [HB 1098](#) by Rep. Judd Strom (R-Copan) and Sen. Bill Coleman (R-Ponca City) amends the Alcoholic Beverage Control Act by adding that a business with a retail spirits license can offer product samples.

The bill passed the House on Wednesday by a [vote](#) of 69 to 26. The bill moves to the Senate.

Quality Events Incentive Act: [HB 1121](#) by Rep. Jeff Boatman (R-Tulsa) and Sen. Roger Thompson (R-Okemah) mends the Oklahoma Quality Events 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.

The bill passed the House on Monday by a [vote](#) of 90 to 2. The bill moves to the Senate.

CIB/Plumbing License: [HB 1150](#) by Rep. Mike Osburn (R-Edmond) and Sen. Cody Rogers (R-Tulsa) amends 59 O.S. 1002 by authorizing and directing the construction industries board to make rules for implementing the provisions of the plumbing licenses law of 1955, including, but not limited to defining categories and limitations of plumbing licenses.

The bill passed the House on Monday by a [vote](#) of 54 to 38. The bill moves to the Senate.

Computer Data Privacy Act: [HB 1602](#) by Rep. Collin 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.

The bill passed the House today by a [vote](#) of 85 to 11. The bill moves to the Senate.

Jails: [HB 1633](#) by Rep. David Hardin (R-Stilwell) and Sen. Micheal Bergstrom (R-Adair) requires a

person in the custody of the county jail to be responsible for payment of the cost of medical care provided to the person for any self-inflicted injury sustained while in the custody of the county jail or a condition that was preexisting prior to the arrest of the person. The bill allows the custodial county to seek reimbursement from a person being held in custody and receiving medical care and treatment.

The bill passed the House on Wednesday by a [vote](#) of 72 to 17. The bill moves to the Senate.

Public Construction Management Act: [HB 1661](#) by Rep. Kevin West (R-Moore) and Sen. James Leewright (R-Bristow) amends the Public Construction Management Act for Political Subdivisions in 61 O.S. Section 217. Public bidding on individual bid packages will comply with the Public Competitive Bidding Act and “may include scope of work of the bidder”. In addition, the bill removes current laws option to require the construction manager to provide performance, payment, and maintenance bonds. The change requires the bonds.

The bill passed the House on Monday by a [vote](#) of 91 to 1. The bill moves to the Senate.

Municipal Limits: [HB 1663](#) by Rep. Kevin West (R-Moore) and Sen. Darrell Weaver (R-Moore) provides that when any portion of a road, street or highway touch or is adjacent to the municipal limits of a city or town the entire portion of the dedicated road, street or highway shall form the boundary line.

The bill failed on the House on Wednesday by a [vote](#) of 30 to 61. Rep. West held it on a “Motion to Reconsider”.

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 85 years and a reasonable search for heirs and beneficiaries.

The bill passed the House on Monday by a [vote](#) of 76 to 13. The bill moves to the Senate.

Environment/DEQ: [HB 1705](#) by Rep. Carl Newton (R-Woodward) and Sen. Casey Murdock (R-Felt) Removes from the authority of the Department of Environmental Quality (DEQ) requiring and approving or disapproving disposal plans from all persons generating hazardous waste or shipping hazardous waste. Changes are also made to various DEQ fees.

The bill passed the House on Monday by a [vote](#) of 89 to 1. The bill moves to the Senate.

Tourism Ignition Program: [HB 1708](#) by Rep. Brian Hill (R-Mustang) and Sen. Roger Thompson (R-Okemah) is new law authorizing the Oklahoma Arts Council to implement the Oklahoma Tourism Ignition Program by accepting applications from municipalities for matching funds up to \$5,000.

The bill passed the House on Tuesday with the title stricken by a [vote](#) of 76 to 19. The bill moves to the Senate.

