

ENGROSSED HOUSE  
BILL NO. 1782

BY: MITCHELL and HILLIARD of  
the HOUSE

and

WEEDN of the SENATE

AN ACT RELATING TO THE PAULS VALLEY STATE SCHOOL;  
AMENDING 10 O.S. 1991, SECTIONS 1406, 1409 AND  
1412, 56 O.S. 1991, SECTION 205, 62 O.S. 1991,  
SECTIONS 57.62, 57.122, 166d AND 195 AND 74 O.S.  
1991, SECTIONS 129.5, 129.6 AND 129.7, WHICH RELATE  
TO THE PAULS VALLEY STATE SCHOOL; CHANGING THE NAME  
OF THE PAULS VALLEY STATE SCHOOL; PROVIDING AN  
EFFECTIVE DATE; AND DECLARING AN EMERGENCY.

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

SECTION 1. AMENDATORY 10 O.S. 1991, Section 1406, is  
amended to read as follows:

Section 1406. A. The Enid State School, located at Enid,  
Oklahoma, the Southern Oklahoma Resource Center of Pauls Valley  
State School, located at Pauls Valley, Oklahoma, and the Hissom  
Memorial Center, located at Sand Springs, Oklahoma, are hereby  
transferred from the Board of Mental Health and Substance Abuse  
Services and the Department of Mental Health and Substance Abuse  
Services to the Oklahoma Public Welfare Commission. The Department  
of Mental Health and Mental Retardation shall hereafter be known as  
the Department of Mental Health and Substance Abuse Services.

B. Whenever the term "Pauls Valley State School" appears in the Constitution of Oklahoma or the Oklahoma Statutes, it shall mean the Southern Oklahoma Resource Center of Pauls Valley.

SECTION 2. AMENDATORY 10 O.S. 1991, Section 1409, is amended to read as follows:

B Section 1409. All powers and duties relating to the Enid State School, the Southern Oklahoma Resource Center of Pauls Valley State School, and the Hisson Memorial Center formerly vested in the Mental Health Board, the Director of Mental Health, or in the Department of Mental Health and Substance Abuse Services are hereby transferred to the Commission for Human Services and the Oklahoma Department of Human Services.

SECTION 3. AMENDATORY 10 O.S. 1991, Section 1412, is amended to read as follows:

Section 1412. Director, who should not be removed from office, except for cause, subject to the approval of the Commission, shall appoint an advisory committee to advise the Commission and Director on matters relating to the care and treatment of the mentally retarded. Such advisory committee shall include among its members representatives of state agencies and persons representative of professional, civic, or other public or nonprofit private agencies, organizations, or groups concerned with problems of the mentally retarded, including the Oklahoma Association for Mentally Retarded Children and the parent-guardian association of the Enid State School, the Southern Oklahoma Resource Center of Pauls Valley State School, and the Hisson Memorial Center.

SECTION 4. AMENDATORY 56 O.S. 1991, Section 205, is amended to read as follows:

Section 205. The Department of Human Services is authorized to replace or make reimbursement for the eyeglasses or contact ~~lens~~ lenses of any employee at Enid State School, Southern Oklahoma Resource Center of Pauls Valley State School, Hisson Memorial

Center, and any other juvenile institution subject to the jurisdiction of the Department of Human Services, if said eyeglasses or contact ~~lens~~ lenses are damaged by a resident of said schools, center or institutions while the employee is engaged in the performance of his duties. The Department of Mental Health and Substance Abuse Services is authorized to replace or make reimbursement for the eyeglasses or contact ~~lens~~ lenses of any employee at Central State Hospital, Eastern State Hospital, Western State Hospital, the Community Mental Health Centers and Substance Abuse Services and the Phil Smalley Children's Center if said eyeglasses or contact ~~lens~~ lenses are damaged by a resident of said facilities while the employee is engaged in the performance of his duties. The J. D. McCarty Center is authorized to replace or make reimbursement for the eyeglasses or contact ~~lens~~ lenses of any employee, if said eyeglasses or contact ~~lens~~ lenses are damaged by a resident of said facility while the employee is engaged in the performance of his duties. The eyeglasses or contact ~~lens~~ lenses shall be of comparable kind, quality and cost. The Department of Human Services, the Department of Mental Health and Substance Abuse Services and the J. D. McCarty Center are not authorized to make payment or reimbursement for eye examinations necessary for the replacement of or reimbursement for said eyeglasses or contact ~~lens~~ lenses.

