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Oklahoma Municipal League

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OML ADVOCATE

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YOUR VOICES WERE HEARD!!!

The first legislative deadline was yesterday but not without a fight this week on several bills. Thank you so much for reaching out to your legislators when the Action Alerts went out! YOUR voices were heard!!! Because of you we were successful in defeating several bills that were detrimental to cities and towns this week. Keep up the great work when we call on you!!

We started off the week by stopping defeating [SB 1032](#) by Sen. Josh Brecheen (R-Coalgate). This bill would have directed the State Bond Advisor to maintain a list of individuals and firms that have notified the firms that have notified the Bond Advisor that they have an interest in providing financial services and prepare a report of issuances of lease backed or lease revenue obligations.

The bill failed the full Senate Appropriations Committee by a vote of 11-28.

We followed that success up by defeating [HB 2671](#) by Rep. Chuck Strohm (R-Jenks) which amended 26 O.S. Section 3-101 by altering available election dates for county, school district, technology center school district, municipality or other political subdivision elections for any purpose other than to fill an elective office. All currently available dates would have been removed and the "second Tuesday in February" was substituted. All other "elections would have been held on the dates of the State Primary, Runoff Primary or General Elections or the state Presidential Preferential Primary Election".

The bill failed in the House Elections & Ethics Committee by a tie vote of 3-3.

We ended the week with a huge victory protecting our TIF statutes by defeating [SB 1279](#) by Sen. Jason Smalley (R-Stroud) in full Senate Appropriations yesterday by a vote of 9-22. SB 1279 would have made a major change in the role of the Review Committee in approving TIF project plans:

The proposed Committee Substitute imposed a requirement that 60% of the persons representing the affected taxing jurisdictions assent to the proposed project plan. The bill set up formal procedures for the taxing jurisdictions to demonstrate their assent - including having the representatives physically present at the city council meeting at which the approval of the plan is considered or requiring them to provide their signatures within thirty days prior to the city council meeting.

The current law brings all taxing entities together to negotiate an incentive package to recruit or expand a business. Negotiations are based not only on the detailed economic projections, but on the short term consequences to each entity.

In addition, 62 O.S. Section 851 was amended to remove "blighted" areas in the current legislative finding for "historic preservation, reinvestment or enterprise areas" and **uncertainty is created** by the removal of the word "are" with "may be" provided in substitution.

Lobbying/Cost: [SB 876](#) by Sen. Robert Standridge (R-Norman) created the Right Side Up Government Act of 2018 to determine the total cost to the state regarding any person employed by a state agency, or political subdivision who is registered as a legislative liaison, executive or legislative lobbyist. The bill contains details.

The bill received a do pass motion but did not receive a second. It failed in the Senate Rules Committee.

Preemption/Dockless Bikes: [SB 1374](#) by Sen. Jason Smalley (R-Stroud) creates new law in Title 47 regulating dockless bicycles defined as a bicycle, including an electric bicycle, that is self-locking and is not connected to a docking station. The proposed committee substitute provides insurance requirements and mandates for a bicycle sharing company. It requires the Department of Tourism to oversee the registration of these bicycles. The proposed committee substitute also prohibits a political subdivision of the state from imposing a tax on, or requiring a license for, a bicycle sharing company for the provision of bicycle rental and use or subject a bicycle sharing company to the political subdivision's rate requirement, entry requirement, operational requirement or other requirements.

The bill passed Senate Business and Commerce on Tuesday. Next step is the Senate floor.

SMALL CELL DEPLOYMENT BILLS UPDATE

SB 1388 by Sen. Greg Treat (R-OKC) is a comprehensive bill for the deployment of small wireless facilities. The bill passed the Senate Business, Commerce & Tourism Committee and is now waiting to be heard on the Senate Floor.

The companion bill, **HB 2957**, by Rep. Todd Thomsen (R-Ada) creates the Cellular Phone Service Transmission Act of 2018. (It is currently a shell bill but is ATT's request for small cell deployment language).

The bill passed the House Utilities Committee by a vote of 9-1 on Wednesday.

The language in these bills is still a work in progress as we continue to work with the municipal electric cities and carriers.

BILLS ON THE MOVE

Here is a snapshot of bills impacting cities and towns.

