

13-25

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## In This Issue:

Final Countdown	1
Open Records Bill on Deck	1
Food Trucks & Finance Bills Roll to Governor's Desk	2
Governor Signs Bill	2
Bills Move to Governor's Desk	3
Bills on the Move	8

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

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## FINAL COUNTDOWN

Session has entered the phase we like to call the "Final Countdown." The next Legislative deadline is May 7<sup>th</sup> for bills to be heard in the Opposite Chamber. The bills that are not heard by next Thursday will be dead for this Legislative Session. The Legislature will then move into the next phase of Session that includes conference committees and budget bills. The next deadline is Sine Die on May 29<sup>th</sup> at 5 pm.

## OPEN RECORDS BILL ON DECK

OML has one more priority bill on deck that is left to be heard. We have been told that it will be heard before the deadline. [SB 535](#) by Sen. Julie Daniels (R-Bartlesville) and Rep. Daniel Pae (R-Lawton)

SB 535 amends the Open Records Act in order to provide uniformity, streamline, and clearly outline the open records process for both the records custodian and the requestor while ensuring transparency in government.

OML worked closely with the Oklahoma Press Association and this is language that has been agreed to by OPA.

- Fire marshals are added to the definition of law enforcement to clarify that fire marshals are law enforcement when they are acting as fire marshals on behalf of the law enforcement department for the purposes of open records.
- A deposit system is introduced for requests with estimated fees over Seventy-Five Dollars (\$75.00), or if the requester has outstanding fees from previous requests.
- Language is added to clarify that a municipality or other public body may require an individual requesting records to fill out a records request form.

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- A new process is made for how a public body engages and works with open record requests that are not reasonably specific. This language allows a public body to attempt to work with the requestor if the request is not reasonably specific or lacks a general time frame in which the records were created.

Please reach out to your Representative and ask them to vote **YES** on **SB 535**. When we have a better idea of when it will run on the House Floor, we will send out an Action Alert to notify you.

### **FOOD TRUCKS & FINANCE BILLS ROLL TO GOVERNOR'S DESK**

On Tuesday, Sen. Christi Gillespie (R-Broken Arrow) presented and passed [HB 1076](#) on the Senate floor. The bill also sponsored by Rep. Derrick Hildebrant (R-Catoosa) authorizes mobile food in this state. The mobile food vendor must follow all state and local laws and regulations governing operations in the jurisdiction where the vendor is operating that are not in conflict with this act. The local authority must recognize a state license and authorize the mobile food vendor to operate in their jurisdiction. A local jurisdiction shall also issue a license or permit as long as it does this act. The bill allows these vendors to operate in certain locations. The State Commissioner of Health may promulgate rules to enforce this section of law. The local authority may regulate mobile food vendors' operations as well as other listed powers given to local authorities in this act. However, there are certain things listed in the measure that local authorities are not authorized to do such as prohibit a mobile food vendor from lawfully operating in its jurisdiction if the vendor holds a food establishment license and is in compliance with the act and other listed prohibitions on local authority. Any mobile food vendor who has been notified of a possible suspension or revocation of their license may request an administrative hearing. The State Department of Health may issue civil penalties to a mobile food vendor who operates without a license or with a suspended or revoked license. This act does not require a local authority to adopt a

program to regulate of mobile food vendors. A mobile food vendor operating in a county governed by a city-county health department to obtain a local food establishment license.

The bill passed the Senate on Tuesday by a [vote](#) of 41 to 4. It moved to the Governor's desk on April 30<sup>th</sup>.

Christian Rinehart, Deputy General Counsel, will draft a sample ordinance for municipalities to use if they do not currently have an ordinance in place.

The House also passed [SB 957](#) by Sen. Jerry Alvord (R-Wilson) and Rep. Mark Lawson (R-Sapulpa) which requires the governing body, the authority of a public entity having as its beneficiary a political subdivision, or the governing board of a qualified pool investment program to authorize an investment policy by ordinance or resolution directing the treasurer to invest public funds. The investment policy shall address liquidity, diversification, safety of principal, yield, maturity and quality, and capability of investment management. The treasurer shall focus on safety and liquidity in the investment of funds and use competitive bids when purchasing brokered securities and shall seek to maximize yield within each class of investment instrument consistent with the safety of the funds invested. Any political subdivision which elects to participate in a local government investment pool shall be deemed to have authorized investments in the items specified in paragraphs 1 through 10 of subsection B, notwithstanding any differences in the written investment plans adopted by the governing body.