Counties/Nuisance Properties: [HB 1749](#) by Rep. Denise Crosswhite Hader (R-Yukon) and Sen. Lonnie Paxton (R-Tuttle) amends 68 O.S. Section 3129 impacting the county treasurer sale of real estate by creating an exception for “common area nuisance property” and providing detailed procedures for this property. Examples include greenbelts, common areas, easements, retention ponds and detention ponds if transference of 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 bill contains definitions and details including nuisance property that has liens from a municipality.

The bill passed the House on Wednesday by a [vote](#) of 93 to 1. The bill moves to the Senate.

Emergency Action Plan: [HB 1775](#) by Rep. Sherrie Conley (R-Newcastle) and Sen. Jessica Garvin (R-Duncan) renames the Riley Boatwright Act to Riley's Rule. It requires the development of an Emergency

Action Plan by each school district board of education. It requires the Emergency Action Plan to be reviewed, updated, and rehearsed annually prior to the start of season practices, with school officials and local emergency medical services providers, placed on file with the school district and the emergency medical services provider and included as part of the school's accreditation file. It requires that prior to each athletic event or activity where there are athletes participating from visiting schools, the Emergency Action Plan must be reviewed in a medical time out, including, but not limited to, reviewing the procedures for school officials, game officials and medical personnel present at the event.

The bill passed the House on Wednesday by a [vote](#) of 93 to 0. The bill moves to the Senate.

CIB/OUBCC: [HB 1818](#) by Rep. Eddie Dempsey (R-Valliant) and Sen. John Montgomery (R-Lawton) authorizes the Construction Industries Board to regulate home inspectors and implement and administer the Oklahoma Uniform Building Code Commission Act.

The bill passed the House on Tuesday by a [vote](#) of 94 to 0. The bill moves to the Senate.

Oklahoma River: [HB 1878](#) by Rep. Tammy West (R-Bethany) and Sen. Bill Coleman (R-Ponca City) amends 82 O.S. Section 1D providing the boundaries of the Oklahoma River for economic development purposes.

The bill passed the House on Tuesday by a [vote](#) of 76 to 14. The bill moves to the Senate.

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 denies any source of public funding to any public body that violates this law. A public body is not prohibited from conducting sexual harassment prevention training. If any provision of this act or the application thereof to any public body shall be held to be invalid, the remainder of the act,

and the application of such provision to other public bodies shall not be affected thereby.

The bill was laid over in the House on Wednesday.

CIB/Mechanical Contractors: [HB 2007](#) by Rep. Tammy Townley (R-Ardmore) and Sen. Cody Rogers (R-Tulsa) impacts the Construction Industries Board's licensing of a registered apprentice working under the supervision of a mechanical contractor.

The bill passed the House on Tuesday by a [vote](#) of 57 to 33. The bill moves to the Senate.

Underground Facilities Act: [HB 2028](#) by Rep. Terry O'Donnell (R-Catoosa) and Sen. Mark Allen (R-Spiro) Amends 63 O.S. Sections 142.6, 142.9 and 142.10 regulating an excavator with knowledge that an operator has unmarked underground facilities within the area of proposed excavation. Amendments include revised procedures, notifying the notification center, expiration dates for notice, provisions for any state of emergency declared by the Governor or Legislature.

The bill passed the House on Monday by a [vote](#) of 93 to 1. The bill moves to the Senate.

Medical Marijuana/Zoning: [HB 2217](#) by Rep. Kevin McDugle (R-Tulsa) and Sen. Zack Taylor (R-Seminole) 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 failed the House on Monday by a [vote](#) of 36-57.

Law Enforcement/Property: [HB 2225](#) by Rep. Anthony Moore (R-Clinton) and Sen. Darrell Weaver (R-Moore) amends 11 O.S. Section 34-104 regarding disposal of personal property or money or legal tender which has come into the possession of the municipal police. Among the changes is notice

to the property owner, requiring a court to determine the property is no longer needed to be held as evidence of for any purpose in connection to litigation, requiring the municipality, not the police chief to file a district court application to conduct a sale, as well as additional procedures for court action, plus notice requirements by the municipality.

The bill passed the House on Monday by a [vote](#) of 92 to 1. The bill moves to the Senate.

