

1 **SENATE FLOOR VERSION**

2 February 15, 2024

3 SENATE BILL NO. 1562

By: Treat

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5  
6 An Act relating to agency, board, and commission  
7 reports; amending 6 O.S. 2021, Section 212, which  
8 relates to commissioner's annual report; modifying  
9 delivery mode of report; amending 10 O.S. 2021,  
10 Section 601.1, which relates to the Oklahoma  
11 Commission on Children and Youth; requiring certain  
12 mode of delivery of monthly reports; amending 11 O.S.  
13 2021, Section 50-105.4, which relates to duties of  
14 the Oklahoma Police Pension and Retirement Board;  
15 modifying delivery mode of report; amending 17 O.S.  
16 2021, Section 802.3, as amended by Section 2, Chapter  
17 27, O.S.L. 2022 (17 O.S. Supp. 2023, Section 802.3),  
18 which relates to the Oklahoma Low Carbon Energy  
19 Initiative Board; modifying delivery mode of required  
20 report; amending 20 O.S. 2021, Section 1656, which  
21 relates to reports from the Council on Judicial  
22 Complaints; requiring certain mode of report  
23 delivery; amending 22 O.S. 2021, Sections 1355.3,  
24 1355.4, and 2002, which relate to powers and duties  
of the Oklahoma Indigent Defense System Board,  
Executive Director, and disclosure of evidence by the  
state; requiring certain mode of report delivery;  
amending 62 O.S. 2021, Sections 34.88, 71.1, and  
690.19, which relate to the Education Reform  
Revolving Fund, the Cash Management and Investment  
Oversight Commission, and annual performance report;  
modifying certain mode of report delivery; amending  
63 O.S. 2021, Section 5007, which relates to the  
Oklahoma Health Care Authority Board; modifying  
certain mode of report delivery; amending 68 O.S.  
2021, Section 400.1, as amended by Section 3, Chapter  
285, O.S.L. 2023 (68 O.S. Supp. 2023, Section 400.1),  
which relates to the Tobacco Products Tax Enforcement  
Unit; modifying certain mode of report delivery;  
amending 69 O.S. 2021, Section 4020.2, which relates  
to the duties of the Oklahoma Route 66 Centennial  
Commission members; modifying certain mode of report

1 delivery; amending 70 O.S. 2021, Section 3-117.3,  
2 which relates to the School Finance Review  
3 Commission; modifying certain mode of report  
4 delivery; amending 74 O.S. 2021, Sections 471,  
5 500.18, as last amended by Section 1, Chapter 325,  
6 O.S.L. 2022, 669, 942, 1051, 3103, 3104, 5060.22,  
7 5156, and Section 5, Chapter 229, O.S.L. 2022, as  
8 amended by Section 1, Chapter 336, O.S.L. 2023 (74  
9 O.S. Supp. 2023, Sections 500.18 and 9204), which  
10 relate to the advisory committee of the National  
11 Conference of Commissioners on Uniform State Laws,  
12 mandatory provisions relating to state travel, powers  
13 and duties of the Oklahoma Commission on the Status  
14 of Women, duties of the Oklahoma State Pension  
15 Commission, the Southern States Energy Compact,  
16 reports published by state agencies, filing and  
17 distribution of reports, reports of the Oklahoma  
18 Science and Technology Research and Development  
19 Board, partnership contracts, and the Oklahoma  
20 Broadband Office; modifying certain mode of report  
21 delivery; amending 82 O.S. 2021, Section 863.3, which  
22 relates to the Joint Legislative Task Force on the  
23 Grand River Dam Authority; modifying certain mode of  
24 report delivery; amending 85A O.S. 2021, Sections 17  
and 121, which relate to the Physician Advisory  
Committee and the Advisory Council on Workers'  
Compensation; modifying certain mode of report  
delivery; updating statutory language; updating  
statutory references; making language gender neutral;  
and providing an effective date.

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

SECTION 1. AMENDATORY 6 O.S. 2021, Section 212, is  
amended to read as follows:

Section 212. A. Commissioner's Report - Contents. The Bank  
Commissioner shall report to the Governor annually. The report  
shall be a public document and shall include such matters as the  
Commissioner deems advisable.

1 B. ~~Copies~~ Electronic copies furnished to Legislature and  
2 Oklahoma ~~Publishing Clearing House~~ Publications Clearinghouse.  
3 Copies of the annual reports not previously so submitted shall be  
4 submitted electronically to the Legislature at the opening of each  
5 regular session and to the Oklahoma ~~Publishing Clearing House~~  
6 Publications Clearinghouse. A copy of the annual report shall also  
7 be published on the ~~Oklahoma State~~ Banking Department's website.

8 SECTION 2. AMENDATORY 10 O.S. 2021, Section 601.1, is  
9 amended to read as follows:

10 Section 601.1. A. There is hereby created the Oklahoma  
11 Commission on Children and Youth which shall be composed of nineteen  
12 (19) members. The membership shall include:

13 1. The Director of the Department of Human Services, the State  
14 Commissioner of Health, the Commissioner of ~~the Department of~~ Mental  
15 Health and Substance Abuse Services, the ~~State~~ Superintendent of  
16 Public Instruction, the Administrator of the Oklahoma Health Care  
17 Authority, the Director of the State Department of Rehabilitation  
18 Services, and the Chair of the SJR 13 Oversight Committee;

19 2. The Executive Director of the Office of Juvenile Affairs;

20 3. Five members who shall be appointed by the Governor from a  
21 list submitted by the governing board of each of the following  
22 organizations:

23 a. the Oklahoma Children's Agencies and Residential  
24 Enterprises,

- b. one statewide association of youth services,
- c. the Oklahoma Bar Association,
- d. the Oklahoma District Attorneys Association, and
- e. a statewide court-appointed ~~Special Advocate Association~~ special advocate association;

4. One member appointed by the Governor who shall represent one of the metropolitan juvenile bureaus;

5. One member representing business or industry, appointed by the Governor;

6. One member who is the parent of a child with special needs, appointed by the Speaker of the House of Representatives;

7. One member with a demonstrated interest in improving children's services who is not employed by a state agency or a private organization that receives state funds, appointed by the President Pro Tempore of the Senate;

8. One member who represents a community partnership board to be elected pursuant to the guidelines established by the Oklahoma Commission on Children and Youth; and

9. One member who shall be appointed by the Governor from a list of three names submitted by the Post Adjudication Review Board.

B. The appointed members shall have had active experience in services to children and youth and may serve four terms of two (2) years each. Any appointed member serving on the Commission on ~~the effective date of this act~~ November 1, 2010, shall be entitled to

1 complete his or her term and shall be eligible to serve one  
2 additional term of two (2) years. Any person who served on the  
3 Commission prior to ~~the effective date of this act~~ November 1, 2010,  
4 shall be eligible to serve one additional term of two (2) years.

5 C. The Oklahoma Commission on Children and Youth shall provide  
6 a monthly report on commission member attendance to the appointing  
7 authorities. Monthly reports shall be transmitted electronically to  
8 the appointing authorities.

9 SECTION 3. AMENDATORY 11 O.S. 2021, Section 50-105.4, is  
10 amended to read as follows:

11 Section 50-105.4. A. The Oklahoma Police Pension and  
12 Retirement Board shall discharge ~~their~~ its duties with respect to  
13 the System solely in the interest of the participants and  
14 beneficiaries and:

15 1. For the exclusive purpose of:

16 a. providing benefits to participants and their  
17 beneficiaries, and

18 b. defraying reasonable expenses of administering the  
19 System;

20 2. With the care, skill, prudence, and diligence under the  
21 circumstances then prevailing that a prudent person acting in a like  
22 capacity and familiar with such matters would use in the conduct of  
23 an enterprise of a like character and with like aims;

24

1           3. By diversifying the investments of the System so as to  
2 minimize the risk of large losses, unless under the circumstances it  
3 is clearly prudent not to do so; and

4           4. In accordance with the laws, documents and instruments  
5 governing the System.

6           B. The State Board may procure insurance indemnifying the  
7 members of the State Board from personal loss or accountability from  
8 liability resulting from a member's action or inaction as a member  
9 of the State Board.

10          C. The State Board may establish an investment committee. The  
11 investment committee shall be composed of not more than five (5)  
12 members of the State Board appointed by the ~~chairman~~ chair of the  
13 State Board. The committee shall make recommendations to the full  
14 State Board on all matters related to the choice of custodians and  
15 managers of the assets of the System, on the establishment of  
16 investment and fund management guidelines, and in planning future  
17 investment policy. The committee shall have no authority to act on  
18 behalf of the State Board in any circumstances whatsoever. No  
19 recommendation of the committee shall have effect as an action of  
20 the State Board nor take effect without the approval of the State  
21 Board as provided by law.

22          D. The State Board shall retain qualified investment managers  
23 to provide for the investment of the monies of the System. The  
24 investment managers shall be chosen by a solicitation of proposals

1 on a competitive bid basis pursuant to standards set by the State  
2 Board unless the State Board deems it necessary and prudent to do  
3 otherwise to fulfill its fiduciary responsibility. Subject to the  
4 overall investment guidelines set by the State Board, the investment  
5 managers shall have full discretion in the management of those  
6 monies of the System allocated to the investment managers. The  
7 State Board shall manage those monies not specifically allocated to  
8 the investment managers. The monies of the System allocated to the  
9 investment managers shall be actively managed by the investment  
10 managers, which may include selling investments and realizing losses  
11 if such action is considered advantageous to longer term return  
12 maximization. Because of the total return objective, no distinction  
13 shall be made for management and performance evaluation purposes  
14 between realized and unrealized capital gains and losses.

15 E. Funds and revenues for investment by the investment managers  
16 or the State Board shall be placed with a custodian selected by the  
17 State Board. The custodian shall be a bank or trust company  
18 offering pension fund master trustee and master custodial services  
19 and any related custodial agreement or trust agreement is  
20 incorporated herein by reference. The custodian shall be chosen by  
21 a solicitation of proposals on a competitive basis pursuant to  
22 standards set by the State Board. In compliance with the investment  
23 policy guidelines of the State Board, the custodian bank or trust  
24 company shall be contractually responsible for ensuring that all

1 monies of the System are invested in income-producing investment  
2 vehicles at all times. If a custodian bank or trust company has not  
3 received direction from the investment managers of the System as to  
4 the investment of the monies of the System in specific investment  
5 vehicles, the custodian bank or trust company shall be contractually  
6 responsible to the State Board for investing the monies in  
7 appropriately collateralized short-term interest-bearing investment  
8 vehicles. Any assets of the System may be invested in a collective  
9 investment fund or in a group trust that satisfies the requirements  
10 of Rev. Rul. 81-100, as further amended by Rev. Rul. 2004-67, Rev.  
11 Rul. 2008-40, and Rev. Rul. 2011-1, and as subsequently amended by  
12 future guidance. Each such collective investment fund or group  
13 trust is adopted, with respect to any monies invested therein, as  
14 part of the System, its trust, and custodial account and each such  
15 declaration of trust or trust agreement and related adoption,  
16 participation, investment management, subtrust or other agreements,  
17 as amended from time to time, with respect to any monies invested  
18 therein, are incorporated by reference into the System, its trust  
19 agreement(s) or custodial agreement(s), upon approval by the State  
20 Board.

21 F. By November 1, 1988, and prior to August 1 of each year  
22 thereafter, the State Board shall develop a written investment plan  
23 for the System.

24



1 G. After July 1 and before November 1 of each year, the State  
2 Board shall publish widely an annual report presented in simple and  
3 easily understood language pursuant to uniform reporting standards  
4 prescribed by the Oklahoma State Pension Commission for all state  
5 retirement systems. The report shall be electronically submitted to  
6 the Governor, the Speaker of the House of Representatives, the  
7 President Pro Tempore of the Senate, the Oklahoma State Pension  
8 Commission and the members of the System. The annual report shall  
9 cover the operation of the System during the past fiscal year,  
10 including income, disbursements, and the financial condition of the  
11 System at the end of the fiscal year. The annual report shall also  
12 contain a summary of the results of the most recent actuarial  
13 valuation to include total assets, total liabilities, unfunded  
14 liability or over funded status, contributions and any other  
15 information deemed relevant by the State Board. The annual report  
16 shall be written in such a manner as to permit a readily  
17 understandable means for analyzing the financial condition and  
18 performances of the System for the fiscal year.

19 H. The State Board shall adopt a cost of living adjustment  
20 actuarial assumption in its annual actuarial valuation report.

21 SECTION 4. AMENDATORY 17 O.S. 2021, Section 802.3, as  
22 amended by Section 2, Chapter 27, O.S.L. 2022 (17 O.S. Supp. 2023,  
23 Section 802.3), is amended to read as follows:

24

1 Section 802.3. A. The Oklahoma Low Carbon Energy Initiative  
2 shall be administered and governed by the Oklahoma Low Carbon Energy  
3 Initiative Board, made up of representatives of the contributing  
4 institutions and entities of the Initiative which shall include but  
5 not be limited to the University of Oklahoma, Oklahoma State  
6 University, and the University of Tulsa. Additional contributing  
7 members may be added at the discretion of the Board, if they  
8 contribute to the purpose, objectives, and research coordinated by  
9 the Initiative.

10 B. The Board shall consist of eleven (11) members as follows:

11 1. One member, who shall serve as the chair of the Board, shall  
12 be the Secretary of Energy and Environment or a member otherwise  
13 appointed by the Governor;

14 2. One member shall be the Vice President for Research from the  
15 University of Oklahoma or a member otherwise appointed by the  
16 President of the University of Oklahoma;

17 3. One member shall be the Vice President for Research from  
18 Oklahoma State University or a member otherwise appointed by the  
19 President of Oklahoma State University;

20 4. One member shall be the Vice President for Research from the  
21 University of Tulsa or a member otherwise appointed by the President  
22 of the University of Tulsa;

23 5. One member who shall represent the Oklahoma Department of  
24 Commerce, appointed by the Director of the Department of Commerce;

1       6. One member who shall represent the Department of Labor,  
2 appointed by the Commissioner of Labor;

3       7. One member who shall represent the Department of  
4 Environmental Quality, appointed by the Executive Director of the  
5 Department of Environmental Quality;

6       8. One member who shall represent the Corporation Commission,  
7 appointed by the Chair of the Commission;

8       9. One member who shall represent the Department of  
9 Transportation, appointed by the Director of the Department of  
10 Transportation;

11       10. One member who shall represent the Oklahoma Water Resources  
12 Board, appointed by the Executive Director of the Water Resources  
13 Board; and

14       11. One member who shall represent the Oklahoma Center for the  
15 Advancement of Science and Technology, appointed by the Executive  
16 Director of the Center for the Advancement of Science and  
17 Technology.

