

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 1st Session of the 55th Legislature (2015)

4 ENGROSSED SENATE  
5 BILL NO. 72

By: Mazzei and Stanislawski of  
the Senate

6 and

7 Sears of the House

8  
9  
10 [ Department of Commerce - department functions and  
11 responsibilities - annual report - exclusions -  
effective date ]

12  
13  
14 ~~BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:~~

15 SECTION 1. AMENDATORY 74 O.S. 2011, Section 5017, is  
16 amended to read as follows:

17 Section 5017. In addition to other functions and  
18 responsibilities of the Oklahoma Department of Commerce, the  
19 Department shall:

20 1. Administer or coordinate state programs and projects  
21 relating to economic or community issues for the planning and  
22 carrying out of the acquisition, preservation, use and development  
23 of land and provision of public facilities and services for fully  
24

1 carrying out the state's role in related federal grant or loan  
2 programs;

3 2. Administer and coordinate state programs and projects  
4 relating to economic opportunity, manpower planning and federal  
5 public service employment for fully carrying out the state's role in  
6 related federal grant or loan programs;

7 3. Where not otherwise authorized by state law, provide state  
8 participation with cities, towns, counties and other municipal  
9 corporations in financing public works projects and service  
10 programs. The assisted projects and programs shall be consistent  
11 with local, regional and state comprehensive plans and policies;

12 4. Coordinate and review applications for federal assistance as  
13 required by the federal government and review all other applications  
14 for participation in any federal grant or loan program by any public  
15 body.

16 Provided, however, that nothing in this section shall be  
17 construed to grant the Department the authority to disapprove such  
18 application;

19 5. Cooperate with and provide technical and financial  
20 assistance to counties, cities, municipal corporations and agencies  
21 owned and controlled by them, governmental conferences or councils,  
22 regional planning commissions, community development groups,  
23 community action agencies, Indian tribes and similar agencies  
24 created for the purposes of aiding and encouraging an orderly,

1 productive and coordinated development of the state, and to  
2 strengthen local planning responsibility and capability;

3 6. Coordinate a program on an experimental basis in world trade  
4 centers in contiguous states for Oklahoma gift manufacturers.

5 Reimbursement may be required from gift manufacturers participating  
6 in such market space program for funds expended for such purposes.

7 It is the intent of the Legislature that the program:

8 a. limit the experimental market space program to  
9 Oklahoma gift manufacturers which employ no more than  
10 fifty employees; and

11 b. limit the amount of reimbursement required from the  
12 gift manufacturers participating in such market space  
13 program to an amount not to exceed twenty percent  
14 (20%) of the gross sales of such manufacturer or not  
15 to exceed the normal and customary amount received by  
16 market space representatives in contiguous states.

17 For purposes of this paragraph, "gift manufacturer" means any  
18 Oklahoma manufacturer who manufactures apparel products, lumber and  
19 wood products, furniture and fixtures, ceramics, paper and allied  
20 products, rubber and miscellaneous plastic products, leather and  
21 leather products, stone, clay, and glass products, fabricated metal  
22 and other similar items normally sold to persons for gift purposes;

23 7. Assist the Governor in coordinating the activities of state  
24 agencies which have an impact on the solution of economic or

1 community development problems and the implementation of economic or  
2 community plans;

3 8. Encourage and, when requested, assist the efforts of local  
4 governments to develop mutual and cooperative solutions to their  
5 common problems;

6 9. Study existing legal provisions that affect the structure  
7 and financing of local government and those state activities which  
8 involve significant relations with local governmental units in  
9 cooperation with local governments and agencies owned by them and  
10 recommend to the Governor and the Legislature such changes in these  
11 provisions and activities as may seem necessary to strengthen local  
12 government;

13 10. Carry out continuing studies and analyses of the problems  
14 faced by communities within the state and develop such  
15 recommendations for administrative or legislative action as would  
16 appear necessary. In carrying out such studies and analyses,  
17 particular attention should be paid to the problems of regional,  
18 metropolitan, urban, suburban, rural and other areas in which  
19 economic and population factors are rapidly changing;

20 11. Develop and test model or demonstration programs and  
21 projects, which may include contracting to administer certain  
22 functions or services of the state for such purposes and otherwise  
23 provide a program of practical research in the solution of community  
24 problems;

1 12. Collect reasonable personnel costs for staff time spent in  
2 the search for and duplication of records if such time exceeds one  
3 hour; ~~and~~

4 13. Collect reasonable fees for informational publications and  
5 materials produced by Department of Commerce in accomplishing its  
6 mission; and

7 14. a. On or before January 1, 2017, initiate annual

8 publication of a report to forecast, for the ten-year

9 period following publication of each report, the

10 direct state revenue costs and benefits for each tax

11 credit provision authorized by Title 68 and Section

12 625.1 of Title 36 of the Oklahoma Statutes; provided,

13 the report shall not include the following credits:

14 (1) the credits authorized by paragraphs 1 and 2 of

15 subsection B of Section 2357 of Title 68 of the

16 Oklahoma Statutes,

17 (2) the credit authorized by Section 2357.29A of

18 Title 68 of the Oklahoma Statutes,

19 (3) the credit authorized by Section 2357.43 of Title

20 68 of the Oklahoma Statutes,

21 (4) the credit authorized by Section 2907 of Title 68

22 of the Oklahoma Statutes, and

23 (5) the credit authorized by Section 5011 of Title 68

24 of the Oklahoma Statutes;

- 1           b. the Oklahoma Insurance Department and the Oklahoma Tax  
2           Commission shall, subject to the laws of this state  
3           relating to confidentiality of information, cooperate  
4           with and assist the Department of Commerce and any  
5           other applicable agency to perform its duties as set  
6           forth in this subsection, and
- 7           c. the report required by this paragraph shall be  
8           submitted to the Governor, the President Pro Tempore  
9           of the Senate, Chair of the Senate Finance Committee,  
10           Chair of the Senate Committee on Appropriations, the  
11           Speaker of the House of Representatives, Chair of the  
12           House Appropriations and Budget Committee, and Chair  
13           of the Appropriations and Budget Revenue and Taxation  
14           Subcommittee.

15           SECTION 2. This act shall become effective January 1, 2016.

16  
17           COMMITTEE REPORT BY: COMMITTEE ON APPROPRIATIONS AND BUDGET, dated  
18           04/09/2015 - DO PASS, As Amended and Coauthored.