Red River Boundary Commission: [HB 2296](#) by Rep. Dustin Roberts (R-Durant) and Sen. David Bullard (R-Durant) is new law creating the Red River Boundary Commission to work with the State of Texas to redraw the boundary line between Oklahoma and Texas in the Texoma Area.

The bill passed the House on Tuesday by a [vote](#) of 91 to 1. The bill moves to the Senate.

Juvenile Detention Centers: [HB 2311](#) by Rep. Mark Lawson (R-Sapulpa) and Sen. John Haste (R-Broken Arrow) amends various sections of Title 10A impacting detention of juveniles in adult facilities, juveniles sentenced as adults, prohibitions, and exceptions, required process, findings and factors for the court and the like.

The bill passed the House on Monday by a [vote](#) of 93 to 0. The bill moves to the Senate.

Law Enforcement/Interoperable Communications: [HB 2319](#) by Rep. Avery Frix (R-Muskogee) and Sen. Darrell Weaver (R-Moore) is new law creating the Statewide Interoperable Radio Communications System Revolving Fund for the purpose of rewarding grants by and through the Land Mobile Radio Public Safety Interoperability Cooperative for the purpose of implementing and maintaining a statewide system. The Cooperative shall design and implement a plan in collaboration with state agencies, political subdivisions, and other interested parties.

The bill passed the House on Wednesday with the title stricken by a [vote](#) of 92 to 4. The bill moves to the Senate.

Public Water Supply System: [HB 2402](#) by Rep. Todd Russ (R-Cordell) and Sen. Darcy Jech (R-Kingfisher) 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 on Wednesday by a vote of 88 to 1. The bill moves to the Senate.

Police Pension: [HB 2457](#) by Rep. Mike Dobrinski (R-Kingfisher) and Sen. Marty Quinn (R-Claremore) 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 (70½) and age seventy-two (72).

The bill passed the House on Tuesday by a [vote](#) of 89 to 0. The bill moves to the Senate.

Preemption/Religious Entities: [HB 2648](#) by Rep. Brian Hill (R-Mustang) mends 51 O.S. Section 253 prohibits any governmental entity pursuant to an emergency to require closure of any place of worship.

The bill the House on Wednesday by a [vote](#) of 80 to 18. The bill moves to the Senate.

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

The bill passed the House on Tuesday by a [vote](#) of 93 to 0. The bill moves to the Senate.

Occupational Licenses/Regulation: [HB 2873](#) by Rep. Kevin Wallace (R-Wellston) and Sen. James Leewright (R-Bristow) is new law creating the Universal Licensing Recognition Act which includes

reciprocity, licensing requirements, residency requirements and the like.

The bill passed the House on Wednesday by a [vote](#) of 93 to 0. The bill moves to the Senate.

Mental Health Transport: [HB 2877](#) by Rep. Kevin Wallace (R-Wellston) and Sen. Zack Taylor (R-Seminole) amends 43A O.S. Sections 1-110 and 5-107 impacting law enforcement mental health transport authorizing telemedicine for an individual to be assessed by a licensed mental health professional. Transportation responsibility of peace officers for those in need of examination, emergency detention or protective custody is from the initial point of contact to the nearest facility, within a thirty (30) mile radius of the peace officer's operational headquarters. If there is not a facility within a thirty (30) mile radius, transportation shall be completed by either the Department of Mental Health and Substance Abuse Services or an entity contracted by the Department.

The bill passed the House on Wednesday by a [vote](#) of 90 to 3. The bill moves to the Senate.

Scrap Metal Dealers: [SB 1](#) by Sen. Chuck Hall (R-Perry) and Rep. Carol Bush (R-Tulsa) 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 passed the Senate on Monday by a [vote](#) of 45 to 1. The bill moves to the House.

