

CS for SB 1593

THE STATE SENATE
Thursday, March 2, 2006

Committee Substitute for
Senate Bill No. 1593

COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 1593 - By: KERR and HOBSON
of the Senate and MILLER (Doug) of the House.

[Native American Cultural and Educational Authority -
powers of the Authority - modifying term - effective date]

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

SECTION 1. AMENDATORY 74 O.S. 2001, Section 1226, is
amended to read as follows:

Section 1226. In order to promote the history and culture of
Native Americans for the mutual benefit of the State of Oklahoma and
its Indian and non-Indian citizens, there is hereby created the
"Native American Cultural and Educational Authority", which
Authority is hereby authorized and empowered to construct, maintain,
repair and operate a Native American cultural center, museum and
theme park, along with commercial facilities as defined by Section
1226.3 of this title, within the State of Oklahoma as shall be
approved by the Authority and to issue revenue bonds of the
Authority payable solely from revenues to pay the cost of such
projects. Provided, no state appropriations shall be used to pay
costs of financing or constructing commercial facilities, except for
commercial elements within and incidental to the Cultural Center.

1 SECTION 2. AMENDATORY 74 O.S. 2001, Section 1226.3, is
2 amended to read as follows:

3 Section 1226.3 As used in Sections 1226 through 1226.16 of this
4 title:

5 1. "Authority" shall mean the Native American Cultural and
6 Educational Authority, created by Section 1226.2 of this title, or,
7 if such Authority shall be abolished, the board, body, or commission
8 succeeding to the principal functions hereof or to whom the powers
9 given by Section 1226 et seq. of this title shall be given by law;

10 2. "Project" or "projects" shall mean any facilities
11 constructed or improvements made under the provisions of this act by
12 the Authority for the purpose of constructing a Native American
13 cultural center, museum and theme park, to also include commercial
14 facilities as herein defined, and shall embrace all buildings,
15 structures, landscaping, infrastructure, utilities, roadways,
16 parking structures, parking lots, sidewalks, personal property and
17 fixtures, equipment and machinery, and other improvements which the
18 Authority may deem necessary for the operation of such projects,
19 together with all property, rights, easements and interests which
20 may be acquired by the Authority for the construction or the
21 operation of such;

22 3. "Commercial facilities" shall mean facilities, including,
23 but not limited to, conference centers, hotels, motels, recreational

1 vehicle parks, festival marketplaces, restaurants, retail sales
2 facilities, studios and other facilities for the design, development
3 and manufacture of Native American art, crafts and cultural objects,
4 and uses related thereto and other supporting, complementary and
5 ancillary uses;

6 4. "Cost" as applied to a project shall include expenditures of
7 the Authority, other governmental agencies, and private entities, to
8 include past, present and future expenditures, and shall embrace the
9 cost of construction, the cost of the acquisition of all land,
10 rights-of-way, property, rights, easements and interests acquired by
11 the Authority for such construction, the cost of all machinery and
12 equipment, financing charges, provision for working capital,
13 interest prior to, during, and after construction and a reserve for
14 interest in such amounts as the Authority shall determine, cost of
15 engineering, architecture, planning, legal and accounting expenses,
16 plans, specifications, surveys, estimates of cost, and of revenues,
17 other expenses necessary or incident to determining the feasibility
18 or practicability of constructing any such project, administrative
19 expense, and such other expense as may be necessary or incident to
20 the construction of the project, the financing of such construction,
21 and the placing of the project in operation, and other expenditures
22 in furtherance of the objectives of Sections 1226 through 1226.16 of
23 this title;

1 ~~4.~~ 5. "Owner" shall include all individuals, copartnerships,
2 associations, corporations, trusts, and any other person or entity
3 having any title or interest in any property, rights, easements, and
4 interests authorized to be acquired by Sections 1226 through 1226.16
5 of this title;

6 ~~5.~~ 6. The phrase "operational services" shall mean services of
7 a maintenance or operational nature, including, but not limited to,
8 grounds maintenance and security services, provided by the
9 Authority, pursuant to an agreement between the Authority and any
10 service recipient; and

11 ~~6.~~ 7. The phrase "other governmental agencies" shall mean the
12 State of Oklahoma or other agencies thereof, the national
13 government, other states or agencies thereof, public trusts,
14 municipalities, counties and other subdivisions of government.

15 SECTION 3. This act shall become effective November 1, 2006.

16 COMMITTEE REPORT BY: COMMITTEE ON APPROPRIATIONS, dated 2-22-06 - DO
17 PASS, As Amended and Coauthored.