Environment/Milk Products Act: [SB 594](#) by Sen. Darcy Jech (R-Kingfisher) and Rep. Rhonda Baker (R-Yukon) amends the Oklahoma Milk and Milk Products Act which is regulated by the State Board of Agriculture. The bill removes current law in 2 O.S. Section 7-404 which authorizes DEQ regulation of facilities for waste disposal.

The Senate rejected the House amendments and requested conference.

Public Safety/Jurors: [HB 2567](#) Rep. Ross Ford (R-Broken Arrow) and Sen. Nathan Dahm (R-Broken Arrow) adds municipal, county and state law enforcement officers certified by CLEET to those persons not qualified to serve as jurors.

The bill passed on the House Floor after a motion to reconsider expired.

Medical Marijuana/Regulation: [SB 1120](#) by Sen. Ervin Yen (R-OKC) creates a number of new sections of new law regulating medical marijuana which will be effective upon certification of election returns favoring passage of State Question No. 788. The bill contains details.

The bill passed the Senate Health & Human Services Committee and is now waiting to be heard on the Senate Floor.

Law Enforcement/Controlled Dangerous Substances: [SB 1128](#) by Sen. Ervin Yen (R-OKC)

creates new law regarding electronic prescribing of controlled dangerous substances. The bill contains details.

The bill passed the Senate Health & Human Services Committee unanimously and is now waiting to be heard on the Senate Floor.

Nursing Home/Administrators: [SB 1444](#) by Sen. Paul Scott (R-Duncan) amends 63 O.S. Section 330.51 by providing that nothing shall prohibit a long-term care administrator from being a duly licensed administrator of an assisted living facility within a 15-mile radius of the long-term facility.

The bill passed the Senate Health & Human Services Committee unanimously and is now waiting to be heard on the Senate Floor.

Collective Bargaining/Public Property: [HB 3020](#) by Rep. George Faught (R-Muskogee) created new law prohibiting political subdivisions from subletting or otherwise allowing occupancy of public property for use as office space for day-to-day business operations to organizations that engage in collective bargaining. Nothing shall prohibit such organizations use of facilities for meetings or storage of documents.

The bill failed the House Common Education Committee on Monday.

Finance/Auditor: [SB 1042](#) by Sen. David Holt (R-OKC) amends 11 O.S. Section 17-105.1 regarding required auditor filings with the State Auditor and Inspector who may contract for the "preparation" and reporting of the information submitted on the form.

The bill passed the Senate General Government Committee unanimously and is now waiting to be heard on the Senate Floor.

Abatement Proceedings/Liens: [SB 1107](#) by Sen. Frank Simpson (R-Ardmore) and Rep. Pat Ownbey (R-Ardmore) amends 11 O.S. Sections 22-111, 22-112.1, 22-112.4, by authorizing a municipality to file a lien on the property with the county clerk "in the manner for other liens on real property". The bill contains details.

The bill passed the Senate General Government Committee unanimously and is now waiting to be heard on the Senate Floor.

Open Meeting Act/Notice: [SB 1313](#) by Sen. David Holt (R-OKC) amends 25 O.S. Section 311 regarding 2017 changes to notice by public bodies under the Open Meeting Act. It clarifies the statutory reference to 74

O.S. Section 3106.2 and makes changes to the 2017 optional means for notice on the public bodies website. Paragraph 12 is altered by removing the requirement that the "48 hour notice is required for special meetings and that the 48 hour requirement shall exclude Saturday, Sundays and holidays legally declared by the State of Oklahoma."

The bill passed the Senate General Government Committee by a vote of 7-2. It is now waiting to be heard on the Senate Floor.

Open Records Act/Court Clerk: [SB 1346](#) by Sen. Paul Scott (R-Duncan) amends the Open Records Act at 51 O.S. Section 24A.30 regarding court clerk records that shall not be viewable, although there are exceptions in the bill, on the Internet or the World Wide Web. These records, if they contain complete personal identifier numbers in the case file, shall be viewable internally and available at the court clerk's office. The list includes a number of warrants, tickets, transcripts and orders.

The bill passed the Senate General Government Committee by a vote of 7-2 with the title stricken. It is now waiting to be heard on the Senate Floor.

