

1 **SENATE FLOOR VERSION**

2 February 9, 2023

3 SENATE BILL NO. 235

By: Rader of the Senate

4 and

5 Johns of the House

6  
7  
8 An Act relating to the Oklahoma Broadband Expansion  
9 Act; amending 74 O.S. 2021, Section 9207, as amended  
10 by Section 8, Chapter 229, O.S.L. 2022 (74 O.S. Supp.  
11 2022, Section 9207), which relates to programs,  
12 personnel, and assets; adding certain entity to  
13 exemptions; and declaring an emergency.

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

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

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

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

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

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

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

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

15 D. Programs, personnel, and assets of the Oklahoma State  
16 Regents for Higher Education, identified by the Executive Director  
17 as duplicative or complementary to the mission of the Office, shall  
18 be made available as agreed to in contracts between the Office and  
19 the Oklahoma State Regents for Higher Education following a  
20 recommendation by the Executive Director to the Oklahoma State  
21 Regents for Higher Education. Should the Office and the Oklahoma  
22 State Regents for Higher Education fail to reach contractual  
23 agreements within ninety (90) days of the Executive Director's  
24 recommendation, the Executive Director shall provide written

1 notification of a failure to reach contractual agreement to the  
2 Broadband Governing Board, the Speaker of the ~~Oklahoma~~ House of  
3 Representatives, and the President Pro Tempore of the ~~Oklahoma State~~  
4 Senate.

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

9 COMMITTEE REPORT BY: COMMITTEE ON ENERGY AND TELECOMMUNICATIONS  
10 February 9, 2023 - DO PASS

11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24