This OML Priority bill passed the House on Wednesday by a [vote](#) of 90 to 0. It moved to the Governor's desk on May 1<sup>st</sup>.

### **GOVERNOR SIGNS BILL**

**Law Enforcement/Jail Standards:** [SB 595](#) by Sen. Darrell Weaver (R-Moore) and Rep. David Hardin (R-Stilwell) creates the Oklahoma Jail Standards Act authorizing the State Commissioner of Health to promulgate rules to implement jail standards. The bill requires all detention facilities and lockup facilities to operate in compliance with the

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provisions of the bill. The bill also lists and describes the standards to which all detention facilities shall operate under.

The bill went into effect on April 28, 2025.

### **BILLS MOVE TO GOVERNOR'S DESK**

**Law Enforcement/Criminal Offense:** [HB 1001](#) by Rep. Steve Bashore (R-Miami) and Sen. Kristen Thompson (R-Edmond) adds accessory to murder in the first degree or accessory to murder in the second degree to the list of crimes required not to serve less than eighty-five percent (85%).

The bill passed the Senate on Wednesday by a [vote](#) of 38 to 5. It moved to the Governor's desk on April 30th.

**Firefighter Activity Reports:** [HB 1052](#) by Rep. Mike Kelley (R-Yukon) and Sen. Grant Green (R-Wellston) requires the fire chief of a fire department to file the appropriate activity reports utilizing the National Emergency Response Information System (NERIS) with the State Fire Marshal in OKC. The report shall be completed within forty-eight (48) hours of the incident and include fire-related burn injuries and deaths. The bill also applies to Fire Protection Districts.

The bill passed the Senate on Tuesday by a [vote](#) of 44 to 0. It moved to the Governor's desk on April 30th.

**Firefighter Pension & Retirement/Military Service Credits:** [HB 1091](#) by Rep. Mike Kelley (R-Yukon) and Sen. Todd Gollihare (R-Kellyville) provides clarification for contributions and benefits, improves retirement planning options, and addresses specific scenarios like military service, ultimately benefiting current and future firefighters in Oklahoma as they prepare for retirement.

The bill passed the Senate on Thursday by a [vote](#) of 45 to 0. It now moves to the Governor's desk.

**Obscene Material/Preemption:** [HB 1217](#) by Rep. Kevin West (R-Moore) and Sen. David Bullard (R-Durant) makes it unlawful for a person to engage in an adult performance which contains obscene

material, or for any political subdivision of this state to allow, permit, organize, or authorize the viewing of an adult performance which contains obscene material, on public property or in a public place where a minor, as part of the general public, will be exposed to view such adult performance. A political subdivision acting in good faith in accordance with the requirements of this subsection shall not be liable for the acts of an individual or group in violation of this act. Any person who is convicted and found guilty is a misdemeanor subject to up to one (1) year in a county jail or by a fine of not less than Five Hundred Dollars (\$500.00) and not exceeding One Thousand Dollars (\$1,000.00), or both. The provisions of this section shall preempt any ordinance, regulation or restriction that was lawfully adopted or license that was issued by a political subdivision.

The bill passed the Senate on Thursday by a [vote](#) of 39 to 8. It now moves to the Governor's desk.

**REAP Grants:** [HB 1438](#) by Rep. Kenton Patzkowsky (R-Balko) and Sen. Avery Frix (R-Muskogee) raises the cap on certain Rural Economic Action Plan (REAP) grants administered by OWRB from One Hundred Fifty Thousand Dollars (\$150,000.00) to Three Hundred Fifty Thousand Dollars (\$350,000.00).

The bill passed the Senate on Tuesday by a [vote](#) of 44 to 1. It moved to the Governor's desk on April 30th.

**Oklahoma Route 66 Commission:** [HB 1571](#) by Rep. Mark Lawson (R-Sapulpa) and Rep. Todd Gollihare (R-Kellyville) removes the expiration date of the Oklahoma Route 66 Commission.

The bill passed the Senate on Tuesday by a [vote](#) of 41 to 4. It moved to the Governor's desk on April 30th.

