

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 2nd Session of the 58th Legislature (2022)

4 HOUSE BILL 3372

 By: West (Tammy) of the House

5 and

6 **Weaver** of the Senate

7

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9 AS INTRODUCED

10 An Act relating to state government; stating intent;
11 requiring the Office of Management and Enterprise
12 Services to promulgate rules to develop a program
13 regarding certain distribution of surplus vehicles;
14 requiring coordinate with certain entities; stating
15 certain program specifications; providing for
16 noncodification; providing for codification; and
17 providing an effective date.

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

17 SECTION 1. NEW LAW A new section of law not to be
18 codified in the Oklahoma Statutes reads as follows:

19 The Oklahoma Legislature finds that persons who have been
20 incarcerated may find it difficult to secure employment unless they
21 have reliable methods of transportation both to and from work. The
22 Legislature finds that it is desirable public policy and in
23 furtherance of an essential governmental function to provide a means
24 by which such persons, as further provided by this act, may make

1 positive contributions in the economy, demonstrate the ability to
2 perform well and consistently in employment environments, contribute
3 to their own sense of well-being and self-worth and to provide
4 financial support for family members. The Legislature finds that
5 making surplus state vehicles available through the program created
6 pursuant to the provisions of this act constitutes an effective
7 means to promote the well-being of the persons identified in this
8 act and through the use of selected nonprofit entities in the
9 selection process and monitoring the use of such vehicles the State
10 of Oklahoma is likely to benefit from the payment of income taxes
11 based on compensation paid to these persons, sales taxes on
12 purchases made with their disposable income, motor fuel taxes, and
13 any number of other state or local taxes that are derived from the
14 economic activity of persons who might not otherwise be in a
15 position to make such contributions to the state or local economies.

16 SECTION 2. NEW LAW A new section of law to be codified
17 in the Oklahoma Statutes as Section 62.10 of Title 74, unless there
18 is created a duplication in numbering, reads as follows:

19 The Office of Management and Enterprise Services (OMES) shall
20 promulgate rules and any necessary procedures to develop a program
21 allowing for the distribution of state surplus vehicles to certain
22 nonprofit organizations in this state. Eligible nonprofit
23 organizations shall be those that offer assistance to certain
24 persons recently released from prisons in this state. The OMES

1 shall coordinate with applying nonprofit organizations and the
2 Department of Corrections, if required, to make the distributions.
3 The program shall include, but not be limited to, the following
4 specifications:

5 1. The OMES shall establish set criteria regarding which state
6 surplus vehicles qualify for distribution in the program. In making
7 the determination, the OMES may consider the actual market value of
8 the surplus vehicle, roadworthiness of the vehicle, type of vehicle,
9 the number of surplus vehicles the state has in inventory, or other
10 relevant considerations.

11 2. Eligible nonprofit organizations may make an application to
12 the OMES for available surplus vehicles that meet the criteria for
13 distribution under this section.

14 3. Former prisoner eligibility for the program shall be based
15 upon a screening process developed by the nonprofit organization or
16 by the nonprofit in conjunction with OMES. Considerations for the
17 eligibility of a former prisoner for the program shall include, but
18 not be limited to, the nature of the crime in which the person was
19 convicted, if the sentence was served, and an evaluation need based
20 on the income of the person. However, no person convicted of a
21 violent crime or a sex crime shall be eligible for the program.

22 4. Upon a receiving a new conviction, persons who qualified for
23 the program and received a vehicle through the program shall forfeit
24 any rights to the vehicle received from the program.

1 5. The OMES shall have discretion in determining the method for
2 which surplus vehicles shall be distributed under this section.
3 OMES may transfer the title of the surplus vehicle to the nonprofit
4 organization or may consider a lease arrangement with the nonprofit.
5 However, if a lease arrangement is determined to be the means of
6 distribution, lease payments shall be below the market value of
7 similar vehicles.

8 SECTION 3. This act shall become effective November 1, 2022.

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10 COMMITTEE REPORT BY: COMMITTEE ON GENERAL GOVERNMENT, dated
11 03/02/2022 - DO PASS, As Coauthored.

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