18       C. 1. The Board shall establish an Energy Industry Advisory  
19 Council, appointed by the chair, for the purposes of providing  
20 industry expertise and knowledge, assisting the Board with annual  
21 report requirements, providing general recommendations, and other  
22 support as needed to advance the efforts of the Board.

23       2. Members appointed to the Council shall serve at the pleasure  
24 of the chair of the Board.

1 D. Board members shall serve for a term of four (4) years,  
2 which shall begin on January 1 of the first year of the appointment  
3 and end on December 31 of the fourth year. There shall be no limit  
4 to the number of consecutive terms served. If a vacancy should  
5 occur during a member's term, the appointing authority for the  
6 vacant position shall appoint a new member to fill the remainder of  
7 the unexpired term. Board members shall serve without compensation  
8 but may be eligible for necessary travel expenses pursuant to the  
9 State Travel Reimbursement Act.

10 E. The Board shall be responsible for establishing procedures  
11 for the Initiative and operations of the Board and the Advisory  
12 Council. The rules may provide for protection from public  
13 disclosure of trade secrets and proprietary information of any kind  
14 including, but not limited to, data, processes and technology, as  
15 the Board determines necessary.

16 F. The Board shall undertake activities and commission  
17 programs, through the contributing institutions and entities, to  
18 achieve the purpose and satisfy the objectives of the Initiative as  
19 provided in the Oklahoma Energy Initiative Act. The Board shall  
20 have authority to distribute funding for such activities and  
21 programs. The Board may employ staff as it deems necessary.

22 G. The Board, in consultation with the Advisory Council and any  
23 other party deemed necessary, shall prepare an annual, written  
24 report to summarize the annual progress of the Initiative including

1 summaries of its programs and their progress and outcomes. The  
2 report shall be made available to the public and shall be  
3 distributed electronically to the Governor, the President Pro  
4 Tempore of the Senate, and the Speaker of the House of  
5 Representatives.

6 H. The provisions of the Oklahoma Central Purchasing Act shall  
7 not apply to any project, activity or contract of the Initiative or  
8 the Board.

9 I. No Board member or any person acting on behalf of the Board,  
10 Advisory Council, or Initiative executing any contracts, commitments  
11 or agreements issued by or on behalf of the Oklahoma Low Carbon  
12 Energy Initiative shall be personally liable for the contracts,  
13 commitments, or agreements or be subject to any personal liability  
14 or accountability by reason thereof. No director or any person  
15 acting on behalf of the Board or Initiative shall be personally  
16 liable for damage or injury resulting from the performance of duties  
17 hereunder.

18 SECTION 5. AMENDATORY 20 O.S. 2021, Section 1656, is  
19 amended to read as follows:

20 Section 1656. A. The members of the Council on Judicial  
21 Complaints shall qualify by taking the constitutional oath of  
22 office.

23 B. The Council shall elect a chair and ~~vice-chair~~ vice chair.  
24 The chair and ~~vice-chair~~ vice chair shall serve for terms of office

1 set by the Council, not to exceed their terms as members of the  
2 Council.

3 C. The Council shall adopt rules pursuant to the Administrative  
4 Procedures Act.

5 D. The Council shall provide to the President Pro Tempore of  
6 the Senate and the Speaker of the House of Representatives quarterly  
7 reports of the number of judicial complaints filed, dismissed, and  
8 referred for further disciplinary action. The reports required  
9 pursuant to the provisions of this subsection shall be  
10 electronically submitted.

11 SECTION 6. AMENDATORY 22 O.S. 2021, Section 1355.3, is  
12 amended to read as follows:

13 Section 1355.3. A. The Oklahoma Indigent Defense System Board  
14 shall have the following powers and duties:

15 1. To appoint the Executive Director and to set the salary of  
16 the Executive Director;

17 2. To adopt salary schedules for the System;

18 3. To establish policies for the System as provided by law;

19 4. To require reports from the Executive Director as the Board  
20 deems necessary;

21 5. To approve an annual budget for the System, prepared and  
22 administered by the Executive Director;

23 6. To authorize the acceptance of monies, gifts, grants, or  
24 services from any public or private source;

1 7. To review claims for expenditures of monies;

2 8. To authorize contracts with individuals, educational  
3 institutions, or state or federal agencies;

4 9. To allocate and distribute funds or gifts received from  
5 public or private sources for indigent defense; and

6 10. To consult with indigent defenders and defense lawyers who  
7 represent indigents pursuant to contract or who agree to accept  
8 indigent defense cases assigned by the System to discuss problems  
9 and hear recommendations concerning necessary research, minimum  
10 standards, educational needs, and other matters imperative to  
11 conducting Oklahoma criminal defense in a professional manner.

12 B. The Board shall make an annual report to the Governor, the  
13 President Pro Tempore of the Senate, the Speaker of the House of  
14 Representatives, the Chief Justice of the ~~Oklahoma~~ Supreme Court,  
15 and the Presiding Judge of the ~~Oklahoma~~ Court of Criminal Appeals  
16 regarding the efforts of the Board to implement the purposes of the  
17 Indigent Defense Act. The report shall be provided electronically  
18 to the entities specified in this subsection.

19 C. If there is a vacancy or extended absence in the office of  
20 Executive Director, the Board shall perform the duties or appoint an  
21 interim director to perform such duties until a new Executive  
22 Director is appointed.

23 SECTION 7. AMENDATORY 22 O.S. 2021, Section 1355.4, is  
24 amended to read as follows:

1 Section 1355.4. A. The chief executive officer of the Oklahoma  
2 Indigent Defense System shall be the Executive Director, who shall  
3 be appointed by the Board and serve at the pleasure of the Board.  
4 The Executive Director shall be an attorney who has practiced law  
5 for at least four (4) years preceding the appointment and who is  
6 licensed to practice law in this state or is eligible to become so  
7 licensed within one (1) year of the appointment. The Executive  
8 Director shall have experience in the representation of persons  
9 accused or convicted of crimes.

10 B. The Executive Director shall perform administrative  
11 functions which serve the Board.

12 C. The Executive Director shall have the following powers and  
13 duties:

14 1. To prepare and administer an annual budget approved by the  
15 Board and to process claims for the System;

16 2. To enter into contracts to provide counsel in cases in which  
17 the defendant is indigent and unable to employ counsel, to enter  
18 into contracts with individuals, educational institutions, or state  
19 or federal agencies for other purposes, and to approve or disapprove  
20 the provisions of any such contract;

21 3. To review and approve or disapprove claims for expenditures  
22 of monies;

23 4. To take such actions as shall strengthen the criminal  
24 justice system in this state;



1           5. To promote the education and training of all attorneys  
2 representing indigent criminal defendants including, subject to  
3 available funding, nationally recognized defense seminars and  
4 evidence-based practices regarding behavioral health and treatment  
5 of defendants with substance abuse or mental health needs;

6           6. To maintain and improve effective representation for the  
7 indigent criminal defendant;

8           7. To employ personnel as necessary to carry out the duties  
9 imposed upon the System by law and to set the salaries of such  
10 personnel, subject to the salary schedules adopted by the Board;

11           8. To solicit and maintain a current list of attorneys licensed  
12 to practice law in this state who are willing to accept case  
13 assignments from the System and who meet any other qualifications as  
14 set by the Board;

15           9. To solicit and maintain a separate list of persons eligible  
16 for appointment to capital cases, who meet the qualifications set by  
17 the System;

18           10. To establish reasonable hourly rates of compensation for  
19 attorneys appointed in accordance with the Indigent Defense Act,  
20 subject to approval by the Board;

21           11. To establish maximum caseloads for attorneys employed by  
22 the System, subject to approval by the Board;

23           12. To reduce caseloads through reassignment of cases to  
24 private attorneys, as necessary;

1           13. To approve the sharing of office space, equipment, or  
2 personnel among the separate indigent defense programs within the  
3 System;

4           14. To prepare and submit to the Board an annual report for the  
5 preceding fiscal year regarding the efforts of the System to  
6 implement the purposes of the Indigent Defense Act, and to file that  
7 report electronically with the Governor, the President Pro Tempore  
8 of the Senate, the Speaker of the House of Representatives, the  
9 Chief Justice of the ~~Oklahoma~~ Supreme Court, and the Presiding Judge  
10 of the ~~Oklahoma~~ Court of Criminal Appeals;

11           15. To conduct regional or statewide conferences and training  
12 seminars for the purpose of implementing the provisions of the  
13 Indigent Defense Act;

14           16. To provide System personnel who serve in an advisory  
15 capacity to the indigent defenders and defense attorneys who  
16 represent indigents pursuant to contract or who agree to accept  
17 cases assigned by the System to represent indigents of this state;

18           17. To gather and disseminate information to indigent  
19 defenders, including, but not limited to, changes in the law;

20           18. To recommend additional legislation necessary to upgrade  
21 the Oklahoma Indigent Defense System or to improve the justice  
22 system; and

23           19. To operate a cost-effective system by:  
24

- 1 a. implementing procedures to track System expenditures  
2 to show costs by case and client and to track time and  
3 expenses by attorney if the attorney is employed by  
4 the System,
- 5 b. adopting written policies regarding when employees are  
6 to be in travel status and making efforts to reduce  
7 travel costs, and
- 8 c. reviewing assignment of indigency status to identify  
9 clients who have available resources, and collecting  
10 costs of representation when feasible.

11 D. 1. The Executive Director is hereby authorized to develop,  
12 establish, and maintain lists of approved contractors who have  
13 agreed to provide expert services to the System. The lists shall  
14 include any expert who desires to furnish services to the System and  
15 who has filed a schedule of fees for services with, and on a form  
16 approved by, the Executive Director. Any deviation in excess of the  
17 published schedule of fees shall require the prior written approval  
18 of the Executive Director. Any attorney appointed or assigned cases  
19 in accordance with the Indigent Defense Act may request expert  
20 services from the list of experts maintained by the Executive  
21 Director. The Executive Director or designee may, in ~~said~~ the  
22 person's sole discretion, approve requests for expert services;  
23 provided, however, that nothing contained in the Indigent Defense  
24

1 Act shall be construed to render the Executive Director a member of  
2 the defense team in any System client's case for strategic purposes.

3 2. Attorneys appointed or assigned cases in accordance with the  
4 Indigent Defense Act may request investigative or other nonexpert  
5 witness services from the Executive Director on a form provided by  
6 the Executive Director. The Executive Director or designee may, in  
7 ~~said~~ the person's sole discretion, approve requests for such  
8 services at a reasonable hourly rate of compensation; provided,  
9 however, that nothing contained in the Indigent Defense Act shall be  
10 construed to render the Executive Director a member of the defense  
11 team in any System client's case for strategic purposes.

12 3. Services obtained under this section may be obtained as sole  
13 source contracts and are specifically exempt from the requirements  
14 of soliciting no less than three quotations found in paragraph 7 of  
15 subsection A of Section ~~85.45j~~ 85.44D.1 of Title 74 of the Oklahoma  
16 Statutes.

17 E. Each individual performing the services provided for in  
18 subsection D of this section may, with the approval of the Executive  
19 Director, be reimbursed for necessary travel expenses up to the  
20 amount permitted by the State Travel Reimbursement Act.

21 F. Requests for expenses not included in subsections D and E of  
22 this section shall require preapproval by the Executive Director.

23 SECTION 8. AMENDATORY 22 O.S. 2021, Section 2002, is  
24 amended to read as follows:

1 Section 2002. A. Disclosure of Evidence by the State.

2 1. Upon request of the defense, the state shall disclose the  
3 following:

- 4 a. the names and addresses of witnesses which the state  
5 intends to call at trial, together with their  
6 relevant, written or recorded statement, if any, or if  
7 none, significant summaries of any oral statement,  
8 b. law enforcement reports made in connection with the  
9 particular case,  
10 c. any written or recorded statements and the substance  
11 of any oral statements made by the accused or made by  
12 a codefendant,  
13 d. any reports or statements made by experts in  
14 connection with the particular case, including results  
15 of physical or mental examinations and of scientific  
16 tests, experiments, or comparisons,  
17 e. any books, papers, documents, photographs, tangible  
18 objects, buildings or places which the prosecuting  
19 attorney intends to use in the hearing or trial or  
20 which were obtained from or belong to the accused,  
21 f. any record of prior criminal convictions of the  
22 defendant, or of any codefendant, and  
23 g. Oklahoma State Bureau of Investigation (OSBI) rap  
24 sheet/records check on any witness listed by the state

1 or the defense as a witness who will testify at trial,  
2 as well as any convictions of any witness revealed  
3 through additional record checks if the defense has  
4 furnished Social Security numbers or date of birth for  
5 their witnesses, except OSBI rap sheet/record checks  
6 shall not provide date of birth, Social Security  
7 number, home phone number or address.

8 2. The state shall provide the defendant any evidence favorable  
9 to the defendant if such evidence is material to either guilt or  
10 punishment.

11 3. The prosecuting attorney's obligations under this standard  
12 extend to:

- 13 a. material and information in the possession or control  
14 of members of the prosecutor's staff,
- 15 b. any information in the possession of law enforcement  
16 agencies that regularly report to the prosecutor of  
17 which the prosecutor should reasonably know, and
- 18 c. any information in the possession of law enforcement  
19 agencies who have reported to the prosecutor with  
20 reference to the particular case of which the  
21 prosecutor should reasonably know.

