

ENGROSSED HOUSE AMENDMENT

TO

ENGROSSED SENATE BILL NO. 1293

By: Haney and Herbert of the  
Senate

and

Mass of the House

[ public finance - Oklahoma Capitol Improvement

Authority - validation of bond issue -

emergency ]

AMENDMENT NO. 1. Strike the stricken title, enacting clause and  
entire bill and insert

"( public finance - Oklahoma Capitol Improvement

Authority - validation of bond issue -

emergency )

SECTION 1. AMENDATORY 73 O.S. 2001, Section 160, is  
amended to read as follows:

Section 160. The Oklahoma Capitol Improvement Authority ~~is~~  
~~authorized, in its discretion, to~~ may file an application with the  
Supreme Court of Oklahoma for the approval of ~~any~~ bonds ~~to be~~ issued  
hereunder, and exclusive original jurisdiction is hereby conferred  
upon the Supreme Court to hear and determine each ~~such~~ application.  
~~It shall be the duty of the~~ The court ~~to~~ shall give ~~such~~ the  
applications precedence over the other business of the court and ~~to~~  
consider and pass upon ~~such~~ the applications and any protests which  
may be filed thereto as speedily as possible. Notice of the hearing  
on each application shall be given by notice published in a newspaper  
of general circulation in the state that on a day named the Authority  
will ask the court to hear its application and approve the bonds.

~~Such~~ The notice shall inform all persons interested that they may file protests against the issuance of the bonds and be present at the hearing and contest the legality thereof. ~~Such~~ The notice shall be published one time not less than ten (10) days prior to the date named for the hearing and the hearing may be adjourned from time to time in the discretion of the court. If the court shall be satisfied that the bonds or any portions thereof have been properly authorized in accordance with this act and the Constitution of Oklahoma, and that when issued they will constitute valid obligations in accordance with their terms, the court shall render its written opinion approving the bonds and shall fix the time within which a petition for rehearing may be filed. The decision of the court shall be a judicial determination of the validity of the bonds, shall be conclusive as to the Authority, the State of Oklahoma, its officers, agents and instrumentalities, and all other persons, and thereafter the bonds so approved and the rents and revenues pledged to their payment shall be incontestable in any court in the State of Oklahoma.

SECTION 2. AMENDATORY 73 O.S. 2001, Section 171, is amended to read as follows:

Section 171. ~~It shall be the duty of the~~ The Attorney General ~~to~~ shall represent the Oklahoma Capitol Improvement Authority in the execution of the provisions of this act, and ~~such~~ the Authority ~~shall not employ or pay any sums of money to any private attorney or may acquire services of bond attorneys.~~ Bond attorneys must be employed by competitive bidding.

SECTION 3. 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 17th day of April, 2002.

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Presiding Officer of the House of  
Representatives

Passed the Senate the \_\_\_\_ day of \_\_\_\_\_, 2002.

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Presiding Officer of the Senate