Fire Protection Districts/Annexation: [SB 1389](#) by Sen. Roland Pederson (R-Burlington) impacts fire protection districts by increasing the board of directors, all districts having more than two full-time paid firefighters shall have one full-time chief who will direct the fire department, the fire chief position is regulated in a variety of ways by new law, provision is made for an assistant fire chief and company officers. In addition, territory adjacent to the existing district but within another county may be included in the limits of such district by the board of directors, county commissioners of both counties and written consent of owners of property to be included. Comprehensive new law is proposed in case a municipality annexes a portion of or all of the district. The bill contains details.

The bill passed the Senate General Government Committee unanimously. It is now waiting to be heard on the Senate Floor.

Fire Protection Districts/Outdoor Burning: [SB 1390](#) by Sen. Roland Pederson (R-Burlington) amends 19 O.S. Section 901.8 authorizing the board of a fire protection district to regulate outdoor burning. There are publication requirements, a vote of the people, with action on the part of the State Fire Marshal or sheriff, or by civil action for enforcement.

The bill passed the Senate General Government Committee unanimously. It is now waiting to be heard on the Senate Floor.

Interlocal Cooperation Act/Housing Programs: [SB 1564](#) by Sen. A J Griffin (R-Guthrie) amends the Interlocal Cooperation Act by authorizing a public agency administering federal housing programs statewide to enter into agreements with a U.S. agency or of another state in order to benefit the State of Oklahoma through administration of federal housing programs. The bill contains details.

The bill passed the Senate General Government Committee by a vote of 7-1. It is now waiting to be heard on the Senate Floor.

Law Enforcement/Vehicle Registration: [HB 2649](#) by Rep. Steven Vaughan (R-Ponca City) adds to the Oklahoma Vehicle License and Registration Act a definition for "living quarters" and alters the definition of vehicle to include livestock trailers that include a living quarters whose MSRP is at least \$65,000.

The bill received a do pass recommendation in the House Transportation Committee by a vote of 7-1. It is now waiting to be heard on the House Floor.

Law Enforcement/Construction Zones: [HB 2650](#) by Rep. Steven Vaughan (R-Ponca City) amends 47 O.S. Section 11-1302 by modifying the requirement for "Merge Now" traffic-control devices by adding the most current edition of the Federal Highway Administration's Manual on Uniform Traffic Control Devices.

The bill received a unanimous do pass recommendation in the House Transportation Committee. It is now waiting to be heard on the House Floor.

Law Enforcement/Vehicle Registration: [HB 2736](#) by Rep. Dell Kerbs (R-Shawnee) adds new law regarding noncommercial trailers as defined in the bill to Title 47 and places regulation of noncommercial trailers in several existing sections of Title 47.

The bill received a do pass recommendation in the House Transportation Committee without debate.

Ambulance/Training Requirement: [HB 2760](#) by Rep. Leslie Osborn, (R-Mustang) and Sen. Stephanie Bice (R-OKC) amends the Oklahoma Emergency Response Systems Development Act by amending requirements for licensure and adding requirements for stretcher vans.

The bill passed the House Transportation Committee and is now waiting to be heard on the House Floor.

Bidding/Roads: [HB 3391](#) by Rep. Regina Goodwin (D-Tulsa) amends 69 O.S. Section 1101 regarding those contracts for construction work on the state highway system and integral related work contracts requiring Disadvantaged Business Enterprise participation. Impacted are those contracts that do not conform with the Federal requirements. These shall be delayed or suspended for corrective and conforming action. The bill contains definitions and details.

The bill received a do pass recommendation in the House Transportation Committee and is now waiting to be heard on the House Floor.

Rights-of-Way/Municipalities: [HB 3588](#) by Rep. Charles McCall (R-Atoka) amends 69 O.S. Section 1205 regarding construction on various roadway including the acquisition of rights-of-way in municipalities with population of 5,000 or more. Various paragraphs of Section 1205 are amended regarding funding to provide for the construction "and maintenance" on the Interstate Highway System, "U.S. highways, urban freeways, frontage roads, local roads, public roads and interchange-collector-distributor roads which are a part of the state highway system". In addition, for new construction or unsurfaced roads within the limits of municipalities having a population of 5,000 or more, where the construction follows a section line or an existing unimproved road, the municipality or county involved and the Department shall equally share the costs of all necessary rights-of-way.

