

1 The Muscogee (Creek) Nation is now eligible to receive federal
2 housing authority funds, has received such funds for several years,
3 and has created a tribal housing authority for the purpose of
4 providing housing to its tribal members. Federal monies are no
5 longer provided to the state agency, Muscogee (Creek) Nation Housing
6 Authority. Both the state agency housing authority and the tribal
7 housing authority wish to consolidate into the tribal housing
8 authority; and the tribal housing authority wishes to take over the
9 state agency housing authority programs and assume all liability and
10 assets of the state agency, Muscogee (Creek) Nation Housing
11 Authority, including liabilities set forth in local cooperation
12 agreements and payment in lieu of tax agreements that were in place
13 as of June 1, 2006, with cities, counties, or other political
14 subdivisions.

15 B. The Muscogee (Creek) Nation is hereby empowered to
16 undertake, manage and control the programs of the state agency,
17 Muscogee (Creek) Nation Housing Authority and to enter into local
18 cooperation agreements and payment in lieu of tax agreements which
19 are similar in scope and content to those that were previously
20 executed by the state agency housing authority, and to assume the
21 liabilities of the state agency housing authority and receive the
22 assets of the state agency housing authority.

1 The governing counsel of the Muscogee (Creek) Nation may
2 exercise the power herein provided by adopting an ordinance or
3 resolution to undertake, manage and control the state agency housing
4 authority programs. Such resolution or ordinance must provide that
5 the tribal housing authority is assuming both the assets and
6 liabilities of the state housing authority, is entering into local
7 cooperation agreements and payment in lieu of tax agreements that
8 are similar in scope and content to those that were previously
9 executed by the state agency housing authority, and will continue to
10 provide housing programs for members of the tribe.

11 Upon the filing of such a resolution or ordinance with both the
12 Oklahoma Secretary of State's office and the county clerk's office
13 in Okmulgee County, the management and control of the state agency,
14 Muscogee (Creek) Nation Housing Authority, together with ownership
15 of all the housing authority's assets and liabilities, shall
16 transfer to the tribal Muscogee (Creek) Nation Housing Authority;
17 and the state agency, Muscogee (Creek) Nation Housing Authority,
18 shall cease to exist. No further action on the state's part is
19 necessary to transfer title of all state agency housing authority
20 real property to the tribal housing authority. The filing of a copy
21 of this statute, a certified copy of the tribal resolution or
22 ordinance and legal description of the land(s) shall transfer title.

1 SECTION 2. It being immediately necessary for the preservation
2 of the public peace, health and safety, an emergency is hereby
3 declared to exist, by reason whereof this act shall take effect and
4 be in full force from and after its passage and approval.

5 COMMITTEE REPORT BY: COMMITTEE ON JUDICIARY, dated 2-12-08 - DO
6 PASS, As Coauthored.