**Conservation Commission/Spring Creek Watershed Study:** [HB 1588](#) by Rep. David Hardin (R-Stilwell) and Sen. Tom Woods (R-Westville) creates the Spring Creek Watershed Study to be used to direct implementation of voluntary, incentive-based conservation practices by the Conservation Commission in partnership with other

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local, state, and federal agencies and subject to availability of resources, in the Spring Creek watershed to protect and improve the aquatic habitat and water quality in the area.

The bill passed the Senate with the title restored on Thursday by a [vote](#) of 46 to 0. It now moves to the Governor's desk.

**Assault & Battery Punishment:** [HB 1595](#) by Rep. John George (R-Newalla) increases the punishment from thirty (30) days to up to ninety (90) days in the county jail. The bill increases the punishment for assault and battery from ninety (90) days to up to six (6) months in the county jail.

The bill passed the Senate on Thursday by a [vote](#) of 40 to 6. It now moves to the Governor's desk.

**OK Urban Agriculture Cost-Share Program:** [HB 1910](#) by Rep. Arturo Alonso-Sandoval (D-OKC) and Sen. Nikki Nice (D-OKC) creates the Oklahoma Urban Agriculture Cost-Share Program within the Oklahoma Conservation Commission to provide monies to eligible people for the purpose of promoting sustainable urban agricultural practices, improving food security, and enhancing green spaces in Oklahoma's urban areas.

The bill passed the Senate on Wednesday by a [vote](#) of 35 to 8. It moved to the Governor's desk on May 1<sup>st</sup>.

**Law Enforcement/School Resource Officers/Sex Crimes:** [HB 1995](#) by Rep. Tim Turner (R-Kinta) and Sen. Warren Hamilton (R-McCurtain) modifies the definition of sex crimes to designate "employee of a school system" to include employed and contracted school resource officers and security guards.

The bill passed the Senate on Wednesday by a [vote](#) of 44 to 0. It moved to the Governor's desk on May 1<sup>st</sup>.

**Fire Alarm Box Reporting/Repealer:** [HB 2068](#) by Rep. Molly Jenkins (R-Coyle) and Sen. Micheal Bergstrom (R-Adair) repeals Section 1852 by Title 21 which required the fire chief or principal officer of every fire department shall post, or cause to be posted, a copy of this act at every fire alarm box or

place specially designed for the reporting of fires in his jurisdiction.

The bill passed the Senate on Wednesday by a [vote](#) of 40 to 1. It moved to the Governor's desk on May 1<sup>st</sup>.

**Newspapers/Publication of Notices:** [HB 2167](#) by Rep. John Pfeiffer (R-Orlando) and Sen. Bill Coleman (R-Ponca City) increases the fees that a newspaper can charge for publishing legal notices. For the first insertion of a notice, the per word fee is increased from fifteen cents (\$0.15) to twenty-two cents (\$0.22). For subsequent insertions, the fee is increased from fourteen cents (\$0.14) to twenty cents (\$0.20) per word. Elimination of space between words or numeric descriptions, or the use of hyphenation to combine words or numeric descriptions is prohibited. For all tabular matters such as graphics, maps, seals, signature blocks, forms and spreadsheets, the per line fee is increased from seventy cents (\$0.70) to One Dollar and ten cents (\$1.10) for the first insertion and from sixty-five cents (\$0.65) to One Dollar (\$1.00) for subsequent insertions. If the total calculated cost of words and lines is less than Twenty-five Dollars (\$25.00), then the notice charge will be rounded up to a flat Twenty-five Dollars (\$25.00). Newspapers are also allowed to charge a notary fee for providing affidavits or proof of publication. The bill also requires newspapers to post the notice on their website and upload notices to a statewide database of public notices. However, failure to post a notice online due to a temporary outage or service interruption is considered a harmless error and the notice requirement is considered met as long as the notice has been published in the printed version of a newspaper. No deadline shall be set by the newspaper that is more than five (5) business days prior to the date of publication, excluding the date of publication, Saturdays, Sundays, and legal holidays in the State of Oklahoma. Upon request, the newspaper shall confirm receipt of the notice and notify the person or official in writing or by electronic means of the dates of the issue or issues in which the notice shall appear. The newspaper will confirm receipt of the notice and inform the person in writing or electronically about the publication dates. If there is a failure to publish the notice in the issue specified in the confirmation, the newspaper



shall publish in the future issue at no charge. If the notice has multiple insertions, only the first notice omitted shall be required to run at no charge.