The bill received a do pass recommendation in the House Transportation Committee and is now waiting to be heard on the House Floor.

Sales Tax Exemption/New: [HB 3123](#) by Rep. Meloyde Blancett (D-Tulsa) creates a new sales tax exemption for sales to or by a 501(c)(3) organization that provides community access to advanced 21st Century manufacturing and digital fabrication tools for stated purposes. The bill contains details.

The bill passed the House A&B Committee by a vote of 22-1 with the title stricken and is now waiting to be heard on the House Floor.

Law Enforcement/DUI: [SB 1091](#) by Sen. Greg Treat (R-OKC) and Rep. Dustin Roberts (R-Durant) amends 47 O.S. Section 11-902 by removing current law's language authorizing the district attorney to seek to enhance punishment.

The bill received a do pass recommendation in the Senate Public Safety Committee and is now waiting to be heard on the Senate Floor.

CLEET/Municipal CLEET Academies: [SB 1096](#) by Sen. Greg McCortney (R-Ada) and Rep. Todd Thomsen (R-Ada) creates an investigations unit authorized to investigate violations of any state statute or administrative rule regarding the Bail Enforcement and Licensing Act, Oklahoma Security Guard and Private Investigator Act. The population limits are removed from CLEET conducting an investigation to determine if a requesting municipality or county meets criteria to conduct a basic law enforcement training academy. Finally, changes are made to other areas including revocation of certification and reserve officers.

The bill received a do pass recommendation in the Senate Public Safety Committee and is now waiting to be heard on the Senate Floor.

Law Enforcement/Firearm: [SB 1098](#) by Sen. Greg Treat (R-OKC) creates a felony for any person who, with the intent to deprive another, takes a firearm by fraud or stealth.

The bill passed the Senate Appropriations Committee with the title stricken. It is now waiting to be heard on the Senate Floor.

Law Enforcement/Impaired Driving: [SB 1163](#) by Sen. Kimberly David (R-Porter) repeals various 2017 statutes and replaces with new law. Specifically, 47 O.S. Section 2-116, as amended by Section 3, Chapter 392, O.S.L. 2017 (47 O.S. Supp. 2017, Section 2-116) is repealed. New law is created authorizing DPS to give notice as required in the bill. 47 O.S. 2011, Section 6-212.3, as last amended by Section 8, Chapter 392, O.S.L. 2017 (47 O.S. Supp. 2017, Section 6-212.3) is repealed. New law is created regulating the installation of an ignition interlock device as required by the bill. An Impaired Driver Accountability Program shall be established by DPS under the bills requirements. 47 O.S. 2011, Section 753, as last amended by Section 12, Chapter 392, O.S.L. 2017 (47 O.S. Supp. 2017, Section 753) is repealed. New law provides for testing to determine alcohol concentration or any other intoxicating substance. 47 O.S. 2011, Section 754, as amended by Section 13, Chapter 392, O.S.L. 2017 (47 O.S. Suppl. 2017, Section 754) is repealed. New law establishes the procedure when alcohol concentration limits are reached. Finally, 47 O.S. 2011, Section 755 is repealed.

The bill passed the Senate Appropriations Committee with the title stricken. It is now waiting to be heard on the Senate Floor.

Law Enforcement/Impaired Driving: [SB 1164](#) by Sen. Kimberly David (R-Porter) repeals various 2017 statutes

and replaces with new law impacting various aspects of revocation of the driving privilege.

The bill passed the Senate Appropriations Committee with the title stricken. It is now waiting to be heard on the Senate Floor.

Law Enforcement/Ignition Interlock Device: [SB 1165](#) by Sen. Kimberly David (R-Porter) repeals 47 O.S. 2011, Section 11-902a. New law impacts driving without an ignition interlock device by a person required to have the device. Penalties are created.

The bill passed the Senate Appropriations Committee with the title stricken. It is now waiting to be heard on the Senate Floor.

Law Enforcement/Prescription Drugs: [SB 1367](#) by Sen. Ervin Yen (R-OKC) prohibits a peace officer from taking a person into custody based solely on an offense involving prescription drugs under conditions listed in the bill. The bill contains details.

The bill received a do pass recommendation in the Senate Public Safety Committee and is now waiting to be heard on the Senate Floor.

