

1 **SENATE FLOOR VERSION**

2 April 3, 2019

3 **AS AMENDED**

4 ENGROSSED HOUSE

5 BILL NO. 1365

6 By: Bush, Cornwell, Frix,
7 Humphrey and McDugle of the
8 House

9 and

10 Standridge and **Silk** of the
11 Senate

12 [transportation - creating the Office of Mobility
13 and Public Transit - certain responsibilities and
14 programs - **effective date** -

15 **emergency**]

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

17 SECTION 1. NEW LAW A new section of law to be codified
18 in the Oklahoma Statutes as Section 322 of Title 69, unless there is
19 created a duplication in numbering, reads as follows:

20 A. There is hereby created the Office of Mobility and Public
21 Transit within the Department of Transportation. All current
22 Transit Division responsibilities, including oversight and
23 management of Federal Transit Administration (FTA) grants and
24 resources and the State Management Plan, are moved to the Office of
25 Mobility and Public Transit. All Federal Transit Administration
26 program implementations not currently managed by the Department of

1 Transportation shall be moved to the Office of Mobility and Public
2 Transit from other state agencies and programs. The Office of
3 Mobility and Public Transit is charged with overseeing a network of
4 public transit systems that receive adequate funding to ensure the
5 mobility needs of all Oklahomans are met in a safe, affordable,
6 reliable, consistent and coordinated fashion.

7 B. The Office of Mobility and Public Transit shall promulgate
8 rules and procedures to:

9 1. Implement innovative pilot programs including, but not
10 limited to, microtransit and autonomous vehicles in the following
11 systems:

- 12 a. EMBARK,
- 13 b. Tulsa Transit,
- 14 c. Little Dixie Transit, and
- 15 d. other transit systems as determined by the Department
16 of Transportation;

17 2. Implement expansion of the current Veterans' Ride Connect
18 call center at Pelivan Transit to create a "one call/one click"
19 statewide system for all citizens; and

20 3. Develop the Oklahoma Public Transit Policy Plan. The plan
21 will be developed jointly by the Department of Transportation and
22 the Oklahoma Transit Association.

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1 a. A copy of the plan shall be submitted to the Governor,
2 the Speaker of the House of Representatives and the
3 President Pro Tempore of the Senate by July 1, 2020.

4 b. The plan shall:

5 (1) be all-inclusive of the public transit systems in
6 the state,

7 (2) reflect the results of the 2018 Oklahoma Transit
8 Needs Assessment conducted by the Small Urban and
9 Rural Transit Center,

10 (3) include all stakeholder input,

11 (4) provide for future collaboration and coordination
12 of an effective network of public transit systems
13 across the state,

14 (5) provide for future collaboration and coordination
15 among all public transit agencies and systems and
16 all stakeholders with an interest in public
17 transit, and

18 (6) provide for future collaboration and coordination
19 among all state agencies with an interest in
20 public transit including, but not limited to,
21 the:

22 (a) Oklahoma Department of Commerce,

23 (b) Oklahoma Department of Rehabilitation
24 Services,

- (c) Oklahoma Department of Human Services,
- (d) Oklahoma Department of Mental Health and Substance Abuse Services,
- (e) Oklahoma Department of Veterans Affairs,
- (f) Oklahoma Association of Centers for Independent Living,
- (g) Oklahoma Health Care Authority,
- (h) Oklahoma Employment Security Commission,
- (i) Oklahoma State Department of Education,
- (j) Oklahoma Department of Environmental Quality, and
- (k) Oklahoma Department of Labor.

SECTION 2. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 323 of Title 69, unless there is created a duplication in numbering, reads as follows:

A. The Transit Division within the Department of Transportation, including oversight and management of Federal Transit Administration grants and resources and the State Management Plan, is transferred into the Office of Mobility and Public Transit. The Executive Director of the Department of Transportation shall assume all executive-level responsibilities for the Office of Mobility and Public Transit and shall function as and possess the powers of the director for the Office of Mobility and Public Transit. For the purposes of this section, the term "transferring

1 agency" shall mean the Transit Division within the Department of
2 Transportation, including oversight and management of Federal
3 Transit Administration grants and resources and the State Management
4 Plan. Any funds appropriated to, in the possession of or allocated
5 to the transferring agency shall be deemed to be funds of the Office
6 of Mobility and Public Transit.

7 B. Upon request of the Executive Director of the Department of
8 Transportation, the personnel of the transferring agency shall
9 deliver to the Office of Mobility and Public Transit all books,
10 papers, records and property.

11 C. All functions, powers, duties and obligations previously
12 assigned to the transferring agency are hereby transferred to the
13 Office of Mobility and Public Transit.

14 D. All rules, regulations, acts, orders, contracts,
15 determinations and decisions of the transferring agency pertaining
16 to the functions and powers herein transferred and assigned to the
17 Office of Mobility and Public Transit in force at the time of such
18 transfer, assignment, assumption or devolution shall continue in
19 force and effect as rules, regulations, acts, orders, contracts,
20 determinations and decisions of the Office of Mobility and Public
21 Transit until duly modified or abrogated by the appropriate body or
22 until otherwise provided by law.

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1 SECTION 3. NEW LAW A new section of law to be codified in
2 the Oklahoma Statutes as Section 324 of Title 69, unless there is
3 created a duplication in numbering, reads as follows:

4 A. The Aging Services Division within the Department of Human
5 Services shall transfer responsibilities regarding oversight and
6 management of Federal Transit Administration grants and resources
7 under 49 U.S.C., Section 5310 into the Office of Mobility and Public
8 Transit. The Executive Director of the Department of Transportation
9 shall assume all executive-level responsibilities for management and
10 oversight of the Federal Transit Administration grants and
11 resources. For the purposes of this section, the term "transferring
12 agency" shall mean the Aging Services Division within the Department
13 of Human Services. Any federal 49 U.S.C., Section 5310 funds or
14 funds in the possession of or allocated to the transferring agency
15 related to 49 U.S.C., Section 5310 transportation services shall be
16 deemed to be funds of the Office of Mobility and Public Transit.

17 B. Upon request of the Executive Director of the Department of
18 Transportation, the personnel of the transferring agency shall
19 deliver to the Office of Mobility and Public Transit all books,
20 papers, records and property related to Federal Transit
21 Administration grants and resources.

22 C. All functions, powers, duties and obligations related to
23 Federal Transit Administration grants and resources previously
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1 assigned to the transferring agency are hereby transferred to the
2 Office of Mobility and Public Transit.

3 D. All rules, regulations, acts, orders, contracts,
4 determinations and decisions of the transferring agency pertaining
5 to the functions and powers herein transferred and assigned to the
6 Office of Mobility and Public Transit in force at the time of such
7 transfer, assignment, assumption or devolution shall continue in
8 force and effect as rules, regulations, acts, orders, contracts,
9 determinations and decisions of the Office of Mobility and Public
10 Transit until duly modified or abrogated by the appropriate body or
11 until otherwise provided by law.

12 ~~SECTION 4. This act shall become effective July 1, 2019.~~

13 ~~SECTION 5. It being immediately necessary for the preservation~~
14 ~~of the public peace, health or safety, an emergency is hereby~~
15 ~~declared to exist, by reason whereof this act shall take effect and~~
16 ~~be in full force from and after its passage and approval.~~

17 COMMITTEE REPORT BY: COMMITTEE ON APPROPRIATIONS
18 April 3, 2019 - DO PASS AS AMENDED

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