- 22 4. a. If the state intends to introduce testimony of a  
23 jailhouse informant, the state shall disclose at least  
24 ten (10) days prior to trial:

- 1 (1) the complete criminal history of such informant,  
2 including any dismissed charges,
- 3 (2) any deal, promise, inducement or benefit that the  
4 state or law enforcement agency has made or may  
5 make in the future to the jailhouse informant in  
6 connection with the testimony of such informant,
- 7 (3) the specific statements or recordings made by the  
8 suspect or defendant and the time, place and  
9 manner of the disclosure to the jailhouse  
10 informant,
- 11 (4) all other filed cases in which the state intended  
12 to introduce the testimony of the jailhouse  
13 informant in connection with a deal, promise,  
14 inducement or benefit, the nature of the deal,  
15 promise, inducement or benefit, and whether the  
16 testimony was admitted in the case,
- 17 (5) whether at any time the jailhouse informant  
18 recanted the testimony or statement, and if so, a  
19 transcript or copy of such recantation, if any,  
20 and
- 21 (6) any other information relevant to the credibility  
22 of the informant.

23 b. Each district attorney's office shall maintain a  
24 central record that tracks each case in which the

1 state intended to introduce the testimony of the  
2 jailhouse informant against a suspect or defendant in  
3 connection with a deal, promise, inducement or  
4 benefit, the nature of the deal, promise, inducement  
5 or benefit and whether such testimony or statements  
6 were admitted in the case. Such record shall be sent  
7 to the District Attorneys Council which shall maintain  
8 a statewide record of such information. Records  
9 maintained pursuant to this paragraph shall only be  
10 accessible to prosecutors and shall not be subject to  
11 the Oklahoma Open Records Act. By September 15 of  
12 each year, the District Attorneys Council shall  
13 publish an annual report of aggregate, de-identified  
14 data regarding the total number of cases tracked  
15 pursuant to this section, and the number of cases  
16 added during the previous fiscal year pursuant to this  
17 section by each district attorney's office. A copy of  
18 the report shall be distributed electronically to the  
19 Governor, the President Pro Tempore of the Senate, the  
20 Speaker of the House of Representatives and the chairs  
21 of the Senate and House Judiciary Committees.

22 c. For purposes of this paragraph, "jailhouse informant"  
23 means a person who provides, or who the prosecutor  
24 intends to provide, testimony about admissions or



1 other relevant information made to him or her by the  
2 suspect or defendant while both persons were detained  
3 or incarcerated in a penal institution.

4 B. Disclosure of Evidence by the Defendant.

5 1. Upon request of the state, the defense shall be required to  
6 disclose the following:

- 7 a. the names and addresses of witnesses which the defense  
8 intends to call at trial, together with their  
9 relevant, written or recorded statement, if any, or if  
10 none, significant summaries of any oral statement,
- 11 b. the name and address of any witness, other than the  
12 defendant, who will be called to show that the  
13 defendant was not present at the time and place  
14 specified in the information or indictment, together  
15 with the witness' statement to that fact, or
- 16 c. the names and addresses of any witness the defendant  
17 will call, other than himself or herself, for  
18 testimony relating to any mental disease, mental  
19 defect, or other condition bearing upon his or her  
20 mental state at the time the offense was allegedly  
21 committed, together with the witness' statement of  
22 that fact, if the statement is redacted by the court  
23 to preclude disclosure of privileged communication.

1           2. A statement filed under subparagraph a, b or c of paragraph  
2 1 of subsection A or B of this section is not admissible in evidence  
3 at trial. Information obtained as a result of a statement filed  
4 under subsection A or B of this section is not admissible in  
5 evidence at trial except to refute the testimony of a witness whose  
6 identity subsection A of this section requires to be disclosed.

7           3. Upon the prosecuting attorney's request after the time set  
8 by the court, the defendant shall allow him or her access at any  
9 reasonable times and in any reasonable manner to inspect,  
10 photograph, copy, or have reasonable tests made upon any book,  
11 paper, document, photograph, or tangible object which is within the  
12 defendant's possession or control and which:

13           a. the defendant intends to offer in evidence, except to  
14 the extent that it contains any communication of the  
15 defendant, or

16           b. is a report or statement as to a physical or mental  
17 examination or scientific test or experiment made in  
18 connection with the particular case prepared by and  
19 relating to the anticipated testimony of a person whom  
20 the defendant intends to call as a witness, provided  
21 the report or statement is redacted by the court to  
22 preclude disclosure of privileged communication.

23           C. Continuing Duty to Disclose.

24

1 If, prior to or during trial, a party discovers additional  
2 evidence or material previously requested or ordered, which is  
3 subject to discovery or inspection under the Oklahoma Criminal  
4 Discovery Code, such party shall promptly notify the other party,  
5 the attorney of the other party, or the court of the existence of  
6 the additional evidence or material.

7 D. Time of Discovery.

8 Motions for discovery may be made at the time of the district  
9 court arraignment or thereafter; provided, that requests for police  
10 reports may be made subject to the provisions of Section 258 of this  
11 title. However, a request pursuant to Section 258 of this title  
12 shall be subject to the discretion of the district attorney. All  
13 issues relating to discovery, except as otherwise provided, will be  
14 completed at least ten (10) days prior to trial. The court may  
15 specify the time, place and manner of making the discovery and may  
16 prescribe such terms and conditions as are just.

17 E. Regulation of Discovery.

18 1. Protective and Modifying Orders. Upon motion of the state  
19 or defendant, the court may at any time order that specified  
20 disclosures be restricted, or make any other protective order. If  
21 the court enters an order restricting specified disclosures, the  
22 entire text of the material restricted shall be sealed and preserved  
23 in the records of the court to be made available to the appellate  
24 court in the event of an appeal.

1           2. Failure to Comply with a Request. If at any time during the  
2 course of the proceedings it is brought to the attention of the  
3 court that a party has failed to comply with this rule, the court  
4 may order such party to permit the discovery or inspection, grant  
5 continuance, or prohibit the party from introducing evidence not  
6 disclosed, or it may enter such other order as it deems just under  
7 the circumstances.

8           3. The discovery order shall not include discovery of legal  
9 work product of either attorney which is deemed to include legal  
10 research or those portions of records, correspondence, reports, or  
11 memoranda which are only the opinions, theories, or conclusions of  
12 the attorney or the attorney's legal staff.

13           F. Reasonable cost of copying, duplicating, videotaping,  
14 developing or any other cost associated with this Code for items  
15 requested shall be paid by the party so requesting; however, any  
16 item which was obtained from the defendant by the state of which  
17 copies are requested by the defendant shall be paid by the state.  
18 Provided, if the court determines the defendant is indigent and  
19 without funds to pay the cost of reproduction of the required items,  
20 the cost shall be paid by the Oklahoma Indigent ~~Defender~~ Defense  
21 System, unless otherwise provided by law.

22           SECTION 9.           AMENDATORY           62 O.S. 2021, Section 34.88, is  
23 amended to read as follows:

24

1 Section 34.88. A. The Office of Accountability shall  
2 separately account for and report monthly revenues which it  
3 determines accrued to the Education Reform Revolving Fund which were  
4 attributable to the tax increases contained in Enrolled House Bill  
5 No. 1017 of the 1st Extraordinary Session of the 42nd Oklahoma  
6 Legislature.

7 B. Funds separately accounted for herein shall be used only to  
8 fund the reforms provided for in Enrolled House Bill No. 1017 of the  
9 1st Extraordinary Session of the 42nd Oklahoma Legislature and for  
10 no other purpose. Any appropriation or expenditure of any of such  
11 funds for any other purpose shall be null and void and of no effect.

12 C. The Office of Accountability shall track apportionment of  
13 revenues which are deposited to the credit of the Education Reform  
14 Revolving Fund of the State Treasury which are attributable to the  
15 changes contained in Enrolled House Bill No. 1017 of the 1st  
16 Extraordinary Session of the 42nd Oklahoma Legislature on a fiscal  
17 year basis and shall provide an electronic accounting to the  
18 Governor, Speaker of the House of Representatives and President Pro  
19 Tempore of the Senate, within thirty (30) days after the end of the  
20 fiscal year.

21 SECTION 10. AMENDATORY 62 O.S. 2021, Section 71.1, is  
22 amended to read as follows:  
23  
24

1 Section 71.1. A. There is hereby created the Cash Management  
2 and Investment Oversight Commission. The Commission shall consist  
3 of five (5) members as follows:

4 1. The Director of the Office of Management and Enterprise  
5 Services, or designee;

6 2. The Bank Commissioner, or designee;

7 3. The Administrator of the Oklahoma Department of Securities,  
8 or designee;

9 4. One citizen member appointed by the Speaker of the House of  
10 Representatives who shall have a demonstrated expertise in public or  
11 private investment finance and who shall serve at the Speaker's  
12 pleasure; and

13 5. One citizen member appointed by the President Pro Tempore of  
14 the ~~State~~ Senate who shall be a certified public accountant or  
15 public accountant with a demonstrated expertise in public or private  
16 auditing procedures and who shall serve at the President Pro  
17 Tempore's pleasure.

18 B. The appointed members shall have no direct or indirect  
19 business relationship with the State Treasurer or the State  
20 Treasurer's Office.

21 C. The Commission shall elect from its membership a chairperson  
22 and ~~vice-chairperson~~ vice chairperson. Such officers shall serve  
23 one-year terms and may be reelected. There shall be an Executive  
24 Review Committee of the Cash Management and Investment Oversight

1 Commission consisting of the Executive Director of the Office of  
2 Management and Enterprise Services, the Bank Commissioner and the  
3 Administrator of the Oklahoma Department of Securities or their  
4 respective designees. The Executive Director of the Office of  
5 Management and Enterprise Services shall call a meeting to organize  
6 the Executive Review Committee. The Executive Review Committee  
7 shall elect from its membership a chairperson who shall serve for a  
8 period of one (1) year and who may be reelected. The Executive  
9 Review Committee shall meet at such times as it deems necessary for  
10 the performance of its duties.

11 D. The Commission shall hold regular meetings at least once  
12 each quarter, and at such other times as it deems necessary for the  
13 performance of its duties. The date, time and place of the meetings  
14 shall be set by the Commission. The Office of Management and  
15 Enterprise Services shall provide the administrative support  
16 required by the Commission. The Commission shall be staffed by the  
17 Office of Management and Enterprise Services who shall prepare all  
18 materials and information needed by the Commission to perform its  
19 duties and responsibilities. Meetings of the Commission and of the  
20 Executive Review Committee of the Commission shall be subject to the  
21 Oklahoma Open Meeting Act, and their records shall be public records  
22 pursuant to the Oklahoma Open Records Act.

23 E. The Commission in conjunction with the State Auditor and  
24 Inspector shall develop a standardized and uniform reporting system

1 which the State Treasurer shall use to make the reports required by  
2 Section 89.7 of this title. The Commission shall prescribe such  
3 forms in order to obtain an objective and accurate analysis of the  
4 investment of state funds by the State Treasurer and to obtain an  
5 accurate analysis of investment performance according to an  
6 objective standard established by the Commission. The Commission  
7 shall not be subject to the provisions of the Administrative  
8 Procedures Act for purposes of developing the reporting system  
9 required by this subsection. The Commission shall review the  
10 reports prepared by the State Treasurer pursuant to Section 89.7 of  
11 this title. The Commission shall review with the State Treasurer  
12 investment strategies and practices and the development of internal  
13 auditing procedures and practices. The Commission shall review the  
14 reports submitted by the State Treasurer and shall identify any  
15 event, transaction or trend which the Commission determines to  
16 represent a violation or potential violation of law or public policy  
17 regarding the investment of state funds. The Commission shall  
18 specifically identify its concerns or objections and shall  
19 communicate such concerns or objections in writing to the State  
20 Treasurer.

21 F. The Commission staff shall submit a written report to each  
22 member of the Commission for each month of the calendar year which  
23 specifically identifies entities with whom or with which the State  
24 Treasurer has transacted business related to investment of any state



1 funds during the applicable reporting period. Any person or entity  
2 to whom or to which any form of compensation has been or will be  
3 paid for services rendered to the State Treasurer's Office related  
4 to the investment of state funds shall be identified in the report.  
5 The report shall also be electronically submitted to the Executive  
6 Director of the Office of Management and Enterprise Services, the  
7 State Auditor and Inspector, the Speaker of the House of  
8 Representatives, the President Pro Tempore of the Senate and the  
9 Governor.

10 G. Members of the Commission shall serve without compensation,  
11 except for travel, pursuant to the State Travel Reimbursement Act,  
12 to be paid by the appointing authority.

13 H. The Commission may make written recommendations for changes  
14 in legislation to the Legislature or in the policies or procedures  
15 and practices of the State Treasurer to the State Treasurer.

16 I. The Commission shall determine the positions, including but  
17 not limited to the investment officer, in the State Treasurer's  
18 Office which shall require criminal background investigations by the  
19 Oklahoma State Bureau of Investigation. The Bureau shall advise the  
20 State Treasurer and the Cash Management and Investment Oversight  
21 Commission in writing of the results of the investigation.

22 SECTION 11. AMENDATORY 62 O.S. 2021, Section 690.19, is  
23 amended to read as follows:

24

1 Section 690.19. The Oklahoma Department of Commerce shall  
2 produce an annual report by October 15 of each year ~~for~~ to be  
3 electronically submitted to the Governor, the Speaker of the House  
4 of Representatives and the President Pro Tempore of the Senate  
5 regarding the performance of the zones. Information in the report  
6 shall include but not be limited to the amount of tax credits  
7 granted, jobs added, if known, and the impact on unemployment rates  
8 within the zones. The information concerning the tax credits shall  
9 be provided to the Department of Commerce by the Oklahoma Tax  
10 Commission. The report shall include those zones in existence prior  
11 to the passage of ~~this act~~ Oklahoma Enterprise Zone Act.