SECTION 5. AMENDATORY 62 O.S. 1991, Section 57.62, is amended to read as follows:

Section 57.62 The State of Oklahoma Building Bonds Commission, created by Title 62, Oklahoma Statutes 1961, Section 57.1 acting for and on behalf of the State of Oklahoma shall be the agency by and through which the State of Oklahoma shall incur indebtedness to the extent of the sum of Fifty-four Million Seven Hundred Fifty Thousand Dollars (\$54,750,000.00) as principal, for the purpose of constructing new buildings and other capital improvements, and for

equipping, remodeling, modernizing and repairing any and all existing buildings and capital improvements, and purchase of land, equipment and furnishings necessary for such new construction or remodeling, as follows:

At the constituent institutions of the Oklahoma State System of Higher Education in the sum of..... \$38,500,000.00

At the institutions under the Department of Mental Health and Substance Abuse Services in the sum of..... 6,500,000.00

The Southern Oklahoma Resource Center of Pauls Valley State School,  
Enid State School and The Hissom Memorial Center..... 1,000,000.00

State Department of Health..... 2,275,000.00

Oklahoma State Library..... 2,150,000.00

Oklahoma State Penitentiary..... 150,000.00

Oklahoma State Reformatory..... 150,000.00

Oklahoma School for the Blind..... 550,000.00

Oklahoma School for the Deaf..... 550,000.00

Oklahoma Educational Television.....  
Authority..... 250,000.00

Oklahoma Historical Society..... 125,000.00

Western Oklahoma Tuberculosis Sanatorium.....  
150,000.00

Eastern Oklahoma Tuberculosis Sanatorium.....  
150,000.00

Department of Public Health for the Building of Community Social Service Centers 1,500,000.00

Purchase of Land in and about the Capital Improvement and Zoning District and Medical Center Improvement Zoning District and for Public Parks, Veterans Memorial Area and Landscaping 750,000.00

SECTION 6. AMENDATORY 62 O.S. 1991, Section 57.122, is amended to read as follows:

Section 57.122 The State of Oklahoma Building Bonds Commission, created by Title 62, Oklahoma Statutes 1961, Section 57.1, acting for and on behalf of the State of Oklahoma, shall be the agency by and through which the State of Oklahoma shall incur indebtedness to the extent of the sum of Ninety-nine Million Eight Hundred Eight Thousand Dollars (\$99,808,000.00) for the purpose of planning and constructing new buildings or additions to existing state buildings and other capital improvements for remodeling, modernizing and repairing existing buildings and capital improvements and purchase of land, equipment and furnishings necessary for construction or remodeling for the following departments and agencies of state government in the amounts and for the purposes set forth as follows:

1. The constituent institutions of the Oklahoma  
State System of Higher Education ..... \$ 34,250,000.00
2. Medical Center of the University of Oklahoma.... 26,870,000.00
3. A new junior college at Tulsa ..... 4,000,000.00
4. A new junior college at Midwest City and new  
or existing community junior colleges ..... 2,000,000.00
5. Central State Griffin Memorial Hospital,  
Eastern State Hospital, Western State  
Hospital and Taft State Hospital, and  
for community mental health centers,  
provided not more than \$1,200,000.00  
may be spent on community mental health  
centers ..... 8,000,000.00
6. Administrative offices and laboratories  
of the State Health Department ..... 4,516,000.00
7. Oklahoma General Hospital ..... 500,000.00
8. Acquisition of land and completion of  
streets and highways in the State