Mental Health Transport: [SB 3](#) by Sen. David Bullard (R-Durant) and Rep. Justin Humphrey (R-Lane) amends transportation for mental health services by law enforcement act by allowing officers to use telemedicine to have a person assessed by a mental health professional. If the person needs initial assessment, emergency detention or protective custody from the initial point of contact

the peace officer is responsible for transportation to the nearest facility, within a thirty (30)-mile radius of the officer's operational headquarters. If there is no facility within this thirty (30)-miles, transportation shall be completed by the Department of Mental Health and Substance Abuse Services or an entity contracted by the Department. Municipal officers are responsible if the individual is found within the municipality's jurisdiction, if found outside the corporate limits' transportation is the responsibility of the county sheriff. Amendments are made to 43A O.S. Sections 1-110 and 5-207 impacting urgent recovery clinics.

The bill passed the Senate on Monday by a [vote](#) of 45 to 0. The bill moves to the House.

Law Enforcement/Doxing Information: [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 the Senate on Monday by a [vote](#) of 39 to 8. The bill moves to the House.

Law Enforcement/Speeding Tickets: [SB 10](#) by Sen. Zack Taylor (R-Seminole) and Rep. Carl Newton (R-Woodward) mends speed restrictions on county roads and highways by removing the expiration date of 2022 for the fine for speeding structure and makes the current fine structure permanent. Additionally, the provisions in section 2 were set to expire on November 1st, 2020. This expiration is repealed, and no expiration is put in place.

The bill passed the Senate on Monday by a [vote](#) of 46 to 0. The bill moves to the House.

Tort Claims/Political Subdivisions: [SB 28](#) by Sen. Micheal Bergstrom (R-Adair) and Rep. Josh West (R-Grove) amends the Governmental Tort Claims Act by adding to the definition of a political subdivision.

Included is a substate planning district, regional council of government or other entity created via 74 O.S. Section 1001 and following.

The bill passed the Senate on Tuesday by a [vote](#) of 45 to 0. The bill moves to the House.

Drug Courts: [SB 38](#) by Sen. Roger Thompson (R-Okemah) and Rep. Jon Echols (R-OKC) amends the Oklahoma Drug Court Act and grants the Administrative Office of the Courts oversight of all drug court programs. The bill requires all funds received by a drug court be credited to and accounted for in the county treasurer's office in a special cash fund to be known as the "Drug Court Fund.

The bill the Senate Appropriations Committee on Wednesday by a [vote](#) of 18 to 0. The bill moves to the full Senate.

Law Enforcement/Failure to Appear: [SB 44](#) by Sen. Carri Hicks (D-OKC) and Rep. Judd Strom (R-Copan) amends 22 O.S. Section 209 the duties of a law enforcement officer who has arrested a person on a misdemeanor charge or violation of city ordinance, without a warrant. Added to current law is dismissal if upon failure to appear the person can show the court that he/she was incarcerated or otherwise detained by law enforcement at the time of the failure to appear.

The bill passed the Senate on Monday by a [vote](#) of 45 to 0. The bill moves to the House.

Courts/Anna McBride Act: [SB 50](#) by Sen. Brent Howard (R-Altus) and Rep. Rande Worthen (R-Lawton) amends 22 O.S. Section 472 requiring any criminal case be cross-referenced to a mental health court case file by the court clerk if the case is subsequently assigned to a mental health court program.

The bill passed the Senate on Monday by a [vote](#) of 45 to 0. The bill moves to the House.

Law Enforcement/Electronic Devices: [SB 60](#) by Sen. J.J. Dossett (D-Owasso) and Rep. Mark Vancuren (R-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.

The bill failed the Senate on Tuesday by a [vote](#) of 22 to 23. The bill was held on a "Motion to Reconsider".

Local Development Act: [SB 71](#) by Sen. Micheal Bergstrom (R-Adair) and Rep. Kevin McDugle (R-Tulsa) mends 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 on Tuesday by a [vote](#) of 45 to 0. The bill moves to the House.

Sales Tax Exemption/University Hospitals Trust: [SB 79](#) by Sen. Roger Thompson (R-Okemah) and Rep. Kevin Wallace (R-Wellston) expands the current sales tax exemptions for the University Hospitals Trust by adding nonprofit entities which have entered into joint operating agreements with the Trust.