The bill passed the Senate on Monday by a [vote](#) of 36 to 6. It moved to the Governor's desk on April 29<sup>th</sup>.

**Public Trust Hospitals:** [HB 2295](#) by Speaker Kyle Hilbert (R-Bristow) and Sen. Todd Gollihare (R-Kellyville) prohibits a public trust hospital license or main provider location under a provider agreement with the Centers for Medicare and Medicaid Services (CMS), to be transferred from its current address to an address greater than fifteen (15) miles away, if the public trust hospital is located in a community with a population of fewer than thirty thousand (30,000) residents. If a public trust hospital facility announces closure, before the closure, a mediator shall be appointed. The municipality beneficiary of the public trust shall also appoint a mediator, and the two mediators appoint an agreed-upon third mediator. All three mediators shall agree to a sales price for the hospital if this cannot occur without mediation. The hospital will be transferred to the beneficiary municipality if they are willing to pay the agreed-upon price and have the staff to run the hospital. In the event the public trust hospital is sold to another entity, the trustees of the hospital must certify that they haven't entered into any agreement regarding any position, role, or employment for themselves or direct relatives and that they won't receive any financial benefits from the potential owners. In the event that a public third party has been leasing the public trust hospital; the CMS provider number will revert back to the public trust hospital immediately after lease termination. The public trust hospital trustees shall complete a trustee education program, approved in advance by a statewide hospital organization. Trustee education shall commence within ninety (90) days of appointment to the office of trustees for the public trust hospital.

The bill passed the Senate on Wednesday by a [vote](#) of 46 to 0. It moved to the Governor's desk on May 1<sup>st</sup>.

**Law Enforcement/Sexual Assault Victims/Information:** [HB 2705](#) by Rep. Ross Ford (R-Broken Arrow) and Sen. John Haste (R-Broken Arrow) directs law enforcement agencies to inform sexual assault victims of the status of evidence in his or her case. The law enforcement agency may require the request to be in writing. The bill prohibits the disclosure of evidence, information or results that would impede or compromise an ongoing criminal investigation.

The bill passed the Senate on Wednesday by a [vote](#) of 42 to 2. It now moves to the Governor's desk.

**OSBI/Mass Casualty Revolving Fund:** [SB 37](#) by Sen. Darrell Weaver (R-Moore) and Rep. Anthony Moore (R-Clinton) defines "mass casualty" to mean an incident that results in no less than three (3) injured individuals; requires more emergency response than typically available in the jurisdiction; and results in a sudden and timely surge of injured individuals in need of emergency services. OSBI may respond to an incident without a request from a local law enforcement agency and coordinate with local law enforcement agencies who are responding to the event. The bill also creates a Mass Casualty Revolving Fund.

The bill passed the House on Monday by a [vote](#) of 82 to 5. It moved to the Governor's desk on April 29<sup>th</sup>.

**Law Enforcement/DUI:** [SB 54](#) by Sen. Darrell Weaver (R-Moore) and Rep. John George (R-Newalla) modifies sentencing provisions relating to persons convicted of driving under the influence of alcohol or other intoxicating substances twice within 10 years. The bill establishes a mandatory minimum imprisonment in the custody of the DOC. The mandatory minimum is set at ten (10) days for first time violators, thirty (30) days for second time violators, and an additional thirty (30) days for each subsequent violation beyond the second. Mandatory blood or breath tests are required to determine alcohol concentration in certain incidents relating to accidents, driving the wrong way, driving in excess of twenty (20) mph beyond the speed limit, operating a vehicle with a person younger than 18 years of age, reckless driving, and driving to elude law enforcement. Reckless driving

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as it relates to driving under the influence shall be classified as aggravated driving under the influence, which shall be a felony offense.

The bill passed the House on Monday by a [vote](#) of 81 to 6. It moved to the Governor's desk on April 29th.

