

ENROLLED SENATE
BILL NO. 175

By: Haney and Hobson of the
Senate

and

Hamilton and Settle of the
House

An Act relating to various state agencies; creating the Capital Improvement Revolving Fund; stating purpose; appropriating monies in fund; prohibiting expenditures of certain monies unless specifically authorized by law; making appropriations to the Department of Central Services; stating purpose; directing State Treasurer to transfer certain funds; creating State Facility Capital Needs Committee; stating membership, appointments, duties, co-chairs, quorum, staffing and travel reimbursement provisions; subjecting Committee to Oklahoma Open Meeting Act and Oklahoma Open Records Act; authorizing Department of Central Services to expend certain monies; stating purpose; providing an effective date; and declaring an emergency.

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

SECTION 1. There is hereby created in the State Treasury the Capital Improvement Revolving Fund. The fund shall be a continuing fund, not subject to fiscal year limitations, and shall consist of any monies appropriated or transferred to the fund and any monies contributed to the fund from any other source, public or private. All monies accruing to the credit of said fund are hereby appropriated and may be budgeted and expended by the Department of Central Services pursuant to the provisions of this section. Monies in this fund shall be used for the purpose of addressing capital needs at state facilities. No monies appropriated, transferred or deposited in this fund shall be expended by the Department of Central Services unless specifically authorized by law.

SECTION 2. There is hereby appropriated to the Department of Central Services from any monies not otherwise appropriated from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 1998, the sum of Nine Million Three Hundred Forty-eight Thousand Twenty-two Dollars (\$9,348,022.00) for transfer to the Capital Improvement Revolving Fund.

SECTION 3. There is hereby appropriated to the Department of Central Services from any monies not otherwise appropriated from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 1995, the sum of One Hundred Forty-two Thousand Three Hundred Forty-six Dollars (\$142,346.00) for transfer to the Capital Improvement Revolving Fund.

SECTION 4. There is hereby appropriated to the Department of Central Services from any monies not otherwise appropriated from the Special Cash Fund of the State Treasury, the sum of Eight Hundred Sixty-seven Thousand Nine Hundred Fifty-two Dollars (\$867,952.00) for transfer to the Capital Improvement Revolving Fund.

SECTION 5. The State Treasurer is hereby directed to transfer the sum of Five Hundred Forty-one Thousand Six Hundred Eighty Dollars (\$541,680.00) of the interest earned from investment of the proceeds of the bonds authorized by subsection B of Section 178, subsection B of Section 180, subsection B of Section 182, and subsection B of Section 168.3 of Title 73 of the Oklahoma Statutes to the Capital Improvement Revolving Fund.

SECTION 6. A. There is hereby created the State Facility Capital Needs Committee to consist of fifteen (15) members, three to be appointed by the Governor, six to be appointed by the President Pro Tempore of the Senate, two of whom shall be members of the minority party, and six to be appointed by the Speaker of the House of Representatives, two of whom shall be members of the minority party.

B. The Committee shall:

1. Establish a plan for meeting maintenance needs of state facilities;

2. Review recommendations of the Long Range Capital Planning Commission;

3. Identify capital projects that will enhance the functioning of state government and the use of state facilities and will be prudent investments by the state;

4. Make recommendations of funding for maintenance needs and capital projects in a report to the Legislature and the Governor; and

5. Determine funding allocations to address the capital needs for the agencies under the purview of the subcommittees of the General Conference Committee on Appropriations.

C. The President Pro Tempore of the Senate and the Speaker of the House of Representatives shall appoint a member of the Senate and a member of the House of Representatives, respectively, to serve as co-chairs of the Committee. A majority of the members of the Committee shall constitute a quorum. A quorum shall be required for official action of the Committee.

D. The Committee shall be subject to the Oklahoma Open Meeting Act and the Oklahoma Open Records Act.

E. The Department of Central Services and the State Bond Advisor shall provide staff support for the Committee.

F. Legislators serving on the Committee shall be reimbursed pursuant to the provisions of Section 456 of Title 74 of the Oklahoma Statutes. Other members of the Committee shall be reimbursed pursuant to the provisions of the State Travel Reimbursement Act by the appointing authority.

SECTION 7. By March 1, 1998, the joint legislative subcommittees of the General Conference Committee on Appropriations

shall develop spending plans for the funds allocated pursuant to Section 6 of this act.

SECTION 8. From monies available in the Capital Improvement Revolving Fund, the Department of Central Services is hereby authorized to expend an amount not to exceed Two Million Dollars (\$2,000,000.00) for the purpose of site location, design, and architectural work as approved by the Long Range Capital Planning Commission and the Contingency Review Board.

SECTION 9. From monies available in the Capital Improvement Revolving Fund, the Department of Central Services is hereby authorized to expend an amount not to exceed One Million Dollars (\$1,000,000.00) for the purpose of planning, development and land acquisition related to the establishment of additional state office space.

SECTION 10. This act shall become effective July 1, 1997.

SECTION 11. 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.