The bill passed the Senate on Tuesday by a [vote](#) of 44 to 1. The bill moves o the House.

Law Enforcement/Intoxicated Persons: [SB 87](#) by Sen. John Haste (R-Broken Arrow) and Rep. Carol Bush (R-Tulsa) amends 43A O.S. Section 3-328 regarding intoxicated persons who consent to help by adding an "evaluation" facility to current law. Those in possession of controlled dangerous substances or drug paraphernalia who consents to offered help may be taken to drug treatment centers, centers for substance abuse evaluations or other facilities.

The bill passed the Senate on Monday by a [vote](#) of 45 to 0. The bill moves to the House.

Public Trusts/Governance: [SB 88](#) by Sen. Brent Howard (R-Altus) and Rep. Rande Worthen (R-Lawton) amends several sections of Title 60 public trusts including the repeal of 60 O.S. Section 178.2. Included are amendments in Section 176 impacting bonds sold upon open competitive public offering, Section 180 termination of a trust by the “approval of a majority of the” governing body of the beneficiary and Section 180.1 audit requirements for trusts with “assets or revenues more than Fifty Thousand Dollars (\$50,000) or with outstanding debt obligations” and exemptions from audit requirements.

The bill passed the Senate on Monday by a [vote](#) of 44 to 1. The bill moves to the House.

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

The bill passed the Senate on Tuesday by a [vote](#) of 35 to 8. The bill moves to the House.

OMPA: [SB 118](#) by Sen. Chuck Hall (R-Perry) amends the Open Meeting Act authorizing the Oklahoma Municipal Power Authority to hold an executive session for discussing security plans and procedures including, but not limited to, cybersecurity matters. Similar language is added to the Open Records Act in 51 O.S. Section 24A.28 authorizing that applicable records may be kept confidential.

The bill passed the Senate today by a [vote](#) of 46 to 0. The bill moves to the House.

OMPA/Information Technology Consolidation Act: [SB 123](#) by Sen. Chuck Hall (R-Perry) and Rep. Mike Osburn (R-Edmond) amends the Information Technology Consolidation and Coordination Act by adding the Oklahoma Municipal Power Authority to the definition of “state agency”.

The bill passed the Senate on Monday by a [vote](#) of 47 to 0. The bill moves to the House.

Corporation Commission/EPA 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 with the title stricken on Tuesday by a [vote](#) of 36 to 9. The bill moves to the House.

Sales Tax Exemption/Forestry Equipment: [SB 213](#) by Sen. George Burns (R-Pollard) and Rep. Eddy Dempsey (R-Valliant) creates a new sales tax exemption for sales of commercial forestry service equipment to businesses engaged in logging, timber and tree farming.

The bill with the title restored passed the Senate on Tuesday by a [vote](#) of 34 to 10. The bill moves to the House.

Sales Tax Exemption/Operation School Bell: [SB 236](#) by Sen. Rob Standridge (R-Norman) and Rep. Jacob Rosecrants (D-Norman) creates a new sales tax exemption for clothing sales to an exempt organization that distributes clothing to disadvantaged children via Operation School Bell.

The bill passed the Senate on Wednesday by a [vote](#) of 39 to 5. The bill moves to the House.

CLEET: [SB 242](#) by Sen. Roger Thompson (R-Okemah) and Rep. Dustin Roberts (R-Durant) amends 70 O.S. Section 3311.17 regarding technology centers and any higher education institutions offering courses approved by CLEET for law enforcement certification. The bill impacts the application and contracting process.

The bill the Senate Appropriations Committee on Wednesday by a [vote](#) of 18 to 0. The bill moves to the full Senate.

Sales Tax Exemption/Sod: [SB 244](#) by Sen. Mark Allen (R-Spiro) and Rep. Jim Grego (R-Wilburton) increases the agricultural product sales tax exemption to include “sod”.

The bill passed the Senate on Tuesday by a [vote](#) of 42 to 3. The bill moves to the House.