**Workers Compensation/Interns:** [SB 95](#) by Sen. Ally Seifried (R-Claremore) and Rep. Nick Archer (R-Elk City) amends the definition of "employee" that are not included in receiving workers' compensation benefits to mean any person engaging in a temporary work arrangement that allows the individual to observe a work environment and gain work experience without expectation of financial compensation.

The bill passed the House on Wednesday by a [vote](#) of 88 to 0. It moved to the Governor's desk on May 1<sup>st</sup>.

**Sewage Disposal Systems/DEQ:** [SB 111](#) by Sen. Spencer Kern (R-Duncan) and Rep. Ty Burns (R-Morrison) requires any person engaging in the installation of more than one (1) individual sewage disposal systems to obtain certification from DEQ.

The bill passed the House by a [vote](#) of 52 to 27 on Wednesday. It moved to the Governor's desk on May 1<sup>st</sup>.

**Assault & Battery/Law Enforcement Officers:** [SB 369](#) by Sen. Kelly Hines (R-OKC) and Rep. John George (R-Newalla) modifies the provisions on special aggravated assault and battery against law enforcement officers to include strangulation.

The bill passed the House on Monday by a [vote](#) of 79 to 7. It moved to the Governor's desk on April 29th.

**Firearms/Preemption:** [SB 500](#) by Sen. Casey Murdock (R-Felt) and Rep. Kevin West (R-Moore) prohibits a governmental entity from entering into contracts with a company for the purchase of goods or services unless the contract contains a written verification from the company that it does not and will not discriminate against a firearm entity or firearm trade association. It does not apply to a

governmental entity that contracts with a sole-source provider or does not receive a bid from a company that is able to provide verification discriminating against a firearm entity or firearm trade association. The provisions of this section of law apply only to a contract between a governmental entity or a company with at least ten (10) full-time employees and has a value of at least One Hundred Thousand Dollars (\$100,000.00) that is paid wholly or partly from public funds of the governmental entity.

The bill passed the House on Monday by a [vote](#) of 73 to 16. It moved to the Governor's desk on April 29th.

**Law Enforcement/Fraudulent Documents Identification Unit:** [SB 544](#) by Sen. Jonathan Wingard (R-Ada) and Rep. Dell Kerbs (R-Shawnee) authorizes DPS to establish an Identity Verification Unit (IVU). The chief administrator of the law enforcement agency that requests the issuance of a driver license shall be jointly responsible to ensure the license is promptly returned to DPS. DPS is also authorized to enter into interagency agreements with law enforcement agencies requesting issuance of such a license setting forth the terms of the authorization for use of the license, the terms for custody and control of the license, and the terms for duration and revocation of authorization to use or possess the license.

The bill passed the House on Monday by a [vote](#) of 83 to 3. It moved to the Governor's desk on April 29th.

**OK Quality Events Incentive Act:** [SB 578](#) by Sen. Bill Coleman (R-Ponca City) and Rep. Mike Kelley (R-Yukon) extends the Oklahoma Quality Events Incentive Act through June 30, 2031.

The bill passed the House on Monday by a [vote](#) of 56 to 38. It moved to the Governor's desk on April 29th.

**Tax Compliance/Good Behavior:** [SB 583](#) by Sen. Dave Rader (R-Tulsa) and Rep. John Pfeiffer (R-Orlando) expands the requirements of a noncompliant taxpayer to include filing all required reports and remitting all taxes due for a consecutive

twenty-four (24) month period to avoid closure of the business. The bill also expands the defense or defenses to the closure to include written proof that the noncompliant taxpayer has had no more than three (3) instances of untimely filed reports or late tax remittances during a consecutive twenty-four (24) month period.

The bill passed the House on Tuesday by a [vote](#) of 85 to 0. It moved to the Governor's desk on April 30<sup>th</sup>.

**Firearms/Shooting into Buildings:** [SB 631](#) by Pro Tempore Lonnie Paxton (R-Tuttle) and Rep. John George (R-Newalla) adds shooting into a dwelling or a building used for public or business purposes, as provided for in Section 1289.17A of this title or any attempt, conspiracy, or solicitation thereof to the required sentence of eighty-five percent of imprisonment.

The bill passed the House on Thursday by a [vote](#) of 71 to 17. It now moves to the Governor's desk.