Capitol Complex .....	1,875,000.00
9. Equipment and remodeling at Wiley Post	
Building and acquisition and improvement	
Of historic sites .....	125,000.00
10. Area vocational and technical schools	
and technical institutes and equipment .....	5,750,000.00
11. Oklahoma State University School of	
Technical Training at Okmulgee .....	1,500,000.00
12. <u>Southern Oklahoma Resource Center of</u>	
Pauls Valley <del>State School</del> , Enid State	
School, Hissom Memorial Center, School	
for the Blind, School for the Deaf,	
Whitaker State Children's Home, Taft	
State Children's Home, Helena State	
School for Boys, Boley State School for	
Boys, Taft State School for Girls and	
Tecumseh Girls' Town .....	4,375,000.00
13. Construction of a Juvenile Diagnostic	
Evaluation and Receiving Center .....	1,000,000.00
14. Construction of a Plans and Training	
Building and for district headquarters	
of the Department of Public Safety .....	497,000.00
15. Construction of headquarters, warehouse	
and armory buildings of State Military	
Department .....	1,500,000.00
16. State Bureau of Investigation	
headquarters building .....	200,000.00
17. Construction and equipping of a	
reception and diagnostic center	
and other capital improvements	
at the State Penitentiary .....	1,000,000.00
18. Constructing, renovating and	

	equipping academic and vocational school facilities and other capital projects at the State Reformatory .....	750,000.00
19.	Eastern Oklahoma Tuberculosis Sanatorium .....	250,000.00
20.	Western Oklahoma Tuberculosis Sanatorium .....	250,000.00
21.	Constructing community social service centers at Ada, Shawnee, Lawton and other communities approved by the State Department of Health .....	500,000.00
22.	Cerebral Palsy Institute .....	100,000.00

SECTION 7. AMENDATORY 62 O.S. 1991, Section 166d, is amended to read as follows:

Section 166d. All royalty monies received upon behalf of this state, any and all bonus monies received upon behalf of this state, and any and all delay rentals received upon behalf of this state, in connection with or pursuant to the provisions of, any oil and gas lease covering any of the lands occupied by, or assigned to the use of the Southern Oklahoma Resource Center of Pauls Valley State School, entered into by the Office of Public Affairs, shall be deposited in the revolving fund of the Southern Oklahoma Resource Center of Pauls Valley State School and shall be expended by said institution in the same manner that other treasury funds of said institution are expended.

SECTION 8. AMENDATORY 62 O.S. 1991, Section 195, is amended to read as follows:

Section 195. A. 1. There is hereby created a petty cash fund at each of the following institutions: Oklahoma School for the Blind, Muskogee, Oklahoma; Oklahoma School for the Deaf, Sulphur, Oklahoma; Griffin Memorial Hospital, Norman, Oklahoma; Eastern State

Hospital, Vinita, Oklahoma; Enid State School, Enid, Oklahoma; Southern Oklahoma Resource Center of Pauls Valley State School, Pauls Valley, Oklahoma; Western State Hospital, Fort Supply, Oklahoma; Central Oklahoma Juvenile Treatment Center, Tecumseh, Oklahoma; Hisson Memorial Center, Sand Springs, Oklahoma; L.E. Rader Children's Diagnostic and Evaluation Center, Sand Springs, Oklahoma; L.E. Rader Intensive Treatment Center, Sand Springs, Oklahoma; and the Oklahoma Medical Center.

2. The Director of State Finance and the head of the institution involved are hereby authorized and it shall be their duty to fix the maximum amount of the petty cash funds. The Director of State Finance shall prescribe all forms, systems, and procedures for administering the petty cash funds of the institution.

B. 1. There is hereby created a petty cash fund in the legal division of the Department of Human Services which fund shall be used solely to pay court costs, filing fees, witness fees, and expenses related to any case or proceeding within the responsibility of the legal division.

