

1 ENGROSSED HOUSE
2 BILL NO. 3396

By: Bengé, Cargill, Collins,
Martin (Scott), Nations,
Hickman, Jones and Shumate
of the House

4 and

5 Coffee, Nichols and Sparks
6 of the Senate

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9 (schools - amending 70 O.S., Section 4019 - Oklahoma
10 Capitol Improvement Authority - effective date -
11 emergency)

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

15 SECTION 1. AMENDATORY Section 2, Chapter 115, O.S.L.
16 2004, as amended by Section 1, Chapter 214, O.S.L. 2007 (70 O.S.
17 Supp. 2007, Section 4019), is amended to read as follows:

18 Section 4019. A. The Oklahoma Capitol Improvement Authority
19 is hereby authorized, consistent with the statutes pertaining to the
20 Oklahoma State Regents' Endowment Trust Fund, to establish a program
21 to provide for the advance funding of the state's contribution to
22 endowed chairs, professorships, lectureships and positions for
23 artists in residence as provided in Section 3952 of this title at
24 the various institutions in The Oklahoma State System of Higher

1 Education. The Oklahoma State Regents for Higher Education are
2 authorized to enter into agreements with the Authority to provide
3 security for any obligations issued for such purpose.

4 B. The Authority is hereby authorized to issue and sell
5 obligations in such amounts as shall be needed from time to time for
6 the purposes of obtaining funds for the state's matching
7 contribution for endowed chairs, professorships, lectureships and
8 positions for artists in residence; provided, however, that the
9 total principal amount of such obligations shall not exceed in the
10 aggregate ~~One Hundred Million Dollars (\$100,000,000.00)~~ One Hundred
11 Twenty-five Million Dollars (\$125,000,000.00) outstanding at any one
12 time for the purpose of funding endowed chairs. At least fifty
13 percent (50%) of the endowed chair, professorship or lectureship
14 positions funded as provided for in this subsection shall be for
15 positions that involve research and development. No obligations
16 shall be issued for any endowment account for which matching monies
17 specified in subsection E of Section 3952 of this title have not
18 been received.

19 C. It is the intent of the Legislature that payments for the
20 purpose of retiring the obligations created pursuant to this section
21 be made by the State Regents from the lump-sum appropriation made
22 pursuant to Section 3 of Article XIII-A of the Oklahoma
23 Constitution. Further, it is the intent of the Legislature to
24 appropriate to the State Regents sufficient monies to allow the

1 State Regents to make payments for the purpose of retiring the
2 obligations created pursuant to this section.

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

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

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

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

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

8 SECTION 2. This act shall become effective July 1, 2008.

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

13 Passed the House of Representatives the 12th day of March, 2008.

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Presiding Officer of the House of
Representatives

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Passed the Senate the ____ day of _____, 2008.

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Presiding Officer of the Senate

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