**Airport Construction Program:** [SB 730](#) by Sen. Kelly Hines (R-OKC) and Rep. Nicole Miller (R-Edmond) requires the Oklahoma Department of Aerospace and Aeronautics to develop and adopt a five-year Airport Construction Program on an annual basis which lists federal and state funding that the Department has available for the development of airport infrastructure. The Department shall involve public input during the development of the Program and coordinate and receive input from the airports within the statewide airport system plan. The Department shall set realistic project delivery schedules to maintain integrity and to minimize air transportation disruption. A project must have been included in the five-year Program and be at an airport that is included in the most current version of the statewide airport system plan to receive financial assistance.

The bill passed the House on Thursday by a [vote](#) of 85 to 0. It now moves to the Governor's desk.

**Law Enforcement/VPO Service:** [SB 813](#) by Sen. Ally Seifried (R-Claremore) and Rep. Stan May (R-Broken Arrow) requires a peace officer to make every attempt to serve a subject of the victim protection order and complete a return service when

filing the petition with the court. If the peace officer is unable to obtain service, the petition shall be filed by a peace officer with the district court the next business day. The court clerk shall receive the petition upon delivery by the peace officer and document the hearing date and time assigned to the case as documented by the peace officer. If the court clerk observes that service has not been obtained, the petition shall still be filed by the court clerk and issued to the appropriate office of the county sheriff to obtain service with priority. The peace officer requesting the order shall be notified by the judge of the date, time, and courtroom location in which the hearing will be held. The peace officer shall provide the victim and subject of the order with a copy of the completed order and return the original order to the district court.

The bill passed the House on Thursday by a [vote](#) of 84 to 0. It now moves to the Governor's desk.

**Elections/Absentee Ballots/First Responders:** [SB 814](#) by Sen. Todd Gollihare (R-Bristow) and Rep. Rob Hall (R-Tulsa) authorizes a first responder or emergency worker or uniformed-service voter to receive an absentee ballot.

The bill passed the House on Tuesday by a [vote](#) of 87 to 0. It moved to the Governor's desk on April 30<sup>th</sup>.

**Local Government Campaign Finance and Financial Disclosure Act:** [SB 890](#) by Sen. Julie Daniels (R-Bartlesville) and Rep. Mike Osburn (R-Edmond) transfers the duties from the municipal clerk and county clerk to the Ethics Commission. The Ethics Commission may post copies of statements of organization and reports of contributions and expenditures.

The bill passed the House on Wednesday by a [vote](#) of 87 to 0. It move to the Governor's desk on May 1<sup>st</sup>.

**Law Enforcement/Military Installations:** [SB 930](#) by Sen. Brenda Stanley (R-MWC) and Rep. Nicole Miller (R-Edmond) creates a framework to ensure that law enforcement services are accessible on US military installations in Oklahoma, with a primary focus on juvenile matters affecting public safety and welfare. The State of Oklahoma accepts the

relinquishment of exclusive jurisdiction over military installations from the federal government, obtaining concurrent jurisdiction for as long as the federal government maintains control of the property.

The Governor shall not accept requests for concurrent jurisdiction unless they meet specific requirements: the identity and authority of the requestor, clarity regarding the purpose of the request, detailed descriptions of affected properties, and acknowledgment of potential future land acquisitions. The Governor's acceptance of such requests must be documented and filed with the Secretary of State. The state will incur no liabilities through this concurrent jurisdiction arrangement, and they may enter into reciprocal agreements with federal agencies to delineate jurisdictional duties without any obligation to do so.

The bill passed the House on Tuesday by a [vote](#) of 86 to 0. It moved to the Governor's desk on April 30<sup>th</sup>.

**Law Enforcement/DUI/Bail Denial:** [SB 981](#) by Sen. Todd Gollihare (R-Bristow) and Rep. Ross Ford (R-Broken Arrow) authorizes the denial of bail for an individual who has previously been convicted with two (2) felonies for driving under the influence of alcohol or other intoxicating substances.

The bill passed the House on Thursday by a [vote](#) of 82 to 0. It now moves to the Governor's desk.

**Local Bid Preference:** [SB 1014](#) by Sen. Jack Stewart (R-Yukon) and Rep. Kevin West (R-Moore) requires political subdivisions awarding construction contracts exceeding One Hundred Thousand Dollars (\$100,000.00) or construction management trade contracts or subcontracts exceeding Fifty Thousand Dollars (\$50,000.00) to give preferences to local bids of not more than five percent (5%) instead of authorizing such preferences.