Constitution Right/Venue: [SB 781](#) by Sen. Anthony Sykes (R-Moore) authorizes a legal action alleging violation of constitutional rights in any court of general jurisdiction, regardless of whether the person is a resident of the county in which the court is situated. Nothing shall be construed to limit original jurisdiction proceedings.

The bill passed the Senate Judiciary Committee and is waiting to be heard on the Senate Floor.

Rights-of-Way/Landowners: [SB 1561](#) by Sen. Lonnie Paxton (R-Tuttle) creates new law regarding the use of rights-of-way after permission by landowner with exceptions. Provisions are made for temporary pipe, water hoses or lines, meaning the use of rights-of-ways is not anticipated to exist and does not exist for longer than 3 months from the date permission is granted by the record landowner and compensation is received. Those utilizing the rights-of-way shall completely repair or replace any damage injury or other change to public roads or highways or rights-of-way of the state or any county or municipality. The bill contains details.

The bill passed the Senate Transportation Committee with the title stricken. It is now waiting to be heard on the Senate Floor.

CLEET/Minimum Standards: [HB 2882](#) by Rep. Josh West (R-Grove) and Sen. Jason Smalley (R-Stroud) creates new law authorizing any state supported technology center or any Oklahoma higher education institution shall be authorized to, upon application and approval of CLEET, offer courses of study for law enforcement certification, basic peace officer certification academies and other law-enforcement training.

The bill passed the House Floor by a vote of 72-14 on Tuesday.

Occupational License Database/DOL: [HB 2771](#) by Rep. Mike Osburn (R-Edmond) creates the Oklahoma Department of Labor Occupational License Database allowing public access to all occupational licenses and certifications. The Department of Labor shall make rules by which each state agency, board or commission or any other entity that regulates an occupation in this state shall submit a searchable electronic version of information listed in the bill related to licensure or certification of the occupation. The bill contains details.

The bill received a do pass recommendation by a vote of 17-3 in the House Banking and Business Committee.

Occupational Licensing/Prohibition: [HB 2894](#) by Rep. Zack Taylor (R-Seminole) creates new law for licensing and occupational fees. It requires all state and political subdivision licensing authorities to revise their existing licensing requirements to explicitly list the specific criminal records that would disqualify an applicant. A disqualification shall not last longer than 5 years. Political subdivisions are prohibited from creating any new occupational licenses after the effective date of this bill.

The bill received a do pass recommendation in the House Banking and Business Committee and is now waiting to be heard on the House Floor.

Bidding/Published Electronically: [HB 2923](#) by Rep. Avery Frix (R-Muskogee) and Sen. Stephanie Bice (R-OKC) amends 61 O.S. Section 110 to authorize bids to be opened and in addition to being read aloud, they may, in the alternative, be “published electronically”.

The bill received a do pass recommendation in the House Banking and Business Committee and is now waiting to be heard on the House Floor.

Cemetery/State Regulation: [HB 2924](#) by Rep. Avery Frix (R-Muskogee) and Sen. Dewayne Pemberton (R-Muskogee) amends 59 O.S. Section 396.2a by authorizing the Oklahoma Funeral Board to regulate

cemeteries of this state in any manner the Board chooses and to promulgate rules to govern cemeteries.

The bill received a do pass recommendation in the House Banking and Business Committee and is now waiting to be heard on the House Floor.

Pension Actuarial Analysis/Benefit Increase: [HB 2985](#) by Rep. Avery Frix (R-Muskogee) amends the Oklahoma Pension Legislation Actuarial Analysis Act by altering the definition of a nonfiscal retirement bill. A nonfiscal retirement bill means a retirement bill which does not affect the cost or funding factors of a retirement system or which affects such factors only in a manner which does not grant a benefit increase under the retirement system. This bill adds an exception for “cost-of-living adjustments provided to retirees of the retirement system”. New law in the bill grants a 8% increase in retirement benefits to the Oklahoma Firefighter and Police Pension Systems as well as other state pension systems. Volunteer firefighters receiving benefits via 11 O.S. Section 49-101 shall receive a benefit equal to \$8.13 for each year of credited service not to exceed 30 years.

The bill received a do pass recommendation in the House Banking and Business Committee and is now waiting to be heard on the House Floor.