DEQ/Air Curtain Incinerators: [SB 246](#) by Sen. Mark Allen (R-Spiro) and Rep. Sean Roberts (R-Hominy) 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 on Tuesday by a [vote](#) of 38 to 7. The bill moves to the House.

Law Enforcement/Wireless Telecommunications: [SB 272](#) by Sen. Darrell Weaver (R-Moore) and Rep. Rande Worthen (R-Lawton) creates new law regulating law enforcement requests to wireless telecommunications carrier to prove call location information to respond to emergencies. The bill gives duties to the OSBI including rulemaking and authorizes the carrier to establish protocols.

The bill passed the Senate on Wednesday by a [vote](#) of 44 to 2. The bill moves to the House.

Bond Obligations: [SB 281](#) by Sen. Marty Quinn (R-Claremore) and Rep. Terry O'Donnell (R-Catoosa) amends 62 O.S. Sections 348.1 and 348.3 authorizing municipal investments in investment grade obligations of this state.

The bill passed the Senate today by a [vote](#) of 46 to 0. The bill moves to the House.

Competitive Bidding/Interlocal Cooperative: [SB 299](#) by Sen. Micheal Bergstrom (R-Adair) and Rep. Mark Lepak (R-Claremore) amends 61 O.S. Section 139 in several ways including for any public agency participating in a cooperative or piggybacking purchasing agreement for "public" construction "contract" with other public "agencies, public agency" procurement units or external procurement units. Any public agency that purchases commodities and services including public construction contracts under this section satisfies the requirement of the public agency to seek competitive bids or proposals for purchase of

commodities and services including public construction contracts, provided that the public agency procurement unit or external procurement unit satisfied the laws of its jurisdiction in procurement of the contract. Public agency's definition is enlarged, a new definition is added for "public agency procurement unit" and revisions to definitions of external procurement unit and cooperative or piggybacking purchasing agreement are revised.

The bill passed the Senate today by a [vote](#) of 36 to 8. The bill moves to the House.

Workers' Comp/Self-Insurance Guaranty Fund: [SB 330](#) by Sen. Dave Rader (R-Tulsa) and Rep. John Pfeiffer (R-Mulhall) amends the Self-insurance Guaranty Fund by removing current law requiring the Tax Commission to determine the fund balance and advise the Workers' Compensation Commission.

The bill passed the Senate on Wednesday by a [vote](#) of 47 to 0. The bill moves to the House.

Cemeteries: [SB 335](#) by Sen. Roland Pederson (R-Burlington) and Rep. Carl Newton (R-Woodward) 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 seventy-five (75) years.

The bill passed the Senate on Wednesday by a [vote](#) of 34 to 11. The bill moves to the House.

Law Enforcement/Seatbelts: [SB 339](#) by Sen. Roland Pederson (R-Burlington) and Rep. Ross Ford (R-Broken Arrow) amends 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 failed the Senate on Wednesday by a [vote](#) of 16 to 29. Sen. Pederson held it on a “Motion to Reconsider”.

Municipal 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 on Wednesday by a [vote](#) of 43 to 1. The bill moves to the House.

Elections: [SB 347](#) by Sen. Lonnie Paxton (R-Tuttle) and Rep. Ryan Martinez (R-Edmond) s new law prohibiting political subdivisions from scheduling a regular or special election conducted by a county election board on the second Tuesday of December 2021 or the second Tuesday of January 2022. The bill was [amended](#) to add an additional date to the first Tuesday of March 2022.

The bill passed the Senate today by a [vote](#) of 46 to 0. The bill moves to the House.

Sales Tax Exemption/Tangible Personal Property: [SB 356](#) by Sen. Lonnie Paxton (R-Tuttle) and Rep. Brad Boles (R-Marlow) 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 passed the Senate Appropriations Committee on Monday by a [vote](#) of 20 to 0. The bill moves to the full Senate.

Municipal Operations/Disruption: [SB 403](#) by Sen. Brenda Stanley (R-Midwest City) 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 peace officer or security personnel.

The bill passed the Senate on Tuesday by a [vote](#) of 36 to 9. The bill moves to the House.