2. The Director of State Finance, and the Director of the Department of Human Services are hereby authorized and it shall be their duty to fix the maximum amount of the petty cash fund. The Director of State Finance shall prescribe all forms, systems, and procedures for administering the petty cash fund.

C. 1. There is hereby created a petty cash fund in the finance department of the Oklahoma Corporation Commission which shall be used solely to pay litigation expenses of the legal division, including court costs, filing fees, witness fees, and other expenses related to any case, proceeding, or matter within the responsibility of the legal division.

2. The Director of State Finance and the Corporation Commission are hereby authorized and it shall be their duty to fix the maximum

amount of the petty cash fund, not to exceed Five Hundred Dollars (\$500.00). The Director of State Finance shall prescribe all forms, systems, and procedures for administering the petty cash fund.

SECTION 9. AMENDATORY 74 O.S. 1991, Section 129.5, is amended to read as follows:

Section 129.5 The Department of Human Services is hereby authorized to lease, subject to the approval of the Commission, the following land at the Southern Oklahoma Resource Center of Pauls Valley State School to the City of Pauls Valley for use by the city for providing sewage services upon such terms and conditions as determined by the Department of Human Services:

A. A tract of land located in the S 1/2 - N 1/2 and the S 1/2 of Section 28, Township 3 North, Range 1 East of the Indian Meridian, Garvin County, Oklahoma, more particularly described as follows: Beginning at the SE corner of said Section 28, thence North along the section line a distance of 3,350.76 feet to the Westerly right-of-way line of Gulf Colorado and Santa Fe Railroad; Thence in a Northwesterly direction along said right-of-way a distance of 632.25 feet to the North line of said S 1/2 - N 1/2; Thence West along North line of said S 1/2 - N 1/2 to a point that is 450 feet East of the NW corner of SE 1/4 of NE 1/4 of said Section 28; Thence South 10 degrees 10 minutes 27 seconds West along existing fence a distance of 1,548.00 feet to a point; Thence North 73 degrees 28 minutes 43 seconds West along said fence a distance of 139.67 feet; Thence South 01 degree 25 minutes 37 seconds East along said fence a distance of 2,474.45 feet to the South line of said Section 28; Thence East along the section line a distance of 1,213 feet to the point of beginning and containing one hundred three and forty-three one-hundredths (103.43) acres, more or less.

B. A tract of land located in the N 1/2 of the NE 1/4 of Section 33, Township 3 North, Range 1 East of the Indian Meridian,

Garvin County, Oklahoma, and being more particularly described as follows: Beginning at the NE corner of said Section 33; Thence West along section line a distance of 1,213 feet; Thence South 24 degrees 38 minutes West along an existing fence line a distance of 83 feet; Thence South 07 degrees 42 minutes East along said fence a distance of 421.83 feet to the center line of an East-West dirt road; Thence North 88 degrees 34 minutes East along center line of road a distance of 1,191.7 feet to the East line of said Section 33; Thence North along said East line a distance of 458 feet to the point of beginning and containing thirteen and three hundred forty-seven one-thousandths (13.347) acres, more or less.

C. The following tracts and parcels less a tract of land located in the NW 1/4 of Section 34, Township 3 North, Range 1 East of the Indian Meridian, Garvin County, Oklahoma, more particularly described as follows: Beginning at a point on the West line of said Section 34, 458 feet South of NW corner thereof; Thence South 86 degrees 33 minutes East along center line of existing dirt road a distance of 664 feet; Thence South 02 degrees 34 minutes 16 seconds East along an existing fence a distance of 443.90 feet; Thence South 22 degrees 19 minutes West along said fence a distance of 521.3 feet; Thence South 46 degrees 05 minutes West along said fence a distance of 395.75 feet; Thence South 72 degrees 08 minutes West along said fence a distance of 209 feet to the West line of said Section 34; Thence North along said West line a distance of 1,304.27 feet to the point of beginning and containing fifteen and nine-tenths (15.9) acres, more or less:

1. Certain tracts and parcels situated in Section 34, Township 3 North, Range 1 East of the Indian Meridian, Garvin County, Oklahoma, more particularly described as follows, to-wit:

All that part, parcel and tract of land being the NW 1/4 of Section 34, Township 3 North, Range 1 East of the Indian Meridian, Garvin County, Oklahoma, containing one hundred sixty (160) acres,

more or less subject to the Gulf Colorado and Santa Fe Railroad right-of-way and that part, parcel and tract of land less and except the above described fifteen and nine-tenths (15.9) acres and being a part of N 1/2 of NE 1/4 of Section 34, Township 3 North, Range 1 East, being more particularly described as follows: the W 1/2 NW 1/4 NE 1/4 and NE 1/4 NW 1/4 NE 1/4 and the NW 1/4 NE 1/4 NE 1/4 and all that part or portion of the NE 1/4 NE 1/4 NE 1/4 lying North and West of and on the right bank of the Washita River and being eight and five-tenths (8.5) acres, and all that part of the SE 1/4 NW 1/4 NE 1/4 more particularly described by metes and bounds as follows, to-wit: Beginning at a point 1,320 feet West and 660 feet South of the NE corner of Section 34; Thence West parallel to the North line of Section 34, a distance of 660 feet; Thence South a distance of 660 feet to an intersection with the right bank of the Washita River; Thence upstream along the right bank of said river, North 60 degrees East a distance of 715 feet; Thence North and parallel to the East line of Section 34, a distance of 310 feet to the point of beginning and containing seven and thirty-five one-hundredths (7.35) acres of land, all of said lands being situated in Section 34, Township 3 North, Range 1 East and containing an aggregate total of fifty-five and eighty-five one-hundredths (55.85) acres, more or less in the NE 1/4 and one hundred forty-four and one-tenth (144.1) acres, more or less in the NW 1/4, all in said Section 34.

2. Certain tracts and parcels situated in Section 27, Township 3 North, Range 1 East of the Indian Meridian, Garvin County, Oklahoma, more particularly described as follows, to-wit:

All that part, parcel and tract of the NW 1/4 of the SW 1/4 of the NW 1/4 lying West of the Gulf Colorado and Santa Fe Railroad right-of-way and containing one one-hundredth (.01) acres, and all that part of the SW 1/4 of the SW 1/4 of the NW 1/4 lying West of the Gulf Colorado and Santa Fe Railroad right-of-way and containing one and sixty-one-hundredths (1.61) acres, and all that part of the

NW 1/4 of the NW 1/4 of the SW 1/4 lying West of the Gulf Colorado and Santa Fe Railroad right-of-way and containing four and thirty-one one-hundredths (4.31) acres, and the SW 1/4 of the NW 1/4 of the SW 1/4 lying West of the Gulf Colorado and Santa Fe Railroad right-of-way containing seven and one one-hundredths (7.01) acres, and all of NW 1/4 of the SW 1/4 of the SW 1/4 lying West of the Gulf Colorado and Santa Fe Railroad right-of-way containing nine and thirty-eight one-hundredths (9.38) acres, and all of NE 1/4 of the SW 1/4 of the SW 1/4 lying West of the Gulf Colorado and Santa Fe Railroad right-of-way and containing thirty-three one-hundredths (.33) acres, and the S 1/2 of the SW 1/4 of the SW 1/4 of Section 27 containing twenty (20) acres, and the S 1/2 of the SE 1/4 of the SW 1/4 of Section 27 containing twenty (20) acres, and S 1/2 of the SW 1/4 of the SE 1/4 of Section 27 containing twenty (20) acres and the SW 1/4 of the SE 1/4 of the SE 1/4 containing ten (10) acres and all that part of the SE 1/4 of the SE 1/4 of the SE 1/4 lying West of Washita River more particularly described by metes and bounds as follows, to-wit: Beginning at SE corner of Section 27, Township 3 North, Range 1 East of the Indian Meridian; Thence running West 660 feet; Thence North 660 feet; Thence East 167 feet to the center line of the Washita River; Thence following the meanderings of said Washita River in a Southeasterly direction a distance of 610 feet to an intersection with the East line of Section 27; Thence South 300 feet to the point of beginning and containing seven and ninety-seven one-hundredths (7.97) acres, more or less.

