

ENROLLED HOUSE
BILL NO. 2827

By: Adair and Bryant of the
House

and

Littlefield, Williams,
Horner and Ford of the
Senate

An Act relating to state government; amending Sections 1 and 2, Chapter 358, O.S.L. 1996, Section 3, Chapter 358, O.S.L. 1996, as amended by Section 1, Chapter 208, O.S.L. 1997, and Section 4, Chapter 358, O.S.L. 1996, as amended by Section 2, Chapter 208, O.S.L. 1997 (73 O.S. Supp. 1997, Sections 98, 98.1, 98.2 and 98.3), which relate to the Oklahoma Capitol Complex Centennial Commission Act; modifying the name of the act; modifying the purpose of the act; modifying the name of the Centennial Commission; modifying membership of Centennial Commission; modifying duties of Commission; requiring preparation of a master plan; adding duties of Commission; authorizing the creation of a not-for-profit corporation; stating purpose of the corporation; authorizing the Board of Directors to select a name and chairperson; directing corporation to apply for tax-exempt status; providing for receiving funds; allowing the not-for-profit corporation to underwrite centennial activities; authorizing the corporation to hire staff and assist in other activities; providing for codification; providing an effective date; and declaring an emergency.

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

SECTION 1. AMENDATORY Section 1, Chapter 358, O.S.L. 1996 (73 O.S. Supp. 1997, Section 98), is amended to read as follows:

Section 98. This act shall be known and may be cited as the "Oklahoma ~~Capitol Complex~~ Centennial ~~Commission~~ Act".

SECTION 2. AMENDATORY Section 2, Chapter 358, O.S.L. 1996 (73 O.S. Supp. 1997, Section 98.1), is amended to read as follows:

Section 98.1 The purpose of ~~this act~~ the Oklahoma Centennial Act is to prepare and implement a master plan for completion and beautification of the Capitol Complex, including interior and exterior renovations, in time for ~~celebration~~ of the state's centennial in the year 2007 and to commemorate the centennial of Oklahoma's statehood in 1907.

SECTION 3. AMENDATORY Section 3, Chapter 358, O.S.L. 1996, as amended by Section 1, Chapter 208, O.S.L. 1997 (73 O.S. Supp. 1997, Section 98.2), is amended to read as follows:

Section 98.2 A. There is hereby created the Oklahoma Capitol Complex and Centennial Commemoration Commission to continue until January 1, 2008. The Oklahoma Capitol Complex and Centennial Commemoration Commission shall consist of the Governor or designee, all living former Governors of this state, the Lieutenant Governor or designee, the President Pro Tempore of the Senate or designee, the Speaker of the House of Representatives or designee, the chair of the State Capitol Preservation Commission, the Executive Director of the Oklahoma Arts Council, the Executive Director of the Oklahoma Historical Society, ~~and~~ the Capitol Architect and Curator, the Director of the Oklahoma Indian Affairs Commission and the Executive Director of the Oklahoma Tourism and Recreation Commission, who shall serve as ex officio members. Other members shall consist of five members to be appointed by ~~and to serve at the pleasure of~~ the Governor, five members to be appointed by ~~and to serve at the pleasure of~~ the President Pro Tempore of the Senate, and five members to be appointed by ~~and to serve at the pleasure of~~ the Speaker of the House of Representatives. Effective July 1, 2002, membership shall be expanded to include the Executive Director of the Oklahoma Humanities Council, the mayors of the City of Tulsa and Oklahoma City, and one mayor from each of the quadrants of the state. The Governor shall appoint two mayors, one from the northwest quadrant and one from the northeast quadrant. The Speaker of the House of Representatives shall appoint one mayor from the southwest quadrant, the President Pro Tempore of the Senate shall appoint one mayor from the southeast quadrant. All appointed members' terms shall be coterminous with the terms of their appointing authorities. All ex officio members may assign a designee to represent them at meetings of the Commission. Persons who are members of the Oklahoma Capitol Complex and Centennial Commission on the effective date of this act shall continue to serve as members of the Oklahoma Capitol Complex and Centennial Commemoration Commission.

B. 1. The Commission shall hold its initial meeting no later than September 1, 1996, at which time a chair and vice-chair shall be elected from its membership, and annually thereafter. Meetings of the Commission shall be subject to the Oklahoma Open Meeting Act, Section 301 et seq. of Title 25 of the Oklahoma Statutes, and the Oklahoma Open Records Act, Section 24A.1 et seq. of Title 51 of the Oklahoma Statutes.