R&D Incentives: [SB 409](#) by Sen. Micheal Bergstrom (R-Adair) and Rep. Scott Fetgatter (R-Okmulgee) amends 68 O.S. Sections 54003 and 54004 exempting from taxes levied in 68 O.S. Sections 1354 and Section 1402 qualified purchases “made after July 1, 1992, and before January 1, 2022”. The bill also limits qualified purchases as defined in 68 O.S. Section 54002 made after July 1, 1992 “and before January 1, 2022”.

The bill passed the Senate on Tuesday by a [vote](#) of 44 to 0. The bill moves to the House.

Sales Tax Exemptions/Manufacturing: [SB 411](#) by Sen. Micheal Bergstrom (R-Adair) and Rep. Scott Fetgatter (R-Okmulgee) amends the manufacturing sales tax exemption in 68 O.S. Section 1359. It removes paragraph 7 regarding sales to be incorporated in a new manufacturing or distribution facility or to expand an existing facility. The bill also repeals 68 O.S. Sections 1359.1 and 1359.2.

The bill passed the Senate on Tuesday by a [vote](#) of 45 to 0. The bill moves to the House.

Quality Events Incentive Act: [SB 431](#) by Sen. Roger Thompson (R-Okemah) and Rep. Jeff Boatman (R-Tulsa) amends the Oklahoma Quality Events Incentive Act by extending the effective date from June 30, 2021 to June 30, 2026 and requiring an economic impact study. Timeframes in current law for the host community completing required duties are reduced.

The bill passed the Senate on Tuesday by a [vote](#) of 38 to 6. The bill moves to the House.

Preemption/Photo Monitoring: [SB 441](#) by Sen. Nathan Dahm (R-Broken Arrow) and Rep. Jay Steagall (R-Yukon) is new law prohibit the state and political subdivisions from contracting with any private corporation to provide for use of any photo

monitoring device to detect any traffic control signal violation.

The bill passed the Senate on Wednesday by a vote of 38 to 6. The bill moves to the House.

OWRB/Water Permist: [SB 453](#) by Sen. Dave Rader (R-Tulsa) and Rep. Mark McBride (R-Moore) requires the applicant to provide notice of an application, via certified mail, to the owner or owners of each tract of land adjacent to the stream identified in the permit application for a distance of one (1) mile upstream and one (1) mile downstream from the proposed diversion point or points to every stream water permit holder and to any person or entity with pending stream water permit application received by the Board prior to the notifying applicant's application.

The bill failed the Senate today by a [vote](#) of 24 to 16. Sen. Rader held it on a "Motion to Reconsider".

Law Enforcement/Open Records: [SB 457](#) by Sen. Nathan Dahm (R-Broken Arrow) and Rep. Terry O'Donnell (R-Catoosa) 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 on Wednesday by a [vote](#) of 46 to 0. The bill moves to the House.

Alcohol Beverages/Tax: [SB 499](#) by Sen. Bill Coleman (R-Ponca City) and Rep. Marcus McEntire (R-Duncan) 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 on Tuesday by a [vote](#) of 44 to 0. The bill moves to the House.

Preemption/Elections: [SB 523](#) by Sen. Lonnie Paxton (R-Tuttle) and Rep. Mark Lepak (R-Claremore) 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 prohibits the

Governor or any officer of the executive branch, by executive order or other executive action, from altering or amending procedures duly enacted by the Legislature except where specifically authorized by this title.

The bill passed the Senate on Wednesday by a [vote](#) of 37 to 8. The bill moves to the House.

Funeral Expenses: [SB 567](#) by Sen. Joe Newhouse (R-Tulsa) and Rep. Dean Davis (R-Broken Arrow) is new law establishing a program to aid with funeral expenses to the National Guard, police, state troopers, firefighters and first responders who die in the line of duty while in response to state orders.

The bill passed the Senate today by a [vote](#) of 40 to 0. The bill moves to the House.