All said lands being situated in Section 27, Township 3 North, Range 1 East, and containing an aggregate total of one hundred and sixty-two one-hundredths (100.62) acres, more or less.

3. Certain tracts and parcels situated in Section 26, Township 3 North, Range 1 East of the Indian Meridian, Garvin County, Oklahoma, more particularly described as follows, to-wit:

All that part of the SW 1/4 of the SW 1/4 of the SW 1/4 of Section 26, Township 3 North, Range 1 East, more particularly described by metes and bounds as follows, to-wit: Beginning at the SW corner of said Section 26; Thence North along the West line of Section 26 a distance of 300 feet to a cut bank of the Washita River; Thence N 88 degrees 45 minutes East along the right bank of said Washita River a distance of 670 feet; Thence South parallel to the West line of Section 26 a distance of 325 feet to the South line of Section 26; Thence running West along the South line of Section 26 a distance of 660 feet to the point of beginning and containing four and seven-tenths (4.7) acres, more or less. All said land being situated in Section 26, Township 3 North, Range 1 East, and containing an aggregate total of four and seven-tenths (4.7) acres, more or less.

4. All that part of the NW 1/4 NW 1/4 NW 1/4 of Section 35, Township 3 North, Range 1 East of the Indian Meridian, described by metes and bounds as follows, to-wit: Beginning at the NW corner of said Section 35; Thence running East along the North line of Section 35, a distance of 660 feet; Thence South parallel to the West line of Section 35, a distance of 354 feet to an intersection with the right bank of the Washita River; Thence along the right bank of said Washita River a distance of 690 feet to an intersection with the West line of Section 35; Thence North along the West line of Section 35 a distance of 528 feet to the point of beginning and containing six and seven-tenths (6.7) acres, more or less.

SECTION 10. AMENDATORY 74 O.S. 1991, Section 129.6, is amended to read as follows:

Section 129.6 The terms and conditions of the lease authorized by Section 1 of this act shall include, but not be limited to, the following:

1. a provision that the lease terminates immediately with possession and use reverting to the Department of Human Services if the subject land is no longer used for sewage purposes;

2. a provision granting automatic renewal of the lease for thirty annual, fiscal terms, subject to the pro forma annual processing of lease renewals required by the Office of Public Affairs, with an option to renew upon mutual agreement of the parties for another twenty annual, fiscal terms;

3. a provision granting the Department permission to remove or use personal property or fixtures unrelated to sewage activities;

4. a provision as to payment to the Department of Human Services by providing in-kind services, or a specified payment of money at the option of the Department to be used for the Southern Oklahoma Resource Center of Pauls Valley State School;

5. a provision reserving any necessary easements or granting covenants; and

6. such other provisions as the Department of Human Services considers just and proper.

SECTION 11. AMENDATORY 74 O.S. 1991, Section 129.7, is amended to read as follows:

Section 129.7 In addition to the land described in Section 1 of this act, the Department of Human Services, with approval of the Human Services Commission, may lease other surplus land and property at the Southern Oklahoma Resource Center of Pauls Valley State School to an individual or individuals or to an entity. Revenue from such lease shall be placed in a special agency clearing account to be used for the benefit of the residents of the Southern Oklahoma Resource Center of Pauls Valley State School.

SECTION 12. This act shall become effective July 1, 1992.

SECTION 13. It being immediately necessary for the preservation of the public peace, health and 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 House of Representatives the 20th day of February, 1992.

Speaker of the House of Representatives

Passed the Senate the \_\_\_\_ day of \_\_\_\_\_, 1992.

President of the Senate