12 The county commissioners, municipal governing body or enterprise  
13 district management authority of any enterprise zone, or enterprise  
14 district shall submit to the Department of Commerce the name and  
15 address of the individual in charge of supervising such enterprise  
16 zones by July 1 of each year.

17 SECTION 12. AMENDATORY 63 O.S. 2021, Section 5007, is  
18 amended to read as follows:

19 Section 5007. A. There is hereby created the Oklahoma Health  
20 Care Authority Board which shall consist of the following nine (9)  
21 members:

- 22 1. Five members appointed by the Governor;
- 23 2. Two members appointed by the Speaker of the House of  
24 Representatives; and

1           3. Two members appointed by the President Pro Tempore of the  
2 Senate.

3           B. Each member shall serve at the pleasure of his or her  
4 appointing authority and may be removed or replaced without cause.  
5 Any member of the Board shall be prohibited from voting on any issue  
6 in which the member has a direct financial interest. The  
7 Administrator of the Oklahoma Health Care Authority shall be an ex  
8 officio member of the Board, but shall be entitled to vote only in  
9 case of a tie vote.

10          C. The Board shall have the power and duty to:

11           1. Establish the policies of the Oklahoma Health Care  
12 Authority;

13           2. Adopt and promulgate rules as necessary and appropriate to  
14 carry out the duties and responsibilities of the Authority. The  
15 Board shall be the rulemaking body for the Authority; and

16           3. Adopt, publish, and electronically submit by January 1 of  
17 each year to the Governor, the President Pro Tempore of the Senate,  
18 and the Speaker of the House of Representatives appropriate  
19 administrative policies and the business plan for that year. All  
20 actions governed by the administrative policies and annual business  
21 plan shall be examined annually in an independent audit.

22          D. A majority of the members of the Board shall constitute a  
23 quorum for the transaction of business and for taking any official  
24

1 action. Official action of the Board must have a favorable vote by  
2 a majority of the members present.

3 E. Members appointed pursuant to subsection A of this section  
4 shall serve without compensation but shall be reimbursed for  
5 expenses incurred in the performance of their duties in accordance  
6 with the State Travel Reimbursement Act.

7 F. The Board and the Authority shall act in accordance with the  
8 provisions of the Oklahoma Open Meeting Act, the Oklahoma Open  
9 Records Act and the Administrative Procedures Act.

10 SECTION 13. AMENDATORY 68 O.S. 2021, Section 400.1, as  
11 amended by Section 3, Chapter 285, O.S.L. 2023 (68 O.S. Supp. 2023,  
12 Section 400.1), is amended to read as follows:

13 Section 400.1. A. For the purpose of enforcing the tobacco tax  
14 laws of this state, the Oklahoma Tax Commission is authorized,  
15 contingent upon the availability of funds, to establish and maintain  
16 a unit to be known as the "Tobacco Products Tax Enforcement Unit".  
17 The unit shall enforce the tobacco tax laws of this state and ensure  
18 that all taxes are paid on tobacco products by:

19 1. Confirming that all entities selling tobacco products in  
20 this state are properly licensed as provided in Section 400 et seq.  
21 of ~~Title 68 of the Oklahoma Statutes~~ this title;

22 2. Verifying that all retailers are only purchasing tobacco  
23 products from wholesalers licensed by the Tax Commission;

24

1           3. Providing a dedicated telephone line and email address for  
2 licensed wholesalers, licensed retailers and the general public to  
3 report suspected violations of tobacco tax laws; provided, no  
4 entity, individual or those who report violations on behalf of a  
5 licensed wholesaler or retailer shall be required to disclose their  
6 identity;

7           4. Auditing licensed wholesalers and retailers to ensure all  
8 tobacco product taxes are paid;

9           5. Issuing fines for violations as provided in Section 400 et  
10 seq. of ~~Title 68 of the Oklahoma Statutes~~ this title;

11           6. Conducting wholesale and retail tobacco inspections to find  
12 and confiscate untaxed tobacco products;

13           7. Establishing data-sharing programs with tax departments in  
14 surrounding states related to tobacco product taxes;

15           8. Creating an industry advisory committee including licensed  
16 wholesalers and retailers who may represent the entity related to  
17 tobacco products tax enforcement concerns and suggestions. The  
18 industry advisory committee shall be composed of five (5) members as  
19 follows:

20           a. two members who are licensed wholesalers to be  
21 appointed by the Governor,

22           b. one member who is a licensed retailer to be appointed  
23 by the President Pro Tempore of the ~~Oklahoma~~ Senate,

24

1 c. one member who is a licensed retailer to be appointed  
2 by the Speaker of the ~~Oklahoma~~ House of  
3 Representatives, and

4 d. one member who is a licensed wholesaler to be  
5 appointed by the four members provided for in  
6 subparagraphs a through c of this paragraph.

7 The committee shall meet quarterly. The Oklahoma Tax Commission  
8 shall promulgate rules establishing minimum requirements as may be  
9 deemed necessary to carry out the purposes of the committee; and

10 9. Working with law enforcement and conducting investigations  
11 to stop illegal acquisition and shipment of tobacco products by  
12 persons not licensed to sell tobacco products in this state.

13 B. The Tax Commission shall ~~annually~~ electronically submit ~~a~~ an  
14 annual report to the Governor, President Pro Tempore of the Senate  
15 and Speaker of the House of Representatives listing the number of  
16 wholesale and retail tobacco inspections conducted, the amount of  
17 untaxed tobacco products confiscated, the number of tobacco products  
18 tax audits conducted, the amount of taxes assessed and the amount of  
19 taxes collected as the result of audits and confiscations, the  
20 number of suspected violations reported and the actions taken in  
21 response, and the number of fines issued and the amount of fines  
22 collected.

23 SECTION 14. AMENDATORY 69 O.S. 2021, Section 4020.2, is  
24 amended to read as follows:

1 Section 4020.2. A. The Oklahoma Route 66 Centennial Commission  
2 shall be composed of twenty-one (21) members. Appointed members  
3 shall reflect the interests, history and importance of the  
4 communities along Route 66 in Oklahoma. The members are appointed  
5 as follows:

6 1. Two members shall be appointed by the Speaker of the House  
7 of Representatives;

8 2. Two members shall be appointed by the President of the  
9 Senate;

10 3. Three members of the public shall be appointed by the  
11 Governor; and

12 4. Fourteen ex officio members shall be appointed as follows:

13 a. the Governor or his or her designee,

14 b. the Lieutenant Governor, who shall serve as  
15 chairperson, or his or her designee,

16 c. the Executive Director of the ~~Oklahoma~~ Department of  
17 Transportation or his or her designee,

18 d. the Executive Director of the Oklahoma Historical  
19 Society or his or her designee,

20 e. the Executive Director of the Oklahoma Department of  
21 Commerce or his or her designee,

22 f. the Executive Director of the Oklahoma Tourism and  
23 Recreation Department or his or her designee,  
24

- 1           g.    the Executive Director of the Oklahoma Arts Council or  
2           his or her designee,  
3           h.    the ~~President~~ Executive Director of the Route 66  
4           Alliance or his or her designee,  
5           i.    the President of the Oklahoma Route 66 Association or  
6           his or her designee,  
7           j.    the Executive Director of Preservation Oklahoma, Inc.,  
8           or his or her designee,  
9           k.    the Executive Director of the Oklahoma Museums  
10          Association or his or her designee,  
11          l.    the Executive Director of Oklahoma Humanities or his  
12          or her designee,  
13          m.    the Executive Director of the Oklahoma Municipal  
14          League or his or her designee, and  
15          n.    the ~~President~~ Chairman of the ~~Oklahoma~~ State Chamber  
16          of ~~Commerce~~ or his or her designee.

17 An ex officio member of the Commission vacates the person's position  
18 on the Commission if the person ceases to hold the position that  
19 qualifies the person for service on the Commission.

20        B.    The Commission shall meet at least quarterly at the times  
21 and places in this state that the Commission designates. A majority  
22 of the members of the Commission constitutes a quorum for  
23 transacting Commission business. Subject to appropriation, the  
24



1 Oklahoma Historical Society shall provide administrative and other  
2 support to the Commission.

3 C. The Commission shall:

4 1. Plan and sponsor official Route 66 Centennial events,  
5 programs and activities appropriate to commemorate the Route 66  
6 Centennial;

7 2. Encourage the development of programs designed to involve  
8 all citizens in activities that commemorate the Route 66 Centennial  
9 events; and

10 3. Make available to the public, to the best of the  
11 Commission's ability, information on Route 66 Centennial events  
12 happening throughout ~~the State of Oklahoma~~ this state.

13 D. The Commission may accept monetary gifts, grants or  
14 appropriations from any public or private source to be held in a  
15 nonappropriated revolving fund authorized for the Oklahoma  
16 Historical Society and expended solely for the use of the Commission  
17 in performing the Commission's powers and duties under ~~this act~~ the  
18 Oklahoma Route 66 Centennial Commission Act. The Commission may  
19 also accept in-kind gifts.

20 E. Each member of the Commission shall serve without  
21 compensation or reimbursement for travel related to Commission  
22 duties, aside from the compensation he or she might otherwise  
23 receive as authorized by law.

24

1 F. The Commission shall be dissolved on June 30, 2027, and any  
2 assets remaining in the Commission's trust fund shall be deposited  
3 into the state's General Revenue Fund. A final report on the  
4 activities of the Oklahoma Route 66 Centennial Commission shall be  
5 electronically delivered to the Governor no later than June 30,  
6 2027.

7 SECTION 15. AMENDATORY 70 O.S. 2021, Section 3-117.3, is  
8 amended to read as follows:

9 Section 3-117.3. A. The School Finance Review Commission shall  
10 conduct a review of all matters related to school finance, including  
11 but not limited to teacher compensation, benefits and administration  
12 costs.

13 B. The Commission shall electronically submit a report of its  
14 findings to the Governor, the President Pro Tempore of the Senate  
15 and the Speaker of the House of Representatives no later than  
16 December 31, 2023, and every subsequent four (4) years by December  
17 31.

18 SECTION 16. AMENDATORY 74 O.S. 2021, Section 471, is  
19 amended to read as follows:

20 Section 471. There is hereby established an advisory committee  
21 to the Legislature of Oklahoma and to the Governor of Oklahoma.  
22 Such committee shall be composed of four ~~(4)~~ members of the Oklahoma  
23 Bar Association to be appointed by the Governor with the advice of  
24 the President of the Oklahoma Bar Association and two ~~(2)~~ members,

1 at least one of whom is a member of the House of Representatives, to  
2 be appointed by the Speaker of the House of Representatives and two  
3 ~~(2)~~ members, at least one of whom is a member of the Senate, to be  
4 appointed by the President Pro Tempore of the Senate. Each member  
5 shall serve for four (4) years or until his or her death,  
6 resignation, or failure or refusal, certified by the remaining  
7 members, to perform his or her duties, renders his or her place  
8 vacant, whereupon the vacancy shall be filled in the same manner as  
9 the original appointment. In the event a legislative member fails  
10 to retain his or her seat in his or her respective house prior to  
11 the expiration of his or her term on the committee, his or her place  
12 on the committee shall be rendered vacant. The members of such  
13 committee, hereafter called commissioners, shall be the official  
14 commissioners of the State of Oklahoma to the National Conference of  
15 Commissioners on Uniform State Laws. They shall attend the annual  
16 meetings of such national conference. They shall report annually to  
17 the Legislature and to the Governor concerning the work of ~~said~~ such  
18 conference and all other matters relating to their duties. They  
19 shall advise the Legislature and its committees concerning proposals  
20 for uniform and model state laws, the effect which such proposals  
21 would have on the law of this state, and such other matters as may  
22 be pertinent to desirable uniformity in legislation between this  
23 state and other states. Reporting, as required by this section,

24

1 shall be submitted to the appropriate entities by electronic  
2 submittals.

3 SECTION 17. AMENDATORY 74 O.S. 2021, Section 500.18, as  
4 last amended by Section 1, Chapter 325, O.S.L. 2022 (74 O.S. Supp.  
5 2023, Section 500.18), is amended to read as follows:

6 Section 500.18. A. Except for members of the Legislature, the  
7 Governor and the Lieutenant Governor, provisions of Sections 500.1  
8 through 500.18 of this title shall be mandatory for all officials  
9 and employees of all departments, boards, commissions and  
10 institutions of the state, regardless of the provisions of any other  
11 act of the Legislature, except as provided by this section. The  
12 enactment of any measure in the future providing for travel  
13 reimbursement of state officers and employees on the basis of  
14 "actual and necessary" expenses or in any other manner inconsistent  
15 with Sections 500.1 through 500.18 of this title shall be deemed to  
16 provide for reimbursement in accordance with Sections 500.1 through  
17 500.18 of this title unless a contrary intent is explicitly  
18 expressed in this section. Sections 500.1 through 500.18 of this  
19 title shall not apply, however, to travel reimbursements made by  
20 political subdivisions of this state, except as otherwise provided  
21 by law.

22 B. The agencies listed below are authorized certain exceptions  
23 and/or exemptions to the provisions of Sections 500.1 through 500.18  
24 of this title to the extent specified:

1 1. Oklahoma Department of Agriculture, Food, and Forestry:

2 a. The actual and reasonable expenses of travel and  
3 subsistence in pursuing and developing markets for  
4 Oklahoma agricultural products incurred by the  
5 Commissioner, Deputy Commissioner and such employees  
6 designated by the State Board of Agriculture within  
7 the marketing development programs of the Oklahoma  
8 Department of Agriculture, Food, and Forestry shall be  
9 reimbursed to the employee incurring such expenses.  
10 Reimbursement of such expenses shall be in accordance  
11 with rules adopted by the Board. Expenses claimed  
12 shall, prior to reimbursement, be reviewed by the  
13 Board at a regular meeting and individually approved  
14 or disapproved.

15 b. The actual and necessary expenses of out-of-state  
16 travel and subsistence incurred by employees of the  
17 Forestry Division authorized to evaluate and acquire  
18 federal excess property or surplus property in other  
19 states for use in its fire protection program shall be  
20 reimbursed to the employee incurring such expenses.