Tax Commission/Debt Collection: [SB 599](#) by Sen. Dave Rader (R-Tulsa) and Rep. John Pfeiffer (R-Mulhall) amends 68 O.S. Section 255 impacting debt collection agencies contracting with the Oklahoma Tax Commission for collection of delinquent taxes. Current law requires remittance of taxes collected to the Tax commission within 5 days. This is changed to within 15 days.

The bill passed the Senate on Wednesday by a [vote](#) of 46 to 0. The bill moves to the House.

OTC/Tax Amnesty: [SB 720](#) by Sen. Roger Thompson (R-Okemah) and Rep. Judd Strom (R-Copan) 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 the Senate Appropriations Committee on Wednesday by a [vote](#) of 18 to 0. The bill moves to the full Senate.

CLEET/Crisis Intervention Training: [PCS SB 811](#) by Sen. Adam Pugh (R-Edmond) is new law requiring crisis intervention training. No later than November 1, 2024, all law enforcement agencies operating in this state is required to have 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 January 1, 2022, CLEET, is required to include in its basic training courses for law enforcement certification a minimum of four (4) hours of education and training in crisis de-escalation training.

The committee substitute passed the Senate Appropriations Committee with the title stricken on Monday by a [vote](#) of 20 to 0. The bill moves to the full Senate.

Public Buildings/National Motto: [SB 815](#) by Sen. David Bullard (R-Durant) and Speaker Charles McCall (R-Atoka) is new law authorizing counties and municipalities to display the national motto of the U.S. in a prominently visible location in any building in their custody. The bill was [amended](#) to state the display of the national motto must include an inscription stating the display shall not be construed to mean that the county or municipality favors any religion or denomination over others.

The bill passed the Senate today by a vote of 41 to 5. The bill moves to the House.

Home Food Processing Act: [SB 854](#) by Sen. Nathan Dahm (R-Broken Arrow) and Rep. Denise Crosswhite Hader (R-Yukon) renames the “Home Bakery Act of 2013” to the “Home Food Processing Act.” The bill modifies the “home food establishment” by allowing the establishment to maintain gross sales of up to One Hundred Thousand Dollars (\$100,000). Current law establishes the cap at Twenty Thousand Dollars (\$20,000).

The bill passed the Senate by a [vote](#) of 44 to 1. The bill moves to the House.

Law Enforcement/Personal Information: [SB 858](#) by Sen. Tom Dugger (R-Stillwater) and Rep. John Talley (R-Stillwater) is new law authorizing all law enforcement organizations to request to a county clerk, county treasurer, county election board, and county assessor, that officer’s personal information

not be made publicly available on the Internet, but instead be kept in a secure location.

The bill passed the Senate today by a [vote](#) of 45 to 0. The bill moves to the House.

Finance/Pension: [SB 922](#) by Sen. Brent Howard (R-Altus) and Rep. Gerrid Kendrix (R-Altus) is new law creating the Invest in Oklahoma Act for specific entities to invest in Oklahoma-based venture capital funds and venture capital funds that make substantial investment in this state. The Department of Commerce shall create the Fund, select funds to qualify for investment pursue rulemaking and the like. Among the entities authorized to invest no greater than five percent (5%) of their principal are the seven state pension systems.

The bill the Senate Appropriations Committee on Wednesday by a [vote](#) of 17 to 0. The bill moves to the full Senate.

Tort Claims/Regional Transportation: [SB 967](#) by Sen. Adam Pugh (R-Edmond) and Rep. Ryan Martinez (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 on Tuesday by a [vote](#) of 45 to 0. The bill moves to the House.

Open Records/Law Enforcement Recordings: [SB 968](#) by Sen. John Haste (R-Broken Arrow) and Rep. Sheila Dills (R-Tulsa) amends 51 O.S. Section 24A.8 impacting access to law enforcement audio or video recordings that depicts death of a law enforcement officer acting in the course of his/her official duties including any related acts or events immediately preceding or subsequent to the acts causing or related to the death.

The bill passed the Senate today by a [vote](#) of 39 to 7. The bill moves to the House.