Dockless Bicycle/ Regulation: [SB 1374](#) by Sen. Jason Smalley (R-Stroud) creates new law in Title 47 regulating dockless bicycles defined as a bicycle, including an electric bicycle, that is self-locking and is not connected to a docking station. The bill impacts bicycle sharing companies which is an entity that makes dockless bicycles available for private use by reservation through an online application, software or website. Regulation via the Oklahoma Tourism and Recreation Department includes licensing, permitting, insurance requirements and mandates for a company’s online application, software or website. The Department may charge a fee and is authorized for rule-making. No political subdivision may impose a tax on, or require a license for, a bicycle sharing company for the provision of bicycle rental and use or subject a bicycle sharing company to the political subdivision’s requirements for rates, entry, operational or other requirements.

The bill passed the Senate Business, Commerce & Tourism Committee by a vote of 10-1. It is now waiting to be heard on the Senate Floor.

Occupational License/Preemption: [SB 1475](#) by Sen. Adam Pugh (R-Edmond) creates the Occupational Licensing Review Act creating the Occupational Licensing Review Commission. The Commission shall

review each occupational or professional licensing act in this state. This includes a public meeting with a vote to determine whether to recommend to the Legislature that the license be maintained, modified, or repealed. Forms shall be developed for consistent evaluation and review of licenses, permits and the like which may be issued by a state regulatory authority, or required by law or rule, before a person may lawfully engage in a particular occupation, profession, trade or business. The Commission may recommend rules and the Department of Labor shall develop rules governing the implementation, duties and responsibilities of the Commission as provided in the Occupational Licensing Review Act.

The bill passed the Senate Business, Commerce, and Tourism Committee by a vote of 7-4 and has now been referred to the Senate Appropriations Committee.

Alcoholic Beverages/Licenses: [SB 1498](#) by Sen. Stephanie Bice (R-OKC) authorizes any political subdivision which is entitled to notice of any application for a license to be considered an interested party and shall be given notice of any issuance of license. The political subdivision is also entitled to appeal any issuance in the same manner as the applicant would be entitled to appeal a denial of the license application. In addition, notice of an application for a license shall be mailed to the “chief of police” of any city or town – current law requires it be mailed to the city or town.

The bill received a do pass recommendation in the Senate Business, Commerce & Tourism Committee by a vote of 10-1. It is not waiting to be heard on the Senate Floor.

Employment/Discriminatory Wages: [SB 1527](#) by Sen. Kay Floyd (D-OKC) amends 40 O.S. Sections 198.1 and 198.2 making it unlawful for an employer to discriminate in any way in the payment of wages, benefits or other compensation, as between the sexes, or pay any person in the employ of the employer salary or wage rates less than the rates paid to employees of the opposite sex for like or comparable character of work on like or comparable operations. The bill contains a number of exceptions. In addition, it is unlawful for an employer to discharge or discriminate against an employee because he or she inquired about, discussed or disclosed the wages of the employee or another employee with someone employed by the company. An exception is made for an employee whose job responsibilities allow access to other employees’ wage information. Finally, the Commissioner of Labor is authorized to enforce Section 198.1 by administrative fines, which are increased as compared to current law, for each separate violation per pay period. In addition,

the Commissioner is authorized to order the employer to pay any back pay found to be owed the employee.

The bill received a do pass recommendation in the Senate Business, Commerce & Tourism Committee by a vote of 10-1. It is now waiting to be heard on the Senate Floor.

Budgets/Public Hearing: [HB 3347](#) by Rep. Sean Roberts (R-Hominy) amends 11 O.S. Section 17-208 expanding the notice of a public hearing on a proposed municipal budget. The notice of the date, time and place, together with the proposed budget shall be published “on the municipality’s website” and in a newspaper of general circulation in the municipality not less than “seven (7)” days before the date of the hearing. Current law is “five (5)” days. The bill also removes current law regarding the limited publication requirements for small municipalities when the total operating budget, not including debt service, does not exceed \$12,000 per year. Under current law, for these small communities the proposed budget and notice may be posted at the governing body’s principal headquarters in lieu of publication in a newspaper.

The bill received a do pass recommendation in the House County & Municipal Government Committee by a unanimous vote.