21 2. Department of Public Safety:

22 When traveling with the Governor or at the Governor's request,  
23 personnel assigned by the Commissioner for executive security and  
24 pilots on executive assignment shall be allowed their actual and

1 necessary traveling expenses, upon claims approved by the  
2 Commissioner.

3 3. Department of Corrections:

4 The Department of Corrections shall be exempt from limitations  
5 of reimbursement for rented automobiles, as set forth in Section  
6 500.5 of this title, when the rental is by a ~~Correctional Officer~~  
7 correctional officer or ~~Transportation Officer~~ transportation  
8 officer for the limited purpose of transporting inmates.

9 Reimbursement for the expense shall be on the basis of actual cost.

10 4. Oklahoma Tourism and Recreation Department:

11 The Oklahoma Tourism and Recreation Commission and Department  
12 staff who promote in-state and out-of-state business for Oklahoma's  
13 state-operated or state-owned parks, lodges, and golf courses and  
14 the tourism and recreation industry may be reimbursed for the actual  
15 and necessary expense of travel, subsistence and entertainment for  
16 this purpose. The Executive Director of the Oklahoma Tourism and  
17 Recreation Department may reimburse the ~~Publisher~~ publisher of  
18 Oklahoma Today magazine and its staff for expenses for meals and  
19 other entertainment in order to gain advertising and promotion for  
20 Oklahoma Today magazine.

21 5. Oklahoma Department of Commerce:

22 a. The actual and necessary expenses incurred by the  
23 Director and other employees of the Department  
24 authorized by the Director for the purpose of business

1 recruitment shall be reimbursed. Reimbursement of  
2 expenses shall be in accordance with rules adopted by  
3 the Director of the Oklahoma Department of Commerce.  
4 Expenses claimed shall, prior to reimbursement, be  
5 reviewed by the Director and individually approved or  
6 disapproved.

7 b. The Department, at the discretion of the Director, may  
8 charter aircraft for the purposes of carrying out its  
9 duties and responsibilities related to business  
10 recruitment and performing the duties of the Director.  
11 The cost of such charter shall be exempt from the  
12 provisions of Section 500.6 of this title. Claims  
13 filed with the Office of Management and Enterprise  
14 Services shall bear the following certification:  
15 The best interests of the citizens of Oklahoma were  
16 better served in that conventional ground  
17 transportation was not practical or feasible for this  
18 trip, aircraft from the Department of Public Safety  
19 were not available for this trip, and no other claim  
20 has been or will be filed as a payment for the cost of  
21 transportation in connection with this trip.

22 c. The Oklahoma Department of Commerce may reimburse the  
23 Oklahoma Film and Music Office staff for the actual  
24 and necessary expenses for meals and other

1 entertainment in order to promote the film and music  
2 industries in this state. Reimbursement of all actual  
3 and necessary expenses shall be in accordance with  
4 rules adopted by the Oklahoma Department of Commerce.

5 6. Office of Management and Enterprise Services:

6 The actual and necessary expenses of travel and subsistence  
7 incurred by the Executive Director, any state employee approved by  
8 his or her appointing authority, or state officials, for travel  
9 outside the state in performance of duties related to bond financing  
10 shall be reimbursed to the employee or state official incurring such  
11 expenses. Reimbursement for lodging expenses shall be supported by  
12 three telephone bids from hotels within a reasonable distance of the  
13 activity for which the travel was approved.

14 7. Oklahoma Futures:

15 The actual and necessary expenses incurred by the members of  
16 Oklahoma Futures in the performance of their duties shall be  
17 reimbursed to the members incurring such expenses. Reimbursement of  
18 all actual and necessary expenses shall be in accordance with rules  
19 adopted by Oklahoma Futures.

20 8. Oklahoma Development Finance Authority:

21 The actual and necessary expenses incurred by the members and  
22 employees of the Oklahoma Development Finance Authority in the  
23 performance of their duties shall be reimbursed to the person  
24



1 incurring such expenses. Reimbursement of all actual and necessary  
2 expenses shall be in accordance with the bylaws of the Authority.

3 9. Oklahoma Center for the Advancement of Science and  
4 Technology:

5 The actual and necessary expenses incurred by the members and  
6 employees of the Oklahoma Center for the Advancement of Science and  
7 Technology in the performance of their duties shall be reimbursed to  
8 the person incurring such expenses. Reimbursement of all actual and  
9 necessary expenses shall be in accordance with the bylaws of the  
10 Center.

11 10. Center for International Trade Development:

12 The actual and necessary expenses of travel, lodging and  
13 subsistence incurred by the Director and authorized employees of the  
14 Center for International Trade Development for performance of their  
15 duties for the purpose of business recruitment and assistance shall  
16 be reimbursed to the person incurring such expenses. Reimbursement  
17 of such expenses shall be in accordance with the rules adopted by  
18 the Director of the Center for International Trade Development.  
19 Expenses claimed shall be reviewed and individually approved or  
20 disapproved, prior to reimbursement, first by the Director, and  
21 finally by either the Vice President, Business and Finance of  
22 Oklahoma State University or the President of Oklahoma State  
23 University.

24 11. Oklahoma State Bureau of Investigation:

1       The actual and necessary expenses incurred by the Director and  
2 other employees of the Bureau authorized by the Director as a result  
3 of conducting investigations shall be reimbursed to each such  
4 employee incurring the expenses. Reimbursement of the expenses  
5 shall be in accordance with rules adopted by the Director of the  
6 Oklahoma State Bureau of Investigation. Prior to reimbursement,  
7 expenses claimed shall be reviewed by the Director and individually  
8 approved or disapproved.

9       12. Department of Human Services:

10       The actual and necessary expenses of travel, lodging and  
11 subsistence incurred by employees of the ~~Legal Division~~ legal  
12 division in the performance of their duties for the purpose of  
13 representing the Department of Human Services or any of its  
14 officials, employees, institutions or hospitals at any proceeding  
15 including depositions, held before any court, administrative body or  
16 representative thereof, shall be reimbursed to the employee  
17 incurring such expenses. Expenses claimed shall be approved by the  
18 General Counsel and the Director of Human Services prior to  
19 reimbursement.

20       13. Oklahoma Health Care Authority:

21       The actual and necessary expenses of travel, lodging and  
22 subsistence incurred by employees of the ~~Legal Division~~ legal  
23 division in the performance of their duties for the purpose of  
24 representing the Authority or any of its officials or employees, at

1 any proceeding including depositions, held before any court,  
2 administrative body or representative thereof, shall be reimbursed  
3 to the employee incurring such expenses. Expenses claimed shall be  
4 approved by the Administrator prior to reimbursement.

5 14. Oklahoma State Bureau of Narcotics and Dangerous Drugs  
6 Control:

7 The actual and necessary expenses incurred by the Director and  
8 other employees of the Bureau authorized by the Director as a result  
9 of conducting investigations shall be reimbursed to each employee  
10 incurring the expenses. Reimbursement of the expenses shall be in  
11 accordance with rules adopted by the Director of the Oklahoma State  
12 Bureau of Narcotics and Dangerous Drugs Control. Prior to  
13 reimbursement, expenses claimed shall be reviewed by the Director  
14 and individually approved or disapproved.

15 15. University Hospitals:

16 The actual and necessary expenses of travel, lodging and  
17 subsistence incurred by employees of the ~~Legal Office~~ legal office  
18 in the performance of their duties for the purpose of representing  
19 the University Hospitals or any of its officials, employees,  
20 institutions or hospitals at any proceeding including depositions,  
21 held before any court, administrative body or representative  
22 thereof, shall be reimbursed to the employee incurring such  
23 expenses. Expenses shall be approved by the Chief Executive Officer

24

1 of the University Hospitals or by the University Hospitals  
2 Authority.

3 16. Oklahoma Historical Society:

4 The actual and necessary expenses of travel, subsistence and  
5 entertainment incurred by the Executive Director, Deputy Director  
6 and any employees designated by the Executive Committee of the  
7 Oklahoma Historical Society Board of Directors in pursuing and  
8 developing programs and projects for the preservation and marketing  
9 of Oklahoma history shall be reimbursed to the person incurring the  
10 expenses. Reimbursement of expenses shall be in accordance with  
11 rules adopted by the Oklahoma Historical Society Board of Directors.  
12 Prior to reimbursement, expenses claimed shall be reviewed by the  
13 Executive Committee at a regularly scheduled meeting and each claim  
14 shall be individually approved or disapproved.

15 17. The ~~Oklahoma~~ Department of Mines:

16 The actual and necessary expenses of travel, lodging and  
17 subsistence incurred by employees of the Department in the  
18 performance of their duties for the purpose of representing the  
19 Department or any of its officials or employees, at any proceeding,  
20 hearing or meeting with federal agencies, boards, commissions,  
21 congressional representatives, congressional committees or staff,  
22 shall be reimbursed to the employee incurring such expenses.  
23 Expenses claimed shall be approved by the ~~Executive~~ Director prior  
24 to reimbursement.

1 18. The Office of Attorney General:

2 The actual and necessary expenses of travel, lodging and  
3 subsistence incurred by its employees in the performance of their  
4 duties for the purpose of representing the state, the Legislature,  
5 any state board, agency or commission, or any employee or official  
6 of the state entitled to representation, at any proceeding including  
7 depositions, held before any court, administrative body or any  
8 representative thereof, and the actual and necessary expenses  
9 incurred by employees as a result of conducting investigations shall  
10 be reimbursed to the employee incurring the expenses. The expenses  
11 shall be approved by the Attorney General prior to reimbursement.

12 19. District Attorneys Council:

13 The actual and necessary expenses of travel, lodging and  
14 subsistence incurred by each district attorney and other employees  
15 of the district attorney authorized by the district attorney in the  
16 performance of their duties for any district other than the district  
17 for which they are employed for the purpose of representing the  
18 state, any county, or any employee or official of the state entitled  
19 to representation at any proceeding including depositions held  
20 before any court, administrative body or any representative of a  
21 court or administrative body, and the actual and necessary expenses  
22 incurred as a result of conducting investigations shall be  
23 reimbursed to each employee incurring the expenses. Reimbursement  
24 of the expenses shall be in accordance with rules adopted by the

1 District Attorneys Council. Prior to reimbursement, expenses  
2 claimed shall be reviewed by the Council and individually approved  
3 or disapproved.

4 20. The Oklahoma Department of Securities:

5 The actual and necessary expenses of travel, lodging and  
6 subsistence incurred by the Administrator and other employees of the  
7 Department of Securities in the performance of their duties for the  
8 purpose of representing the Department of Securities, at any  
9 proceeding including depositions, held before any court,  
10 administrative body or any representative thereof, conducting on-  
11 site examinations, or conducting investigations, shall be reimbursed  
12 to each employee incurring the expenses. The expenses shall be  
13 approved by the Administrator of the Department of Securities prior  
14 to reimbursement.

15 21. Corporation Commission:

16 The actual and necessary travel expenses incurred by the staff  
17 of the Public Utility Division as a result of conducting audits  
18 and/or reviews of utility service providers shall be reimbursed to  
19 each employee incurring the expense. Reimbursement of the expenses  
20 shall be as set forth in procedures established by the appointing  
21 authority.

22 22. The Department of Human Services:

23 Employees of the Department of Human Services may be reimbursed  
24 for their actual and necessary expenses of travel, lodging and meals

1 and incidentals incurred in the performance of their duties for the  
2 purpose of escorting and transporting children or adults in the care  
3 or custody of the Department, subject to approval by the Department:

- 4 a. for out-of-state visitation, care, treatment and  
5 placement of a child welfare client,
- 6 b. for out-of-state treatment for or placement of an  
7 adult protective services client,
- 8 c. for out-of-state treatment for or placement of a  
9 resident of a state resource center,
- 10 d. for out-of-state treatment for or placement of an  
11 individual with a developmental disability who is  
12 living in the community in community residential  
13 services, or
- 14 e. for meals and incidental expenses necessary for the  
15 care of children or adults in the care or custody of  
16 the Department.

17 Expenses claimed shall be approved by the appropriate ~~Division~~  
18 ~~Director~~ division director or ~~Deputy~~ deputy prior to reimbursement.

19 23. The Banking Department:

20 The actual and necessary expenses of travel and lodging incurred  
21 by the Bank Commissioner and other employees of the Banking  
22 Department in the performance of their duties for the Banking  
23 Department shall be paid or reimbursed by the Banking Department to  
24 each employee incurring the expenses. The expenses shall be

1 approved by the Banking Commissioner prior to payment or  
2 reimbursement.

3 24. ~~Oklahoma~~ Office of Homeland Security:

4 The actual and necessary expenses of travel, lodging, and  
5 subsistence incurred by the Oklahoma Homeland Security Director, as  
6 a result of the duties and responsibilities of the Director, shall  
7 be paid or reimbursed by the ~~Oklahoma~~ Office of Homeland Security.

8 25. The Grand River Dam Authority:

9 The actual and necessary expenses of travel and lodging incurred  
10 by the Board of Directors and other employees of the district in the  
11 performance of their duties for the Grand River Dam Authority shall  
12 be paid or reimbursed by the district to each Director or employee  
13 incurring the expenses. The expenses shall be approved by the  
14 ~~General Manager~~ President of the Grand River Dam Authority prior to  
15 payment or reimbursement.

16 26. The Native American Cultural and Educational Authority:

17 The actual and necessary expenses incurred by the Directors and  
18 employees of the Native American Cultural and Educational Authority  
19 in performances of duties. The expenses shall be approved by the  
20 Director prior to payment or reimbursement.

21 27. Oklahoma Department of Career and Technology Education:

22 The actual and necessary expenses incurred by the Director and  
23 other employees of the Department, authorized by the Director, for  
24 the purpose of business recruitment, training, and the provision of



1 technical assistance shall be reimbursed. Reimbursement of expenses  
2 shall be in accordance with rules adopted by the State Board of  
3 Career and Technology Education. Expenses claimed, prior to the  
4 reimbursement, will be reviewed by the Board and individually  
5 approved or disapproved.

