

STATE OF OKLAHOMA

2nd Session of the 50th Legislature (2006)

SENATE BILL 1378

By: Hobson

AS INTRODUCED

An Act relating to mental health; amending 43A O.S. 2001, Section 2-106, as last amended by Section 5, Chapter 113, O.S.L. 2004 (43A O.S. Supp. 2005, Section 2-106), which relates to lease or sale of property by the Department of Mental Health and Substance Abuse Services; clarifying reference; and providing an effective date.

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

SECTION 1. AMENDATORY 43A O.S. 2001, Section 2-106, as last amended by Section 5, Chapter 113, O.S.L. 2004 (43A O.S. Supp. 2005, Section 2-106), is amended to read as follows:

Section 2-106. A. 1. The Board of Mental Health and Substance Abuse Services, the Commissioner of Mental Health and Substance Abuse Services or any employee of the Department of Mental Health and Substance Abuse Services designated by the Commissioner may solicit and receive contributions, gifts and donations for use by the Department of Mental Health and Substance Abuse Services, or to any institution therein. The Board of Mental Health and Substance Abuse Services shall accept, hold in trust and authorize the use of any grant or devise of land, or any donation or bequest of money, or other personal property made to the Department of Mental Health and Substance Abuse Services, or to any institution therein, so long as the terms of the grant, donation, bequest, gift, or will are carried out.

2. The Board may invest and reinvest any funds and may lease any real or personal property, may sell any personal property and may invest the proceeds, for the benefit of the Department or any

institution therein unless prevented by the terms of the grant, donation, bequest, gift or will.

B. The Board may lease any property owned or held in trust by the Board to any other state agency, political subdivision, federal agency, county, municipality or a nonprofit organization for a period not to exceed fifty (50) years. An original lease may be for a period not to exceed ten (10) years with up to four ten-year options.

C. The Board must annually account to the State Auditor and Inspector for all monies or property received or expended by virtue of this section. The account shall state:

1. The source of the monies or property received with the actual date of its receipt;
2. The particular use or place for which it was expended; and
3. The balance on hand showing the place of deposit of the unexpended balance.

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

50-2-3042

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