Municipal Regulations/Curbs: [HB 3392](#) by Rep. Regina Goodwin (D-Tulsa) amends 11 O.S. Section 43-103 requiring municipalities to prohibit any curb structure across a driveway of a multi-family dwelling that creates unsafe or unreasonable access for pedestrians or any person not using a vehicle accessing a multi-family dwelling from a road. The bill contains definitions and details.

The bill received a do pass recommendation in the House County & Municipal Government Committee by a unanimous vote.

Sales Tax Exemption/Proof of Eligibility: [HB 3143](#) by Rep. Jason Dunnington (D-OKC) amends 68 O.S. Sections 1361.1 and 1361.2. regarding verification of exemption from sales tax. A vendor is deemed to have actual knowledge that a consumer is entitled to an exemption if he vendor has been presented by the consumer, proof of eligibility issued by the Tax Commission. No vendor shall require a person to show additional verification to claim the exemption.

The bill received a do pass recommendation in the House A&B Committee by a vote of 22-0.

Underground Facilities/Excavate: [HB 3407](#) by Rep. Weldon Watson (R-Tulsa) amends the definition of “excavate” by deleting from current law “any individual excavating on his own property and who is not in the excavating business for hire”.

The bill received a do pass recommendation in the House Utilities Committee by a vote of 10-0.

Drug Courts/Regulations: [HB 2881](#) by Rep. Josh West (R-Grove) amends the Oklahoma Drug Court Act in a variety of ways. Included are changes to eligibility requirements and review and process of an offender for a drug court program.

The bill received a do pass recommendation in the House Judiciary Committee by a vote of 15-0.

Controlled Dangerous Substances/Electronic prescribing: [HB 2931](#) by Rep. Glen Mulready (R-Tulsa) amends the Uniform Controlled Dangerous Substances Act by requiring electronic electronic prescriptions with several exceptions.

The bill received a do pass recommendation in the House Judiciary Committee by a vote of 16-2.

Firearms/Self-Defense Act: [HB 2943](#) by Rep. Carl Newton (R-Cherokee) amends the Oklahoma Self-Defense Act by adding to existing residence requirements.

The bill received a do pass recommendation in the House Judiciary Committee by a vote of 17-0.

Scrap Metal/Reporting: [HB 2950](#) by Rep. Carol Bush (R-Tulsa) and Sen. Jason Smalley (R-Stroud) amends the Oklahoma Scrap Metal Dealer Act impacting photo identification, internet reporting method for municipalities, digital image, purchasing copper wire with documentation requested by law enforcement and scrap metal dealer purchasing a vehicle.

The bill received a do pass recommendation in the House Judiciary Committee and is now waiting to be heard on the House Floor.

Firearms/Regulation: [HB 2951](#) by Rep. Jeff Coody (R-Grandfield) is a comprehensive bill impacting various aspects of firearms. Impacted is unlawful carry, convicted felons, lawful carry, vehicles, transportation, off-duty police officer, Oklahoma Defense Act, issuing licenses and business owner’s rights.

The bill received a do pass recommendation in the House Public Safety Committee by a vote of 10-6.

Firearms/Self Defense Act: [HB 2889](#) by Rep. Zack Taylor (R-Seminole) amends applications for a handgun license with the sheriff authorized to charge a fee for taking fingerprints.

The bill received a do pass recommendation in the House Public Safety Committee by a unanimous vote.

Firearms/Conditions for Carry: [HB 2918](#) by Rep. Jeff Coody (R-Grandfield) and Sen. Nathan Dahm (R-Broken Arrow) amends 21 O.S. Section 1289.6 regarding conditions under which firearms may be carried. Language is removed to allow carrying of concealed firearms.

The bill received a do pass recommendation in the House Public Safety Committee by a vote of 12-3.

HB 3192 by Rep. Jeff Coody (R-Grandfield) creates the Oklahoma Firearms Act of 2018. This is a shell bill that could turn into something larger.

The bill received a do pass recommendation in the House Public Safety Committee by a vote of 11-5.

Elections/Dates: [SB 1269](#) by Sen. David Holt (R-OKC) and Rep. Greg Babinec (R-Cushing) amends election dates for general elections and regular and special elections for political subdivisions in 26 O.S. Section 3-101. The change made in Section 3-101 (B) is that no regular or special election to fill an elective office shall be held by a political subdivision except on the “first” Tuesday “after the first Monday” of November in an odd-numbered year. Current law allows the election on the “second” Tuesday of November in an odd-numbered year. Subsection C is amended by adding the “first Tuesday after the first Monday of” November. Current law provides for the second Tuesday of November.

