

ENROLLED SENATE
BILL NO. 850

By: Herbert of the Senate
and
Dunegan of the House

An Act relating to state government; amending 74 O.S. 1991, Section 1810, as amended by Section 1, Chapter 97, O.S.L. 1992 (74 O.S. Supp. 1997, Section 1810), which relates to Quartz Mountain Arts and Conference Center; authorizing the Division of Lodges subject to the Oklahoma Tourism and Recreation Commission to enter into certain contract for management services at Quartz Mountain Arts and Conference Center; authorizing certain leases; exempting the Commission from the Oklahoma Central Purchasing Act for certain purpose; requiring certain debt to be complied with prior to entering into a contract of management services by the Commission; providing for certain state option, and providing for considerations related thereto; creating a revolving fund named the Quartz Mountain Arts and Conference Center Management Fund; requiring certain monies to be deposited into fund; providing purposes; providing for expenses; providing for certain remaining proceeds to be deposited in the Oklahoma Tourism and Recreation Department Revolving Fund; providing for codification; and providing an effective date.

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

SECTION 1. AMENDATORY 74 O.S. 1991, Section 1810, as amended by Section 1, Chapter 97, O.S.L. 1992 (74 O.S. Supp. 1997, Section 1810), is amended to read as follows:

Section 1810. The Division of Lodges shall, subject to the policies, rules and regulations of the Oklahoma Tourism and Recreation Commission:

1. Plan, supervise, construct, enlarge, improve, equip and operate state-owned and state-operated lodges and cabins, under the jurisdiction and control of the Commission;

2. Adopt rules for the administration and use of state-owned lodges, except that the following state lodges, namely, Lake Murray Lodge, Roman Nose Lodge, Western Hills Lodge and Texoma Lodge, shall be operated by the State of Oklahoma and shall not be leased to any person, firm or agency for the operation thereof; except the Commission may adopt rules to lease concessions in any state-owned lodge if the Commission deems it feasible;

3. Obligate and expend funds in conformity with the general state laws governing such activity; and

4. Exercise all authority and powers now vested in the Oklahoma Industrial Development and Park Commission and the Oklahoma Industrial Development and Park Department relating to state-owned lodges.

SECTION 2. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 1803.1 of Title 74, unless there is created a duplication in numbering, reads as follows:

The Oklahoma Tourism and Recreation Commission may enter into a contract for the management services of Quartz Mountain Arts and Conference Center. Before the Department enters into a contract with a private vendor, the option of state operation shall be considered and privatization must be determined to be more cost effective while delivering quality services. The contract for management services may be entered into by the Commission for one-year periods, renewable at the sole option of the Commission, but not to exceed a cumulative period of fifty (50) years. The Commission shall be exempt from the Oklahoma Central Purchasing Act when making purchases for the purpose of effectuating the management contract. Prior to entering into any contract for management services, all applicable provisions of any outstanding bond indenture(s) shall be complied with by the Commission.

SECTION 3. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 1803.2 of Title 74, 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 Tourism and Recreation Department to be designated the Quartz Mountain Arts and Conference Center Management Fund. The fund shall be a continuing fund not subject to fiscal year limitations and shall consist of all monies received from any contract for management services of the Quartz Mountain Arts and Conference Center. All monies accruing to the fund are hereby appropriated and shall be budgeted and expended by the Oklahoma Tourism and Recreation Department to pay the expenses incurred as a result of the contract and for the purpose of making lease payments on bond indebtedness or any other outstanding obligation on the Quartz Mountain Arts and Conference Center. Following the satisfaction of all outstanding obligations on the Quartz Mountain Arts and Conference Center, the remaining proceeds shall be deposited into the Oklahoma Tourism and Recreation Department Revolving Fund.

SECTION 4. This act shall become effective November 1, 1998.