

STATE OF OKLAHOMA

2nd Session of the 50th Legislature (2006)

COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 2682

By: Blackwell

COMMITTEE SUBSTITUTE

An Act relating to state government; amending Section 6, Chapter 254, O.S.L. 2004, as amended by Section 2, Chapter 400, O.S.L. 2004 (74 O.S. Supp. 2005, Section 9030.5), which relates to Art in Public Places Act; clarifying language; modifying certain date of applicability; providing effective date; and declaring an emergency.

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

SECTION 1. AMENDATORY Section 6, Chapter 254, O.S.L. 2004, as amended by Section 2, Chapter 400, O.S.L. 2004 (74 O.S. Supp. 2005, Section 9030.5), is amended to read as follows:

Section 9030.5 A. 1. All state agencies, including institutions within The Oklahoma State System of Higher Education, all state departments, boards, councils, and commissions shall allocate, as a nondeductible item out of any expenditures for capital projects including, but not limited to, bond issues for state construction excluding costs for bond issuance and related reserves, an amount of one and one-half percent (1 1/2%) of the ~~expenditure~~ project to the Oklahoma Historical Society for the purpose of funding the Oklahoma Art in Public Places Act, except as otherwise provided by subsection B of this section.

2. The maximum assessment for any project shall not exceed Five Hundred Thousand Dollars (\$500,000.00). This assessment shall not apply to any private donations for a capital project. This allocation shall be applicable to all state agency capital projects approved by the appointing authority after September 1, 2004,

excluding those capital projects at institutions of higher education as enumerated in Section 3980.12 of Title 70 of the Oklahoma Statutes. The works of art commissioned pursuant to the Oklahoma Art in Public Places Act may be placed on public lands, integral to or attached to a public building or structure, or detached within or outside a public building or structure.

B. 1. Of the assessment provided for in subsection A of this section, four-fifths (4/5) shall be placed in the Commissioning of Art in Public Places Revolving Fund, created in ~~Section 7 of Enrolled Senate Bill No. 1347 of the 2nd Session of the 49th Oklahoma Legislature~~ Section 9030.6 of this title, for the commission of any work of art for the Oklahoma Art in Public Places Act. Institutions within The Oklahoma State System of Higher Education shall remain in complete administrative control of their four-fifths (4/5) assessment pursuant to this subsection for the acquisition of art. The remaining one-fifth (1/5) of the assessment shall be reserved for the Art in Public Places Administrative and Maintenance Revolving Fund created by ~~Section 8 of Enrolled Senate Bill No. 1347 of the 2nd Session of the 49th Oklahoma Legislature~~ Section 9030.7 of this title.

2. Monies deposited in the Art in Public Places Administrative and Maintenance Revolving Fund shall be divided equally between the subaccounts in the fund for:

- a. the maintenance and repair of works of art commissioned pursuant to the Oklahoma Art in Public Places Act, and
- b. the administrative and educational costs incurred by the Division.

SECTION 2. This act shall become effective July 1, 2006.

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.

50-2-9629 MAT 03/01/06