An Act

ENROLLED SENATE
BILL NO. 235

By: Rader of the Senate

and

Johns of the House

An Act relating to the Oklahoma Broadband Expansion Act; amending 74 O.S. 2021, Section 9207, as amended by Section 8, Chapter 229, O.S.L. 2022 (74 O.S. Supp. 2022, Section 9207), which relates to programs, personnel, and assets; adding certain entity to exemptions; and declaring an emergency.

SUBJECT: Oklahoma Broadband Expansion Act

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

SECTION 1. AMENDATORY 74 O.S. 2021, Section 9207, as amended by Section 8, Chapter 229, O.S.L. 2022 (74 O.S. Supp. 2022, Section 9207), is amended to read as follows:

Section 9207. A. By December 31, 2022, the Executive Director of the Oklahoma Broadband Office shall identify all programs, personnel, and assets within state government that are duplicative or complementary to the mission of the Office and of such recommend which programs, personnel, and assets the Executive Director identifies as needing to be transferred to the Office, except as provided in subsections C and D of this section.

B. Upon the receipt of the recommendation provided for in subsection A of this section, the Director of the Office of Management and Enterprise Services is authorized to transfer such programs, personnel, and assets to the Office.

C. The following shall be exempt from the provisions of subsections A and B of this section:

1. Those assets or personnel associated with broadband and Internet connectivity at the ~~Oklahoma~~ Corporation Commission;

2. Those assets or personnel associated with the Oklahoma Universal Service Fund located at the ~~Oklahoma~~ Corporation Commission; and

3. Assets owned by the ~~Oklahoma~~ Department of Transportation and the Oklahoma Turnpike Authority and the staff required to operate said assets.

D. Programs, personnel, and assets of the Oklahoma State Regents for Higher Education, identified by the Executive Director as duplicative or complementary to the mission of the Office, shall be made available as agreed to in contracts between the Office and the Oklahoma State Regents for Higher Education following a recommendation by the Executive Director to the Oklahoma State Regents for Higher Education. Should the Office and the Oklahoma State Regents for Higher Education fail to reach contractual agreements within ninety (90) days of the Executive Director's recommendation, the Executive Director shall provide written notification of a failure to reach contractual agreement to the Broadband Governing Board, the Speaker of the ~~Oklahoma~~ House of Representatives, and the President Pro Tempore of the ~~Oklahoma State~~ Senate.

SECTION 2. It being immediately necessary for the preservation of the public peace, health or safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.

Passed the Senate the 20th day of February, 2023.

Presiding Officer of the Senate

Passed the House of Representatives the 27th day of April, 2023.

Presiding Officer of the House
of Representatives

OFFICE OF THE GOVERNOR

Received by the Office of the Governor this 1st

day of May, 20 23, at 4:17 o'clock p. M.

By: Jenna Curry

Approved by the Governor of the State of Oklahoma this 5th

day of May, 20 23, at 10:04 o'clock a. M.

Governor of the State of Oklahoma

OFFICE OF THE SECRETARY OF STATE

Received by the Office of the Secretary of State this 5th

day of May, 20 23, at 11:50 o'clock A. M.

By: Brian Bingman