6 28. ~~Oklahoma~~ Military Department of the State of Oklahoma:

7 The actual and necessary travel expenses incurred by the  
8 Director, other employees of the Department and persons performing  
9 substantial and necessary services to the state in support of the  
10 Oklahoma National Guard shall be reimbursed to the individual  
11 incurring such expenses. The expenses claimed shall be approved by  
12 the Director or Chief Financial Officer prior to reimbursement.

13 C. The agencies listed in subsection B of this section shall be  
14 required to report annually the actual expenses excepted or exempted  
15 from Sections 500.1 through 500.18 of this title to the Governor,  
16 the President Pro Tempore of the Senate, and the Speaker of the  
17 House of Representatives. The report shall be submitted,  
18 electronically, no later than the first day of September following  
19 the end of each fiscal year.

20 SECTION 18. AMENDATORY 74 O.S. 2021, Section 669, is  
21 amended to read as follows:

22 Section 669. The Oklahoma Commission on the Status of Women  
23 shall have the power and the duty to:

24

- 1        1. Advise on equity issues relating to gender bias, state  
2 agencies and employees, communities, organizations and businesses of  
3 this state which desire the services of the Commission;
- 4        2. Monitor legislation as to whether the legislation is  
5 discriminatory toward one gender or whether the gender of an  
6 individual would have an effect on the enforcement of the  
7 legislation;
- 8        3. Act as a resource and a clearinghouse for research on issues  
9 related to women and gender bias;
- 10       4. Conduct meetings and seminars within the state as  
11 appropriate to support the goals and duties of the Commission; and
- 12       5. Report to the Governor, the President Pro Tempore of the  
13 Senate and the Speaker of the House of Representatives of its  
14 activities. The report recommendations may include recommendations  
15 concerning needed legislation or regulatory changes relating to  
16 equity and gender bias. The report shall be delivered  
17 electronically.

18       SECTION 19.        AMENDATORY        74 O.S. 2021, Section 942, is  
19 amended to read as follows:

20       Section 942. A. The Oklahoma State Pension Commission shall:

- 21       1. Publish, on a quarterly basis, a performance report  
22 analyzing the performance of the Oklahoma Firefighters Pension and  
23 Retirement System, the Oklahoma Police Pension and Retirement  
24 System, the Uniform Retirement System for Justices and Judges, the

1 Oklahoma Law Enforcement Retirement System, the Teachers' Retirement  
2 System of Oklahoma, the Oklahoma Public Employees Retirement System  
3 and the retirement plan adopted by the Oklahoma Wildlife  
4 Conservation Commission on an individual and consolidated basis.

5 The Commission shall establish a format for use by each of the state  
6 retirement systems in submitting the information requested by the  
7 Commission for the report. The report shall contain:

- 8 a. combined and individual rates of return of the  
9 investment managers by category of investment, over  
10 periods of time,
- 11 b. the data obtained pursuant to subparagraph a of this  
12 paragraph compared with similar data for a larger  
13 population of investment managers by asset class as  
14 well as by style of management, and
- 15 c. any other information that the Commission may include;

16 2. Publish widely an annual report in simple and easily  
17 understood language containing:

- 18 a. on an individual and consolidated basis, a report of  
19 the changes in the investment policy statements  
20 adopted by each retirement system in the prior year,
- 21 b. an analysis of the performance of the securities  
22 lending program and short-term investment fund of the  
23 custodian employed by each governing body of the  
24 retirement systems specified in paragraph 1 of this

- 1 subsection with regard to short-term investment funds,  
2 if any, containing retirement system monies,
- 3 c. recommendations on administrative and legislative  
4 changes which are necessary to improve the performance  
5 of the retirement systems in accordance with current  
6 standards for large public fund portfolio management,
- 7 d. a summary of the results of the most recent actuarial  
8 valuation to include total assets, total liabilities,  
9 unfunded liability or over funded status,  
10 contributions and any other information deemed  
11 relevant by the Commission. The results shall be  
12 determined using the standards prescribed by the  
13 ~~Government~~ Governmental Accounting Standards Board or  
14 any successor entity, and
- 15 e. a listing by category of the expenses of the  
16 Commission;

17 3. Make recommendations to the Governor, the Speaker of the  
18 House of Representatives and the President Pro Tempore of the ~~State~~  
19 Senate, based upon the advice of pension consultants, for updating  
20 or standardizing retirement system benefit designs; and

21 4. Make recommendations to the Governor, the Speaker of the  
22 House of Representatives and the President Pro Tempore of the ~~State~~  
23 Senate regarding the methods for the adequate financing of benefits  
24 authorized or required by law for performance of service upon behalf

1 of employers participating in any of the retirement systems  
2 administered by the entities identified in paragraph 1 of this  
3 subsection, including, but not limited to, recommendations regarding  
4 the use of dedicated tax or other revenue sources or the  
5 modification of such tax or other revenue sources to provide  
6 additional funding to retirement systems the actuarial condition of  
7 which would benefit from such sources.

8 B. The Commission shall electronically distribute its reports  
9 and recommendations to the Governor, the President Pro Tempore of  
10 the Senate, the Speaker of the House of Representatives and the  
11 ~~chairman~~ chair and ~~vice-chairman~~ vice chair of the Joint Committee  
12 on Fiscal Operations. The Commission shall make the reports widely  
13 available to the members of the Legislature, members of the  
14 retirement systems and the general public.

15 C. The Commission shall hire one or more pension fund  
16 management consultants to assist the Commission in accomplishing its  
17 objectives specified in subsection A of this section. Consultants  
18 shall be chosen by a solicitation of proposals on a competitive bid  
19 basis pursuant to standards set by the Commission. A consultant:

20 1. Shall be experienced in providing unbiased third-party  
21 consulting services;

22 2. Shall have in its client base individual clients that are  
23 comparable in size to the combined total assets of the retirement  
24

1 systems specified in paragraph 1 of subsection A of this section;  
2 and

3 3. Shall not be under contract with any of the individual  
4 governing bodies of the various state retirement systems.

5 D. For purposes of this subsection, pension fund management  
6 consultants hired by the Commission are hereby considered  
7 fiduciaries of the state retirement systems.

8 1. A fiduciary with respect to the state retirement systems  
9 shall not cause or advise a retirement system to engage in a  
10 transaction if the fiduciary knows or should know that such  
11 transaction constitutes a direct or indirect:

12 a. sale or exchange, or leasing of any property from a  
13 retirement system to a party in interest for less than  
14 adequate consideration or from a party in interest to  
15 a retirement system for more than adequate  
16 consideration,

17 b. lending of money or other extension of credit from a  
18 retirement system to a party in interest without the  
19 receipt of adequate security and a reasonable rate of  
20 interest, or from a party in interest to a retirement  
21 system with provision of excessive security or an  
22 unreasonably high rate of interest,

23 c. furnishing of goods, services or facilities from a  
24 retirement system to a party in interest for less than

1 adequate consideration, or from a party in interest to  
2 a retirement system for more than adequate  
3 consideration, or

4 d. transfer to, or use by or for the benefit of, a party  
5 in interest of any assets of a retirement system for  
6 less than adequate consideration.

7 2. A fiduciary with respect to the state retirement systems  
8 shall not:

9 a. deal with the assets of a retirement system in the  
10 fiduciary's own interest or for the fiduciary's own  
11 account,

12 b. in the fiduciary's individual or any other capacity  
13 act in any transaction involving a retirement system  
14 on behalf of a party whose interests are adverse to  
15 the interests of a retirement system or the interests  
16 of its participants or beneficiaries, or

17 c. receive any consideration for the fiduciary's own  
18 personal account from any party dealing with a  
19 retirement system in connection with a transaction  
20 involving the assets of a retirement system.

21 SECTION 20. AMENDATORY 74 O.S. 2021, Section 1051, is  
22 amended to read as follows:

23 Section 1051. The Southern States Energy Compact is hereby  
24 entered into by this state with any and all other states legally

1 joining therein in accordance with its terms, in the form  
2 substantially as follows:

3 ARTICLE I. POLICY AND PURPOSE

4 The party states recognize that the proper employment and  
5 conservation of energy and employment of energy-related facilities,  
6 materials, and products, within the context of a responsible regard  
7 for the environment, can assist substantially in the  
8 industrialization of the South and the development of a balanced  
9 economy for the region. They also recognize that optimum benefit  
10 from and acquisition of energy resources and facilities require  
11 systematic encouragement, guidance, and assistance from the party  
12 states on a cooperative basis. It is the policy of the party states  
13 to undertake such cooperation on a continuing basis; it is the  
14 purpose of this Compact to provide the instruments and framework for  
15 such a cooperative effort to improve the economy of the South and  
16 contribute to the individual and community well-being of the  
17 region's people.

18 ARTICLE II. THE BOARD

19 ~~(a)~~ A. There is hereby created an agency of the party states to  
20 be known as the "Southern States Energy Board", hereinafter called  
21 the Board. The Board shall be composed of three (3) members from  
22 each party state, one of whom shall be appointed or designated in  
23 each state to represent the Governor, the State Senate and the State  
24 House of Representatives, respectively. Each member shall be



1 designated or appointed in accordance with the law of the state  
2 which he represents and serving and subject to removal in accordance  
3 with such law. Any member of the Board may provide for the  
4 discharge of his duties and the performance of his functions  
5 thereon, either for the duration of his membership or for any lesser  
6 period of time, by a deputy or assistant, if the laws of his state  
7 make specific provision therefor. The federal government may be  
8 represented without vote if provision is made by federal law for  
9 such representation.

10 ~~(b)~~ B. Each party state shall each be entitled to one vote on  
11 the Board to be determined by majority vote of each member or  
12 member's representative from the party state present and voting on  
13 any question. No action of the Board shall be binding unless taken  
14 at a meeting at which a majority of all party states are represented  
15 and unless a majority of the total number of votes on the Board are  
16 cast in favor thereof.

17 ~~(c)~~ C. The Board shall have a seal.

18 ~~(d)~~ D. The Board shall elect annually, from among its members,  
19 a chairman, a vice-chairman, and a treasurer. The Board shall  
20 appoint an Executive Director who shall serve at its pleasure and  
21 who shall also act as Secretary, and who, together with the  
22 treasurer, shall be bonded in such amounts as the Board may require.

23 ~~(e)~~ E. The Executive Director, with the approval of the Board,  
24 shall appoint and remove or discharge such personnel as may be

1 necessary for the performance of the Board's functions irrespective  
2 of the civil service, personnel or other merit system laws of any of  
3 the party states.

4 ~~(f)~~ F. The Board may establish and maintain, independently or  
5 in conjunction with any one or more of the party states, a suitable  
6 retirement system for its full-time employees. Employees of the  
7 Board shall be eligible for social security coverage in respect of  
8 old age and survivors insurance provided that the Board takes such  
9 steps as may be necessary pursuant to federal law to participate in  
10 such program of insurance as a governmental agency or unit. The  
11 Board may establish and maintain or participate in such additional  
12 programs of employee benefits as may be appropriate.

13 ~~(g)~~ G. The Board may borrow, accept, or contract for the  
14 services of personnel from any state or the United States or any  
15 subdivision or agency thereof, from any interstate agency, or from  
16 any institution, person, firm or corporation.

17 ~~(h)~~ H. The Board may accept for any of its purposes and  
18 functions under this Compact any and all donations, and grants of  
19 money, equipment, supplies, materials, and services, conditional or  
20 otherwise, from any state or the United States or any subdivision or  
21 agency thereof, or interstate agency, or from any institution,  
22 person, firm or corporation, and may receive, utilize and dispose of  
23 the same.

24

1        ~~(i)~~ I. The Board may establish and maintain such facilities as  
2 may be necessary for the transacting of its business. The Board may  
3 acquire, hold, and convey real and personal property and any  
4 interest therein.

5        ~~(j)~~ J. The Board shall adopt bylaws, rules and regulations for  
6 the conduct of its business, and shall have the power to amend and  
7 rescind these bylaws, rules, and regulations. The Board shall  
8 publish its bylaws, rules, and regulations in convenient form and  
9 shall file a copy thereof, and shall also file a copy of any  
10 amendment thereto, with the appropriate agency or officer in each of  
11 the party states.

12        ~~(k)~~ K. The Board annually shall make, to the governor of each  
13 party state, a report covering the activities of the Board for the  
14 preceding year, and embodying such recommendations as may have been  
15 adopted by the Board, which report shall be transmitted to the  
16 Legislature of said state. The Board may issue such additional  
17 reports as it may deem desirable. Reports required by this  
18 subsection shall be transmitted electronically to the receiving  
19 entity.

#### ARTICLE III. FINANCES

21        ~~(a)~~ A. The Board shall submit to the executive head or  
22 designated officer or officers of each party state a budget of its  
23 estimated expenditures for such period as may be required by the  
24

1 laws of that jurisdiction for presentation to the Legislature  
2 thereof.

3 ~~(b)~~ B. Each of the Board's budgets of estimated expenditures  
4 shall contain specific recommendations of the amount or amounts to  
5 be appropriated by each of the party states. One-half (1/2) of the  
6 total amount of each budget of estimated expenditures shall be  
7 apportioned among the party states in equal shares; one-quarter  
8 (1/4) of each such budget shall be apportioned among the party  
9 states in accordance with the ratio of their populations to the  
10 total population of the entire group of party states based on the  
11 last Decennial Federal Census; and one-quarter (1/4) of each such  
12 budget shall be apportioned among the party states on the basis of  
13 the relative average per capita income of the inhabitants in each of  
14 the party states based on the latest computations published by the  
15 federal census-taking agency. Subject to appropriation by their  
16 respective Legislatures, the Board shall be provided with such funds  
17 by each of the party states as are necessary to provide the means of  
18 establishing and maintaining facilities, a staff of personnel, and  
19 such activities as may be necessary to fulfill the powers and duties  
20 imposed upon and entrusted to the Board.