The bill received a do pass recommendation in the Senate Rules Committee by a vote of 8-2. It is now waiting to be heard on the Senate Floor.

Use Tax/Out-of-State Vendors: [SB 337](#) by Sen. David Holt (R-OKC) and Rep. Greg Babinec (R-Cushing) requires out-of-state vendors making sales of tangible personal property for use in this state that does not collect use tax to file an annual statement with the Tax Commission. The statement for each purchaser must show the total amount paid for Oklahoma purchases during the preceding calendar year. Retailers or vendors that do not collect use tax that make Oklahoma sales of more than \$100,000 in a year, may be required by OTC to electronically file the annual statement. Failure to file shall subject the retailer or vendor to a penalty of \$10 for each purchaser unless they show reasonable cause of such failure.

The bill passed the Senate Appropriations Committee with the title stricken on a vote of 21-21. It is now waiting to be heard on the Senate Floor.

Law Enforcement/Ignition Interlock Device: [SB 1165](#) by Sen. Kimberly David (R-Porter) repeals 47 O.S. 2011, Section 11-902a. New law impacts driving without an ignition interlock device by a person required to have the device. Penalties are created.

The bill passed the Senate Appropriations Committee with the title stricken by a vote of 36-1. It is now waiting to be heard on the Senate Floor.

Water/Regional Water Planning: [SB 1241](#) by Sen. Josh Brecheen (R-Coalgate) and Rep. Todd Russ (R-Cordell) creates the Oklahoma Water Sustainability Act to use and develop water resources available within each geographic region of this state. The public policy is to use programs and incentives to maximize the efficient use of water resources available within each region. OWRB is given duties to coordinate regional and local planning, sharing information and technical resources, coordinating partnership opportunities and provide analysis and guidance. The bill contains details.

The bill passed the Senate Appropriations Committee with the title stricken by a vote of 41-1. It is now waiting to be heard on the Senate Floor.

Sales Tax Exemption/Refund: [SB 1392](#) by Sen. Marty Quinn (R-Claremore) amends 68 O.S. Section 1358.1 regarding the agriculture exemption. On or after November 1, 2018, the exemption shall be claimed only via refund as required in the bill. The applicant for the exemption shall only qualify if total sales exceed \$25,000 per year. If total sales exceed such amount, the exemption shall apply to the total sales amount.

The bill failed in the Senate Appropriations Committee on Wednesday.

Used Tire Recycling/DEQ: [SB 1412](#) by Sen. Mike Schulz (R-Altus) amends 27A O.S. Section 2-11-401.4 regarding capping monies from the Used Tire Recycling Indemnity Fund to DEQ.

The bill passed the Senate Appropriations Committee with the title stricken by a vote of 30-6. It is now waiting to be heard on the Senate Floor.

Motor Fuel Tax/Apportionment: [SB 1422](#) by Sen. Mike Schulz (R-Altus) amends 68 O.S. Sections 500.6 and 500.7 by limiting the apportionment of the motor fuel tax to the High Priority State Bridge Fund.

The bill passed in the Senate Appropriations Committee with the title stricken by a vote of 31-7. It is now waiting to be heard on the Senate Floor.

Cigarette Tax/Limits: [SB 1452](#) by Sen. Mike Schulz (R-Altus) places limits on various aspects of the cigarette tax in 68 O.S. Section 302-5. Impacted is the Health Employee and Economy Improvement Act Fund, Oklahoma Health Care Authority Medicaid Program Fund and Mental Health and Substance Abuse Services Fund.

The bill passed the Senate Appropriations Committee with the title stricken by a vote of 31-8. It is now waiting to be heard on the Senate Floor.

OWRB/Fee Revolving Fund: [SB 1515](#) by Sen. Eddie Fields (R-Wynona) authorizes the OWRB Fee Revolving Fund which is a continuing fund for the direct and indirect costs of enforcement and administration of the water duties of OWRB. It shall consist of all the monies collected by OWRB for water-related fees.

The bill passed the Senate Appropriations Committee with the title stricken by a vote of 36-3. It is now waiting to be heard on the Senate Floor.