The bill passed the House on Thursday by a [vote](#) of 84 to 0. It now moves to the Governor's desk.

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## **BILLS ON THE MOVE:**

**Law Enforcement Records/Subpoenas:** [HB 1563](#) by Rep. Collin Duel (R-Guthrie) and Sen. Brent Howard (R-Altus) provides that a subpoena issued on behalf of a defendant to a law enforcement agency, business, or commercial entity shall be subject to certain provisions. Such subpoena may compel a law enforcement agency to produce body camera videos, vehicle-mounted camera videos, traffic camera videos, law enforcement incident reports, and a recording of the administration of a sobriety test. Commercial entities may be compelled to turn over the production of a recording in the possession of the business or commercial entity, which covers a reasonable period of time before, during, or after the commission of the criminal act alleged in a complaint, indictment, or information. Subpoenas compelling the production of the individual record of a person may be assessed as prescribed by state law. The bill establishes a maximum record copying fee of twenty-five cents (\$0.25) per page and a maximum amount of One Dollar (\$1.00) per copied page for a certified copy. The bill also establishes a maximum Twenty-five Dollar (\$25.00) fee for recordings. Subpoenaed law enforcement agencies may notify the defendant that the production of requested records may violate certain state laws outlined in the measure. Upon receipt of this notice, the defendant shall inform the law enforcement agency of the desire to receive the subpoenaed records with redactions and notify the law enforcement agency and the prosecuting agency of the application made to the court of competent jurisdiction for the release of the unredacted or unobscured records and the date and time of hearing on the application. The issuing party is required to take reasonable steps to avoid imposing undue burden or expense on a person subject to the subpoena. The bill provides for a motion to be made by the subject of the subpoena to quash the subpoena if it fails to provide such reasonable steps.

The bill passed the Senate on Wednesday by a [vote](#) of 26 to 18. The bill will go back to the House to accept or reject the Senate amendments.



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**Sales Tax Exemption/Firearm Safety Devices:** [SB 50](#) by Sen. JoAnna Dossett (D-Tulsa) and Rep. Nick Archer (R-Elk City) creates a sales tax exemption for the sales of firearm safety devices and gun safety devices. The bill defines "firearm safety device" and "gun safety device".

The bill passed the House on Tuesday by a [vote](#) of 88 to 0. The bill will go back to the Senate to accept or reject the House amendments.

**Sales Tax Exemption/Nonprofits/School Supplies and Clothing:** [SB 59](#) by Sen. Dave Rader (R-Tulsa) and Rep. Suzanne Schreiber (D-Tulsa) creates a new sales tax exemption for nonprofit organizations and provides documentation to OTC showing the organization's principal purpose is to provide school supplies or articles of clothing for underserved students attending prekindergarten through twelfth grade at public schools in the state.

The bill passed the House on Wednesday by a [vote](#) of 54 to 34. The bill will go back to the Senate to accept or reject the House amendments.

**Law Enforcement/Badge & Firearm Retention:** [SB 462](#) by Sen. Darrell Weaver (R-Moore) and Rep. Robert Manger (R-OKC) authorizes a municipal police officer who retires under the Oklahoma Police Pension & Retirement System the ability to request to retain custody and possession of his or her municipal-issued firearm and badge. The retiring officer shall make the request in writing to the head of the municipal law enforcement agency. The head of the may grant the request except in a few cases: not in good standing; convicted of a felony; mentally or physically incapacitated and could not perform duties if recalled; or good cause shows that granting approval of the request is detrimental to public health, safety and welfare. Upon the death of a municipal police officer prior to retirement, custody and possession of a firearm and badge may be awarded to the next of kin in accordance with the agency's policy.

The bill passed the House on Wednesday by a [vote](#) of 84 to 1. The bill will go back to the Senate to accept or reject the House amendments.

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**Construction/Oath:** [SB 898](#) by Sen. Adam Pugh (R-Edmond) and Rep. Emily Gise (R-OKC) removes the requirement that a written statement under oath must accompany a bid for construction.

The bill passed the House on Thursday by a [vote](#) of 65 to 20. The bill will go back to the Senate to accept or reject the House amendments.