21 ~~(c)~~ C. The Board may meet any of its obligations in whole or in  
22 part with funds available to it under subsection H of Article II ~~(h)~~  
23 of this Compact, provided that the Board takes specific action  
24 setting aside such funds prior to the incurring of any obligation to

1 be met in whole or in part in this manner. Except where the Board  
2 makes use of funds available to it under subsection H of Article II  
3 ~~(h)~~ hereof, the Board shall not incur any obligation prior to the  
4 allotment of funds by the party jurisdictions adequate to meet the  
5 same.

6 ~~(d)~~ D. The Board shall keep accurate accounts of all receipts  
7 and disbursements. The receipts and disbursements of the Board  
8 shall be subject to the audit and accounting procedures established  
9 under its bylaws. However, all receipts and disbursements of funds  
10 handled by the Board shall be audited yearly by a qualified public  
11 accountant and the report of the audit shall be included in and  
12 become a part of the annual report of the Board.

13 ~~(e)~~ E. The accounts of the Board shall be open at any  
14 reasonable time for inspection.

#### 15 ARTICLE IV. ADVISORY COMMITTEES

16 The Board may establish such advisory and technical committees  
17 as it may deem necessary, membership on which to include but not be  
18 limited to private citizens, expert and lay personnel,  
19 representatives of industry, labor, commerce, agriculture, civic  
20 associations, medicine, education, voluntary health agencies, and  
21 officials of local, state and federal government, and may cooperate  
22 with and use the services of any such committees and the  
23 organizations which they represent in furthering any of its  
24 activities under this Compact.

ARTICLE V. POWERS

The Board shall have power to:

~~(a)~~ A. Ascertain and analyze on a continuing basis the position of the South with respect to energy, energy-related industries and environmental concerns.

~~(b)~~ B. Encourage the development, conservation and responsible use of energy and energy-related facilities, installations, and products as part of a balanced economy and healthy environment.

~~(c)~~ C. Collect, correlate, and disseminate information relating to civilian uses of energy and energy-related materials and products.

~~(d)~~ D. Conduct, or cooperate in conducting, programs of training for state and local personnel engaged in any aspect of:

~~(1)~~ 1. Energy, environment, and application of energy, environmental, and related concerns to industry, medicine, or education or the promotion or regulation thereof.

~~(2)~~ 2. The formulation or administration of measures designed to promote safety in any matter related to the development, use or disposal of energy and energy-related materials, products, installations, or wastes.

~~(e)~~ E. Organize and conduct, or assist and cooperate in organizing and conducting, demonstrations of energy product, material, or equipment use and disposal and of proper techniques or

1 processes for the application of energy resources to the civilian  
2 economy or general welfare.

3 ~~(f)~~ F. Undertake such nonregulatory functions with respect to  
4 sources of radiation as may promote the economic development and  
5 general welfare of the region.

6 ~~(g)~~ G. Study industrial, health, safety, and other standards,  
7 laws, codes, rules, regulations, and administrative practices in or  
8 related to energy and environmental fields.

9 ~~(h)~~ H. Recommend such changes in, or amendments or additions  
10 to, the laws, codes, rules, regulations, administrative procedures  
11 and practices or ordinances of the party states in any of the fields  
12 of its interest and competence as in its judgment may be  
13 appropriate. Any such recommendation shall be made through the  
14 appropriate state agency with due consideration of the desirability  
15 of uniformity but shall also give appropriate weight to any special  
16 circumstance which may justify variations to meet local conditions.

17 ~~(i)~~ I. Prepare, publish and distribute, with or without charge,  
18 such reports, bulletins, newsletters or other material as it deems  
19 appropriate.

20 ~~(j)~~ J. Cooperate with the United States Department of Energy or  
21 any agency successor thereto, any other officer or agency of the  
22 United States, and any other governmental unit or agency or officer  
23 thereof, and with any private persons or agencies in any of the  
24 fields of its interests.

1       ~~(k)~~ K. Act as licensee of the United States Government or any  
2 party state with respect to the conduct of any research activity  
3 requiring such license and operate such research facility or  
4 undertake any program pursuant thereto.

5       ~~(l)~~ L. Ascertain from time to time such methods, practices,  
6 circumstances, and conditions as may bring about the prevention and  
7 control of energy and environmental incidents in the area comprising  
8 the party states, to coordinate the environmental and other energy-  
9 related incident prevention and control plans and the work relating  
10 thereto of the appropriate agencies of the party states and to  
11 facilitate the rendering of aid by the party states to each other in  
12 coping with energy and environmental incidents. The Board may  
13 formulate and, in accordance with need from time to time, revise a  
14 regional plan or regional plans for coping with energy and  
15 environmental incidents within the territory of the party states as  
16 a whole or within any subregion or subregions of the geographic area  
17 covered by this Compact.

18                               ARTICLE VI. SUPPLEMENTARY AGREEMENTS

19       ~~(a)~~ A. To the extent that the Board has not undertaken an  
20 activity or project which would be within its power under the  
21 provisions of Article V of this Compact, any two or more of the  
22 party states, acting by their duly constituted administrative  
23 officials, may enter into supplementary agreements for the  
24 undertaking and continuance of such an activity or project. Any



1 such agreement shall specify its purpose or purposes; its duration  
2 and the procedure for termination thereof or withdrawal therefrom;  
3 the method of financing and allocating the costs of the activity or  
4 project; and such other matters as may be necessary or appropriate.  
5 No such supplementary agreement entered into pursuant to this  
6 article shall become effective prior to its submission to and  
7 approval by the Board. The Board shall give such approval unless it  
8 finds that the supplementary agreement or the activity or project  
9 contemplated thereby is inconsistent with the provisions of this  
10 Compact or a program or activity conducted by or participated in by  
11 the Board.

12 ~~(b)~~ B. Unless all of the party states participate in a  
13 supplementary agreement, any cost or costs thereof shall be borne  
14 separately by the states party thereto. However, the Board may  
15 administer or otherwise assist in the operation of any supplementary  
16 agreement.

17 ~~(c)~~ C. No party to a supplementary agreement entered into  
18 pursuant to this article shall be relieved thereby of any obligation  
19 or duty assumed by said party state under or pursuant to this  
20 Compact, except that timely and proper performance of such  
21 obligation or duty by means of the supplementary agreement may be  
22 offered as performance pursuant to the Compact.

23 ARTICLE VII. OTHER LAWS AND RELATIONSHIPS

24 Nothing in this Compact shall be construed to:

1       ~~(a)~~ A. Permit or require any person or other entity to avoid or  
2 refuse compliance with any law, rule, regulation, order or ordinance  
3 of a party state or subdivision thereof now or hereafter made,  
4 enacted or in force.

5       ~~(b)~~ B. Limit, diminish, or otherwise impair jurisdiction  
6 exercised by the United States Department of Energy, any agency  
7 successor thereto, or any other federal department, agency or  
8 officer pursuant to and in conformity with any valid and operative  
9 act of Congress.

10       ~~(c)~~ C. Alter the relations between the respective internal  
11 responsibilities of the government of a party state and its  
12 subdivisions.

13       ~~(d)~~ D. Permit or authorize the Board to exercise any regulatory  
14 authority or to own or operate any nuclear reactor for the  
15 generation of electric energy; nor shall the Board own or operate  
16 any facility or installation for industrial or commercial purposes.

17                   ARTICLE VIII. ELIGIBLE PARTIES, ENTRY

18                                   INTO FORCE AND WITHDRAWAL

19       ~~(a)~~ A. Any or all of the states of Alabama, Arkansas, Delaware,  
20 Florida, Georgia, Kentucky, Louisiana, Maryland, Mississippi,  
21 Missouri, North Carolina, Oklahoma, South Carolina, Tennessee,  
22 Texas, Virginia, West Virginia, the Commonwealth of Puerto Rico, and  
23 the United States Virgin Islands shall be eligible to become party  
24 to this Compact.

1       ~~(b)~~ B. As to any eligible party state, this Compact shall  
2 become effective when its Legislature shall have enacted the same  
3 into law; provided that it shall not become initially effective  
4 until enacted into law by seven states.

5       ~~(c)~~ C. Any party state may withdraw from this Compact by  
6 enacting a statute repealing the same, but no such withdrawal shall  
7 become effective until the Governor of the withdrawing state shall  
8 have sent formal notice in writing to the Governor of each other  
9 party state informing said Governors of the action of the  
10 Legislature in repealing the Compact and declaring an intention to  
11 withdraw.

12                   ARTICLE IX. SEVERABILITY AND CONSTRUCTION

13       The provisions of this Compact and of any supplementary  
14 agreement entered into hereunder shall be severable and if any  
15 phrase, clause, sentence or provision of this Compact or such  
16 supplementary agreement is declared to be contrary to the  
17 constitution of any participating state or of the United States or  
18 the applicability thereof to any government, agency, person, or  
19 circumstance is held invalid, the validity of the remainder of this  
20 Compact or such supplementary agreement and the applicability  
21 thereof to any government, agency, person or circumstance shall not  
22 be affected thereby. If this Compact or any supplementary agreement  
23 entered into hereunder shall be held contrary to the constitution of  
24 any state participating therein, the Compact or such supplementary

1 agreement shall remain in full force and effect as to the remaining  
2 states and in full force and effect as to the state affected as to  
3 all severable matters. The provisions of this Compact and of any  
4 supplementary agreement entered into pursuant hereto shall be  
5 liberally construed to effectuate the purpose thereof.

6 SECTION 21. AMENDATORY 74 O.S. 2021, Section 3103, is  
7 amended to read as follows:

8 Section 3103. That all state agencies, departments, boards,  
9 commissions and institutions are instructed to make every effort to  
10 use the most inexpensive and brief means of publication of this  
11 material, electronically submitted when possible.

12 SECTION 22. AMENDATORY 74 O.S. 2021, Section 3104, is  
13 amended to read as follows:

14 Section 3104. Every agency, board, department, commission, or  
15 institution of this state shall electronically submit its annual,  
16 semiannual, or biennial reports as required by the provisions of  
17 Section 3-114 of Title 65 of the Oklahoma Statutes. The  
18 Publications Clearinghouse shall notify the members of the  
19 Legislature of the submission of ~~said~~ such reports.

20 SECTION 23. AMENDATORY 74 O.S. 2021, Section 5060.22, is  
21 amended to read as follows:

22 Section 5060.22. A. The Oklahoma Science and Technology  
23 Research and Development Board is authorized and instructed to make  
24 an annual report no later than November 1 to the Governor, the

1 President Pro Tempore of the Senate, and the Speaker of the House of  
2 Representatives that shall describe the accomplishments, the  
3 expenditures, and the activities of the prior fiscal year. The  
4 report shall be transmitted electronically to the specified entities  
5 required to receive the annual report. The report shall include  
6 elements the Board identifies as hampering the state's economic  
7 progress and recommendations for changes. The report shall include  
8 an independent audit in accordance with auditing standards generally  
9 accepted in the United States and the standards applicable to  
10 financial audits contained in Government Auditing Standards, latest  
11 revised edition, issued by the Comptroller General of the United  
12 States, which shall examine, among other things, actions governed by  
13 the administrative policies adopted by the Board on behalf of the  
14 Oklahoma Center for the Advancement of Science and Technology. The  
15 annual report shall specifically account for the ways in which the  
16 need, mission and programs of the Center have been carried out,  
17 including but not limited to a review of the results of the  
18 operations and transactions according to objective measures set  
19 forth in the business plan. The report shall recommend specific  
20 changes in the activities of the Center which are necessary to  
21 better carry out the need and mission described in the Oklahoma  
22 ~~Center for the Advancement of Science and Technology~~ Science and  
23 Technology Research and Development Act. The Board shall distribute  
24 its annual report by such means that will make it widely available

1 to those innovative enterprises of special importance to the  
2 Oklahoma economy.

3 B. The Board shall annually review and prepare a report showing  
4 how and at what level other states fund technology-based economic  
5 development programs. The Board shall recommend an appropriate  
6 funding level for Oklahoma which will make these programs nationally  
7 competitive with those of other states. The Board's findings and  
8 recommendations shall be included in the annual report to be  
9 submitted to the Governor and the Legislature.

10 C. The Center shall adopt a threshold funding level for each of  
11 the programs provided for by law. The threshold amount shall  
12 provide for funding that is great enough to have a significant  
13 impact and carry out the intent of the Legislature. If the funding  
14 for these programs falls below the threshold, then no funding shall  
15 be provided by the Center to the program funded below threshold  
16 level.

17 D. The Board, on behalf of the Center, shall fund areas of  
18 research and development that the Board selects as most likely to  
19 stimulate information technology, biotechnology, genetics,  
20 meteorology and climate studies, and emerging or developing  
21 technology and related jobs; foster patents; result in new patents,  
22 copyrights, trademarks, and licenses of value; pursue world-class  
23 research teams that support the state's primary economic development

24

1 thrusts or focus areas; and stimulate private and public investments  
2 with the intent to encourage economic development in Oklahoma.

3 SECTION 24. AMENDATORY 74 O.S. 2021, Section 5156, is  
4 amended to read as follows:

5 Section 5156. A. Partnership contracts shall be signed by both  
6 the Director of the Office of Management and Enterprise Services  
7 (OMES) and the authorized representative of the responsible state  
8 agency for which the public service at issue in the contract  
9 relates.

10 B. The Director of OMES is authorized to receive and deposit  
11 any money received under the contract. Any such contract shall be  
12 sufficient to effect its purpose notwithstanding any provision of  
13 law to the contrary, including other laws governing the sale, lease  
14 or other disposition of property or interests therein, service  
15 contracts or financial transactions by or for the state.

16 C. The Office of Public-Private Partnerships shall provide a  
17 report to the Speaker of the House of Representatives and the  
18 President Pro Tempore of the Senate explaining the value of the  
19 contract to the state and describing the procurement process by  
20 which the contract was reached. Reports required in this subsection  
21 shall be transmitted electronically.