2. Members shall serve without compensation, except that members are entitled to expenses incurred in the performance of their duties as provided by the State Travel Reimbursement Act, Section 500.1 et seq. of Title 74 of the Oklahoma Statutes. Legislators shall be reimbursed pursuant to Section 456 of Title 74 of the Oklahoma Statutes. Such reimbursement shall be paid by the Department of Central Services.

SECTION 4. AMENDATORY Section 4, Chapter 358, O.S.L. 1996, as amended by Section 2, Chapter 208, O.S.L. 1997 (73 O.S. Supp. 1997, Section 98.3), is amended to read as follows:

Section 98.3 A. Duties of the Oklahoma Capitol Complex and Centennial Commemoration Commission shall be to ~~devise~~ develop a statewide master plan to make capital for commemorating the centennial of Oklahoma's admission to statehood in 1907. The plan shall be developed to represent the contributions of all peoples and cultures to Oklahoma state history and to the extent possible shall be designed to encourage and support participation in the centennial by all interested ethnic groups in and geographical areas of the state.

B. The master plan may include, but is not limited to, the following projects and activities:

1. Restoration of historic properties, with emphasis on those properties appropriate for use in the observance of the centennial;

2. State and local historic preservation programs and activities;

3. State and local archaeological programs and activities;

4. Publications, films, and other educational materials;

5. Bibliographical and documentary projects;

6. Conferences, lectures, seminars, and other programs;

7. Museum, library, cultural center, and park improvements ~~on~~ the, services, and exhibits, including but not limited to a centennial commemorative painting and mobile exhibits;

8. Public art that captures the diversity of the Oklahoma experience and spirit;

9. Tourism attractions;

10. Ceremonies and commemorations;

11. Cooperate with the Oklahoma Historical Society in the publication of an encyclopedia of Oklahoma; and

12. Interior and exterior renovations to the State Capitol and state buildings and grounds ~~and structures of~~ at the Capitol Complex. For the purpose of the Oklahoma Centennial Act, the scope of the "Capitol Complex" shall be determined by the Oklahoma Capitol Complex and Centennial Commemoration Commission for its needs. The ~~Commission~~ Commission's master plan shall devise a timetable and budget for completion for all parts of ~~such~~ the master plan and shall be submitted to the Governor, the Speaker of the House of Representatives and President Pro Tempore of the Senate. The ~~Commission~~ shall also plan festivities for the state's centennial celebration. The phase of its master plan related to interior and exterior renovations to the Capitol Complex shall be submitted by July 1, 1999.

~~B. C.~~ To perform its duties, the Commission is authorized to appoint subcommittees which may include persons who are not members of the Commission. Such persons shall not be entitled to compensation but shall be reimbursed for necessary expenses incurred in the performance of their duties as provided by the State Travel Reimbursement Act, Section 500.1 et seq. of Title 74 of the Oklahoma Statutes. Such reimbursement shall be paid by the Department of Central Services.

D. The Oklahoma Capitol Complex and Centennial Commemoration Commission is authorized to appoint an executive director.

~~C. E.~~ The Department of Central Services shall provide support for the Commission and shall budget and expend funds appropriated to the Department by the Legislature for the Commission's activities.

SECTION 5. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 98.4 of Title 73, unless there is created a duplication in numbering, reads as follows:

A. There is hereby authorized the creation of a not-for-profit corporation to raise funds and to assist in the implementation of the master plan relating to the centennial commemoration of Oklahoma's statehood in 1907.

B. The board of directors of the corporation authorized in subsection A of this section is authorized to select a name for the corporation. The board shall choose its own chairperson.

C. After proper incorporation, the not-for-profit corporation is authorized and directed to apply for tax-exempt status under Section 501(c)(3) of the Internal Revenue Code (26 U.S.C., Section 501(c)(3)).

D. In addition to funds received from the general public or other public and private sources, the not-for-profit corporation may receive funds from state agencies at such times and in such amounts as may be appropriated by the Legislature for the Oklahoma centennial or made available to the corporation from state agencies from their sources of revenue.

E. Costs to underwrite activities related to the commemoration of the Oklahoma centennial may be borne from revenues of the not-for-profit corporation.

F. Upon the incorporation, the not-for-profit corporation shall be authorized to hire staff and name advisory groups or steering committees as necessary to assist in the centennial commemoration pursuant to the Oklahoma Centennial Act.

SECTION 6. This act shall become effective July 1, 1998.

SECTION 7. 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 May, 1998.

Speaker of the House of
Representatives

Passed the Senate the 20th day of May, 1998.

President of the Senate