

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 1st Session of the 57th Legislature (2019)

4 HOUSE BILL 1260

 By: Hilbert of the House

5 and

6 **Leewright** of the Senate

7
8
9 AS INTRODUCED

10 An Act relating to labor; amending Section 3, Chapter
11 82, O.S.L. 2016 (40 O.S. Supp. 2018, Section 405.1),
12 which relates to the Department of Labor
13 Administrative Penalty Revolving Fund; allowing
14 Department to retain certain monies; specifying
15 purpose of retained monies; prohibiting certain
16 expenditure of monies; and providing an effective
17 date.

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

19 SECTION 1. AMENDATORY Section 3, Chapter 82, O.S.L. 2016
20 (40 O.S. Supp. 2018, Section 405.1), is amended to read as follows:

21 Section 405.1 A. There is hereby created in the State Treasury
22 a revolving fund for the Department of Labor to be designated the
23 "Department of Labor Administrative Penalty Revolving Fund". The
24 fund shall be a continuing fund, not subject to fiscal year
 limitations, and shall consist of all administrative fines collected
 by the Department for violations of the Oklahoma Occupational Health

1 and Safety Standards Act and the Oklahoma Asbestos Control Act, and
2 any rules promulgated thereto. All monies accruing to the credit of
3 the fund, except those monies specified in subsection B of this
4 section, are hereby directed to be transferred by the Commissioner
5 of Labor to the State Treasurer for deposit and credit to the
6 General Revenue Fund at the end of each fiscal year.

7 B. The Department of Labor shall retain up to Thirty Thousand
8 Dollars (\$30,000.00) of monies accruing to the credit of the
9 Department of Labor Administrative Penalty Revolving Fund, derived
10 from citations for violations of the Oklahoma Occupational Health
11 and Safety Standards Act, per fiscal year. Said monies shall only
12 be used in support of this act for the production and dissemination
13 of workplace safety educational materials, for workplace safety
14 educational presentations and training, or for the acquisition of
15 workplace safety equipment, to be provided by the Department of
16 Labor, at its discretion, to employers as defined in Section 402 of
17 this title. Said monies shall not be expended for Department of
18 Labor employee salaries or benefits or for Department of Labor
19 administrative costs.

20 SECTION 2. This act shall become effective November 1, 2019.
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22 COMMITTEE REPORT BY: COMMITTEE ON BUSINESS AND COMMERCE, dated
23 02/14/2019 - DO PASS, As Coauthored.
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