

FLOOR AMENDMENT
HOUSE OF REPRESENTATIVES
State of Oklahoma

SPEAKER:

CHAIR:

I move to amend SB621 _____
Of the printed Bill
Page _____ Section _____ Lines _____
Of the Engrossed Bill

By striking the Title, the Enacting Clause, the entire bill, and by inserting in lieu thereof the following language:

AMEND TITLE TO CONFORM TO AMENDMENTS

Adopted: _____

Amendment submitted by: Andy Fugate _____

Reading Clerk

An Act relating to the Oklahoma Workforce Transformation Act; providing short title; defining terms; creating the Oklahoma Workforce Commission; providing purpose; providing for membership; providing for qualification of commissioners; stating appointment terms; allowing for election of chair and vice chair; requiring certain meeting; allowing certain reimbursement; stating quorum; providing for powers, duties, and responsibilities of the Commission; creating the Workforce Development Revolving Fund; allowing certain investments; prohibiting certain fund utilization; providing for codification; and declaring an emergency.

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

SECTION 1. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 900 of Title 40, unless there is created a duplication in numbering, reads as follows:

This act shall be known and may be cited as the "Oklahoma Workforce Transformation Act".

SECTION 2. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 901 of Title 40, unless there is created a duplication in numbering, reads as follows:

As used in this act:

1. "Commission" means the Oklahoma Workforce Commission;
2. "Person" means any individual, group of individuals, or any partnership, corporation, association, cooperative, or employee thereof, or any other legal entity; and
3. "Governor's Council for Workforce and Economic Development" means the State's Workforce Investment Board established under the

authority of Executive Order 2005-27 and Section 5003.10d of Title 74 of the Oklahoma Statutes.

SECTION 3. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 902 of Title 40, unless there is created a duplication in numbering, reads as follows:

There is hereby created the Oklahoma Workforce Commission. The purpose of the Commission is to coordinate the development of the workforce needed to grow Oklahoma's economy and Oklahomans' prosperity. To accomplish this purpose, the Commission is empowered to the fullest extent permitted by law to coordinate the funding and activities of each element of the state's workforce development programs, systems, and entities, to achieve better alignment, accountability, and results for the state's workforce development efforts, and to act as the principal point of contact regarding workforce development for public officials, businesses, and the public.

SECTION 4. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 903 of Title 40, unless there is created a duplication in numbering, reads as follows:

A. The Oklahoma Workforce Commission shall consist of nine (9) appointed members and three (3) ex officio members. The nine members shall be representatives of private sector companies which do business in this state:

1. Three members to be appointed by the President Pro Tempore of the Senate;

2. Three members to be appointed by the Speaker of the House of Representatives; and

3. Three members to be appointed by the Governor.

B. The ex officio voting members shall be:

1. State Labor Commissioner, or designee;

2. Chancellor for Higher Education, or designee; and

3. Director of CareerTech, or designee.

C. The members of the Commission shall:

1. Be at least twenty-five (25) years of age;

2. Have at least three (3) years of experience working in the private sector; and

3. Not be employed by any government entity or have been employed by a government entity within the preceding five-year period.

D. For the initial appointments of Commissioners, each appointing authority shall make one appointment for a one-year term, one appointment for a two-year term, and one appointment for a three-year term. Thereafter, the terms of the Commissioners shall be for three (3) years.

E. Vacancies on the Commission shall be filled for the unexpired term of office in the same manner as the original appointment. The appointed members shall be removed from office by

a majority vote of the three appointing authorities in a manner prescribed by law.

F. A chairperson and a vice chairperson shall be elected by a majority vote of the Commissioners. The Chair shall preside over meetings of the Commission and perform duties as may be required by the Commission. The first meeting of the Commission shall be called by the chairperson no later than sixty (60) days after the effective date of this act.

G. No member of the Commission shall receive a salary for duties performed as a member of the Commission; however, members are eligible to receive reimbursement for expenses and travel reimbursement as provided for in the State Travel Reimbursement Act.

H. Members serving on the Commission shall be eligible to serve on any other state board or commission if such member is otherwise qualified to hold such appointed office, notwithstanding the provisions of Section 6 of Title 51 of the Oklahoma Statutes.

I. A quorum of five members shall be required to conduct official business of the Commission.

SECTION 5. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 904 of Title 40, unless there is created a duplication in numbering, reads as follows:

The Oklahoma Workforce Commission shall have the following power, duties, and responsibilities:

1. To administer the provisions of this act or any duty as directed by statute;
2. To establish an office for the Commission within this state;
3. To elect a chairperson and a vice chairperson and whatever other officers may be necessary to direct operations of the Commission;
4. To employ or contract for personnel and administrative support as shall be deemed necessary to carry out the purpose and provisions of this act, including but not limited to a nonprofit corporation to carry out the Commission's objectives, an Executive Director or other chief executive officer, and to prescribe their duties and fix their compensation;
5. To establish and administer the Workforce Development Revolving Fund;
6. To approve or disapprove the budget of the Commission;
7. To promulgate rules to carry out the provisions of this act;
8. To enter into contracts or agreements for studies, professional services, grant administration and procurement, research projects, supplies, or any other services the Commission deems necessary to carry out its purpose, and to incur those expenses necessary to carry out those purposes;
9. To cooperate with any private, local state or national commission, organization, agency, or group and to make contracts and

agreements for joint programs beneficial to Oklahoma's workforce development efforts;

10. To accept donations, grants, contributions, and gifts from any public or private source and deposit such in the Workforce Development Revolving Fund, created in Section 7 of this act;

11. To approve or disapprove the investment of any monies in the Workforce Development Revolving Fund; and

12. To oversee and direct to the extent permitted by law the activities and administration of the Governor's Council for Workforce and Economic Development, including but not limited to the creation and submission of state plans to the federal government pursuant to the provisions of the Workforce Innovation and Opportunity Act.

SECTION 6. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 906 of Title 40, unless there is created a duplication in numbering, reads as follows:

There is hereby created in the State Treasury a revolving fund for the Oklahoma Workforce Commission to be designated the "Workforce Development Revolving Fund". The fund shall be a continuing fund, not subject to fiscal year limitations, and shall consist of all monies transferred to the Oklahoma Workforce Commission to further the purposes of this act from public appropriations and donations, grants, contributions, or gifts from any public or private source. All monies accruing to the credit of

the fund are hereby appropriated and may be budgeted and expended by the Commission for the purpose of developing the state's workforce, advancing the purposes of the Commission, or any other purpose proposed by the Commission and consented to by the Committee.

Expenditures from the fund shall be made upon warrants issued by the State Treasurer against claims filed as prescribed by law with the Director of the Office of Management and Enterprise Services for approval and payment.

SECTION 7. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 907 of Title 40, unless there is created a duplication in numbering, reads as follows:

A. The Commission may invest its funds only in obligations of the United States or any agency thereof, in general obligations of any state, in any interest-bearing account or certificate of deposit of a bank that is a member of the Federal Reserve System, or in obligations fully guaranteed as to principal and interest by the United States.

B. The Commission shall be prohibited from utilizing any funds for the purpose of influencing governmental action or policy, with the exception of recommending amendments to this act, and for purposes of obtaining state or federal funding for the Commission's activities.

SECTION 8. 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.