22 SECTION 25. AMENDATORY Section 5, Chapter 229, O.S.L.  
23 2022, as amended by Section 1, Chapter 336, O.S.L. 2023 (74 O.S.  
24 Supp. 2023, Section 9204), is amended to read as follows:

1 Section 9204. A. There is hereby created until June 30, 2028,  
2 the Oklahoma Broadband Office, to serve as the state's sole  
3 administrator of the functions, powers, and duties assigned to the  
4 Office in the Oklahoma Broadband Expansion Act or under law.  
5 Effective June 30, 2028, the Office shall terminate and all  
6 personnel positions shall be abolished. The Office shall utilize  
7 the year prior to the termination date for the purpose of ceasing  
8 the Office's affairs.

9 B. The Office shall receive administrative assistance from the  
10 Office of Management and Enterprise Services (OMES), which shall  
11 provide, through existing OMES resources, administrative assistance  
12 upon request in writing or electronic correspondence from the  
13 Office's Executive Director. OMES shall provide assistance in the  
14 manner requested within thirty (30) days of determination by the  
15 Agency that the request is able to be fulfilled. If for any reason  
16 the request cannot be fulfilled within thirty (30) days, the Office  
17 and OMES shall enter into a written agreement expressing an agreed  
18 upon timeline for fulfilling the needs of the Office. In the event  
19 that the request cannot be fulfilled, OMES shall respond in writing  
20 within ten (10) days of the request providing the reasoning for  
21 denial. If the request cannot be fulfilled utilizing existing  
22 resources, OMES may charge the Office for the actual cost to fulfill  
23 the request.

24



1 C. The Office shall be governed by the Broadband Governing  
2 Board, created pursuant to Section 9202 of this title.

3 D. The Office shall be advised by the Broadband Expansion  
4 Council, created pursuant to Section 9203 of this title.

5 E. The Office shall have an Executive Director who shall  
6 oversee the operations of the Office including, but not limited to:

7 1. ~~Overseeing the~~ The creation, maintenance, and completion of  
8 the Statewide Broadband Plan;

9 2. Communicating the state's progress in achieving the goals  
10 and implementation of the Statewide Broadband Plan;

11 3. The creation, housing, and updating of a statewide broadband  
12 services map;

13 4. ~~Overseeing of grant~~ Grant applications and awards for  
14 connectivity and affordability projects;

15 5. Making recommendations to the Board regarding procedural and  
16 administrative rules for the Office; and

17 6. Employment and management of Office staff subject to the  
18 limitations and requirements of the Oklahoma Broadband Expansion Act  
19 and subject to the limitations and requirements of the Broadband  
20 Governing Board.

21 F. The Executive Director shall regularly report to the Council  
22 and the Board and shall electronically submit an annual report to  
23 the Office of the Speaker of the House of Representatives and the  
24 Office of the President Pro Tempore of the Senate.

1 G. The Office may hire legal counsel as it is deemed necessary  
2 by the hiring entity. The Office shall be subject to the provisions  
3 of Section 20i of this title.

4 SECTION 26. AMENDATORY 82 O.S. 2021, Section 863.3, is  
5 amended to read as follows:

6 Section 863.3. A. There is hereby created the Joint  
7 Legislative Task Force on the Grand River Dam Authority for the  
8 purpose of studying the functions, activities, policies, procedures  
9 and expenditures performed by the district and any related issues  
10 the task force deems appropriate. Members of the task force shall  
11 be appointed in January of each year following a state general  
12 election by the President Pro Tempore of the Senate and the Speaker  
13 of the House of Representatives. Membership shall be made up of  
14 five members of the Senate and five members of the House of  
15 Representatives whose legislative districts include a portion of the  
16 Grand River Dam Authority district to be appointed by the President  
17 Pro Tempore of the Senate and the Speaker of the House of  
18 Representatives, respectively. The President Pro Tempore and  
19 Speaker shall each designate one of their members to be ~~co~~co-  
20 chairs of the task force. The task force shall be required to meet  
21 at least once biennially during the first session of each new  
22 legislature. Additional meetings may be called as the ~~co~~co-  
23 chairs determine necessary. Meetings of the task force shall be  
24 called by the ~~co~~co- chairs. A majority of the appointed

1 members shall constitute a quorum for any meeting of the task force.  
2 Staffing assistance shall be provided by the staff of the Senate and  
3 House of Representatives.

4 B. The members of the task force created herein shall continue  
5 to serve until new members are appointed pursuant to the provisions  
6 of subsection A of this section. The task force is authorized to  
7 adopt any recommendations or issue any report it deems necessary.  
8 Any recommendations or reports shall be approved by a majority of  
9 the appointed members. Copies of any recommendations or reports  
10 issued by the task force shall be electronically distributed to the  
11 Governor, the President Pro Tempore of the Senate, the Speaker of  
12 the House of Representatives, the members of the Grand River Dam  
13 Authority Board of Directors and the Chief Executive Officer of the  
14 Grand River Dam Authority.

15 C. The Grand River Dam Authority shall annually provide a copy  
16 of the district's most recent annual report to the members of the  
17 task force in addition to any information requested pursuant to the  
18 provisions of this section.

19 D. Members serving on the task force shall not be entitled to  
20 travel reimbursement.

21 SECTION 27. AMENDATORY 85A O.S. 2021, Section 17, is  
22 amended to read as follows:

23 Section 17. A. There is hereby created a Physician Advisory  
24 Committee comprised of nine (9) members to be appointed as follows:

1           1. The Governor shall appoint three members, one of whom shall  
2 be licensed in this state as a doctor of medicine and surgery, one  
3 of whom shall be engaged in the practice of family medicine in a  
4 rural community of the state, and one of whom shall be an  
5 osteopathic physician;

6           2. The President Pro Tempore of the Senate shall appoint three  
7 members, one of whom shall be licensed in this state as a doctor of  
8 medicine and orthopedic surgery, one of whom shall be licensed in  
9 this state either as a doctor of medicine or a doctor of osteopathy  
10 and a neurosurgeon, and one of whom shall be licensed in this state  
11 as a podiatric physician; and

12           3. The Speaker of the House of Representatives shall appoint  
13 three members, one of whom shall be licensed in this state as an  
14 osteopathic physician, one of whom shall be licensed in this state  
15 either as a doctor of medicine or a doctor of osteopathy and shall  
16 be engaged in the practice of occupational medicine, and one of whom  
17 shall be licensed in this state as a chiropractic physician.

18           Any member serving on ~~the effective date of this section~~  
19 February 1, 2014, shall serve the remainder of his or her term.

20           Thereafter, each position will be filled by the appointing official  
21 for a term of three (3) years. Members shall be subject to  
22 reappointment, with any new appointee to serve out the remainder of  
23 the unexpired term of the Committee member so replaced.

24           B. The Committee shall:

1           1. Assist and advise the Oklahoma Workers' Compensation  
2 Commission regarding utilization review as it relates to the medical  
3 practice and treatment of work-related injuries. Such utilization  
4 review shall include a review of reasonable and necessary medical  
5 treatment; abusive practices; needless treatments, testing, or  
6 procedures; or a pattern of billing in excess of or in violation of  
7 the Schedule of Medical Fees. The Physician Advisory Committee  
8 shall review and make findings and recommendations to the Commission  
9 with respect to charges of inappropriate or unnecessary treatment or  
10 procedures, abusive practices, or excessive billing disclosed  
11 through utilization review;

12           2. Assist the Commission in reviewing medical practices of  
13 health care providers, including evaluations of permanent disability  
14 provided by health care providers. The Committee shall review and  
15 make findings and recommendations to the Commission with respect to  
16 charges of abusive practices by health care providers providing  
17 medical services or evaluations of permanent partial disability  
18 through the workers' compensation system;

19           3. After public hearing, review and make recommendations for  
20 acceptable deviations from the American Medical Association's  
21 "Guides to the Evaluation of Permanent Impairment";

22           4. After public hearing, adopt Physician Advisory Committee  
23 Guidelines (PACG) and protocols for only medical treatment not  
24

1 addressed by the latest edition of the Official Disability  
2 Guidelines;

3 5. After public hearing, adopt Physician Advisory Committee  
4 Guidelines for the prescription and dispensing of any controlled  
5 substance included in Schedule II of the Uniform Controlled  
6 Dangerous Substances Act if not addressed by the current edition of  
7 the Official Disability Guidelines;

8 6. Review utilization on cases or of providers when requested  
9 by any employer, injured employee or insurer. The Committee may  
10 issue a public or private censure to any provider for utilization  
11 which is excessive or inadequate, or recommend the Commission order  
12 treatment within the treatment guidelines;

13 7. Provide general recommendations to the Commission on the  
14 issues of injury causation and apportionment;

15 8. Conduct educational seminars for the Commission, employers,  
16 employees, and other interested parties;

17 9. Assist the Commission in accessing medical information from  
18 scientific literature; and

19 10. Report, by electronic submission, its progress annually to  
20 the Governor, the President Pro Tempore of the Senate, and the  
21 Speaker of the House of Representatives.

22 C. The Commission shall recognize the latest edition of the  
23 Official Disability Guidelines as the primary standard of reference,  
24 at the time of treatment, in determining the frequency and extent of

1 services presumed to be medically necessary and appropriate for  
2 compensable injuries under ~~this act~~ the Administrative Workers'  
3 Compensation Act, or in resolving such matters in the event a  
4 dispute arises.

5 D. Members of the Physician Advisory Committee shall receive no  
6 compensation for serving on the Committee but shall be reimbursed by  
7 the Commission for their necessary travel expenses incurred in the  
8 performance of their duties in accordance with the State Travel  
9 Reimbursement Act.

10 E. Meetings of the Physician Advisory Committee shall be called  
11 by the Commission but held at least quarterly. The presence of a  
12 majority of the members shall constitute a quorum. No action shall  
13 be taken by the Physician Advisory Committee without the affirmative  
14 vote of at least a majority of the members.

15 F. The Commission shall provide office supplies and personnel  
16 of the Commission to assist the Committee in the performance of its  
17 duties.

18 G. Upon written request, the Insurance Commissioner, CompSource  
19 Oklahoma, and every approved self-insured employer in Oklahoma shall  
20 provide the Committee with data necessary to the performance of its  
21 duties.

22 H. Any health care provider acting in good faith and within the  
23 scope of the provider's duties as a member of the Physician Advisory  
24 Committee shall be immune from civil liability for making any report

1 or other information available to the judges of the Commission or to  
2 the Commission or for assisting in the origination, investigation,  
3 or preparation of the report or other information so provided.

4 SECTION 28. AMENDATORY 85A O.S. 2021, Section 121, is  
5 amended to read as follows:

6 Section 121. A. There is hereby created an Advisory Council on  
7 Workers' Compensation.

8 B. The voting membership of the Advisory Council shall consist  
9 of nine (9) members. Any member serving on ~~the effective date of~~  
10 ~~this section~~ February 1, 2014, shall serve the remainder of his or  
11 her term. The chair of the Oklahoma Workers' Compensation  
12 Commission shall be an ex officio nonvoting member.

13 1. The Governor shall appoint three members representing  
14 employers in this state, one of whom shall be from a list of  
15 nominees provided by the predominant statewide broad-based business  
16 organization.

17 2. The Speaker of the House of Representatives shall appoint  
18 three members representing employees in this state, one of whom  
19 shall be from a list of nominees provided by the most representative  
20 labor organization in the state.

21 3. The President Pro Tempore of the Senate shall appoint three  
22 members, two who are attorneys representing the legal profession in  
23 this state, one of whom shall be an attorney who practices primarily  
24 in the area of defense of workers' compensation claims, and one of



1 | whom shall be an attorney who primarily represents claimants, and a  
2 | medical doctor or doctor of osteopathy actively engaged in the  
3 | treatment of injured workers.

4 | C. The term of office for appointees shall be as follows:

5 | 1. The term of office for three positions, one each appointed  
6 | by the Governor, the President Pro Tempore of the Senate and the  
7 | Speaker of the House of Representatives shall expire on January 1,  
8 | 2015;

9 | 2. The term of office for three positions, one each appointed  
10 | by the Governor, the President Pro Tempore of the Senate and the  
11 | Speaker of the House of Representatives shall expire on January 1,  
12 | 2016; and

13 | 3. The term of office for three positions, one each appointed  
14 | by the Governor, the President Pro Tempore of the Senate and the  
15 | Speaker of the House of Representatives shall expire on January 1,  
16 | 2017.

17 | D. Thereafter, successors in office shall be appointed for a  
18 | three-year term. Members shall be eligible to succeed themselves in  
19 | office.

20 | E. Any person appointed to fill a vacancy shall be appointed  
21 | for the unexpired portion of the term.

22 | F. The chair and the ~~vice-chair~~ vice chair of the Advisory  
23 | Council shall be appointed by the Governor.

24 |

1 G. Members shall receive their traveling and other necessary  
2 expenses incurred in the performance of their duties as provided in  
3 the State Travel Reimbursement Act.

4 H. Meetings of the Advisory Council shall be quarterly or as  
5 called by the chair or upon petition by a majority of the voting  
6 members. The presence of five voting members constitutes a quorum.  
7 No action shall be taken by the Advisory Council without the  
8 affirmative vote of at least five members.

9 I. The Commission shall provide office supplies and personnel  
10 of the Commission to carry out any of the duties that have been  
11 entrusted to the Advisory Council.

12 J. The Advisory Council shall analyze and review the workers'  
13 compensation system, the reports of the Commission, and trends in  
14 the field of workers' compensation. The Advisory Council may  
15 recommend improvements and proper responses to developing trends.  
16 The Advisory Council shall report its findings annually to the  
17 Governor, the Chief Justice of the Supreme Court, the President Pro  
18 Tempore of the Senate, and the Speaker of the House of  
19 Representatives. Recommendations and reports, as required by this  
20 subsection, shall be submitted to the required receiving entities  
21 electronically.

22 K. In addition to other duties required by this section, the  
23 Advisory Council shall consult with the Commission regarding  
24

1 oversight of independent medical examiners as provided in Section 45  
2 of this title.

3 SECTION 29. This act shall become effective November 1, 2024.

4 COMMITTEE REPORT BY: COMMITTEE ON GENERAL GOVERNMENT  
5 February 15, 2024 - DO PASS  
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