

1 STATE OF OKLAHOMA

2 1st Session of the 51st Legislature (2007)

3 CONFERENCE COMMITTEE
4 SUBSTITUTE
5 FOR ENGROSSED
6 HOUSE BILL NO. 1137

By: Bengé and Miller of the
House

7 and

8 Crutchfield, Johnson
(Mike), Adelson and Myers
of the Senate

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11 CONFERENCE COMMITTEE SUBSTITUTE

12 An Act relating to schools; amending Section 2,
13 Chapter 115, O.S.L. 2004 (70 O.S. Supp. 2006, Section
14 4019), which relates to certain obligations of the
15 Oklahoma Capitol Improvement Authority for endowed
16 chairs; modifying authorized indebtedness; modifying
17 provision related to approval of obligations;
18 providing an effective date; and declaring an
19 emergency.

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

21 SECTION 1. AMENDATORY Section 2, Chapter 115, O.S.L.
22 2004 (70 O.S. Supp. 2006, Section 4019), is amended to read as
23 follows:

24 Section 4019. A. The Oklahoma Capitol Improvement Authority is
hereby authorized, consistent with the statutes pertaining to the
Oklahoma State Regents' Endowment Trust Fund, to establish a program

1 to provide for the advance funding of the state's contribution to
2 endowed chairs, professorships, lectureships and positions for
3 artists in residence as provided in Section 3952 of ~~Title 70 of the~~
4 ~~Oklahoma Statutes~~ this title at the various institutions in The
5 Oklahoma State System of Higher Education. The Oklahoma State
6 Regents for Higher Education are authorized to enter into agreements
7 with the Authority to provide security for any obligations issued
8 for such purpose.

9 B. The Authority is hereby authorized to issue and sell
10 obligations in such amounts as shall be needed from time to time for
11 the purposes of obtaining funds for the state's matching
12 contribution for endowed chairs, professorships, lectureships and
13 positions for artists in residence; provided, however, that the
14 total principal amount of such obligations shall not exceed in the
15 aggregate ~~Fifty Million Dollars (\$50,000,000.00)~~ One Hundred Million
16 Dollars (\$100,000,000.00) outstanding at any one time for the
17 purpose of funding endowed chairs. At least fifty percent (50%) of
18 the endowed chair, professorship or lectureship positions funded as
19 provided for in this subsection shall be for positions that involve
20 research and development. No obligations shall be issued for any
21 endowment account for which matching monies specified in subsection
22 E of Section 3952 of ~~Title 70 of the Oklahoma Statutes~~ this title
23 have not been received.

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1 C. It is the intent of the Legislature that payments for the
2 purpose of retiring the obligations created pursuant to this section
3 be made by the State Regents from the lump-sum appropriation made
4 pursuant to Section 3 of Article XIII-A of the Oklahoma
5 Constitution. Further, it is the intent of the Legislature to
6 appropriate to the State Regents sufficient monies to allow the
7 State Regents to make payments for the purpose of retiring the
8 obligations created pursuant to this section.

9 D. The Authority may issue obligations in one or more series
10 and in conjunction with other issues of the Authority.

11 E. The obligations authorized under this section may be sold at
12 either competitive or negotiated sale, as determined by the
13 Authority, and in such form and at such prices as may be authorized
14 by the Authority. The Authority may enter into agreements with such
15 credit enhancers and liquidity providers as may be determined
16 necessary to efficiently market the obligations. The obligations
17 may mature and have such provisions for redemption as shall be
18 determined by the Authority, but in no event shall the final
19 maturity of such obligations occur later than ten (10) years from
20 the first principal maturity date of any given series.

21 F. Any interest earnings on funds or accounts created for
22 purposes of this section may be utilized as partial payment of the
23 annual debt service or for purposes directed by the Authority.

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1 G. The obligations issued under this section, the transfer
2 thereof and the interest earned on such obligations, including any
3 profit derived from the sale thereof, shall not be subject to
4 taxation of any kind by the State of Oklahoma, or by any county,
5 municipality or political subdivision therein.

6 H. The Authority may direct the investment of all monies in any
7 funds or accounts created in connection with the offering of the
8 obligations authorized under this section. This shall not include
9 monies in the Oklahoma State Regents Endowment Trust Fund. The
10 State Regents may place additional restrictions on the investment of
11 such monies if necessary to enhance the marketability of the
12 obligations.

13 ~~I. No obligations may be issued pursuant to this section until~~
14 ~~such obligations have been approved by the Supreme Court pursuant to~~
15 ~~Section 14.1 of Title 20 of the Oklahoma Statutes.~~

16 SECTION 2. This act shall become effective July 1, 2007.

17 SECTION 3. It being immediately necessary for the preservation
18 of the public peace, health and safety, an emergency is hereby
19 declared to exist, by reason whereof this act shall take effect and
20 be in full force from and after its passage and approval.

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