

1 ENGROSSED SENATE  
2 BILL NO. 1167

By: Nichols of the Senate  
and  
Terrill of the House

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6  
7 [ higher education - necessary approval - bonds -

8 Attorney General -

9 effective date ]

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

12 SECTION 1. AMENDATORY 70 O.S. 2001, Section 4008, is  
13 amended to read as follows:

14 Section 4008. All bonds issued hereunder shall have on the  
15 backs thereof the certificate required by Section 29 of Article 10  
16 of the Constitution of Oklahoma. Such bonds and any bonds or other  
17 obligations issued under the Oklahoma Higher Education Promise of  
18 Excellence Act of 2005, Section 3980.1 et seq. of this title, shall  
19 be submitted to the Attorney General of Oklahoma for ~~his~~  
20 examination; and such bonds, when having been examined and certified  
21 as legal obligations by the Attorney General in accordance with such  
22 requirements as he or she may make, shall be incontestable in any  
23 court in the State of Oklahoma unless suit thereon shall be brought  
24 in a court having jurisdiction thereof within thirty (30) days from

1 the date of such approval. Bonds so approved by the Attorney  
2 General shall be prima facie valid and binding obligations according  
3 to their terms, and the only defense which may be offered thereto in  
4 any suit instituted after such thirty-day period shall have expired  
5 shall be forgery, fraud or violation of the Constitution.

6 SECTION 2. This act shall become effective November 1, 2009.

7 Passed the Senate the 10th day of March, 2009.

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Presiding Officer of the Senate

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11 Passed the House of Representatives the \_\_\_\_ day of \_\_\_\_\_,

12 2009.

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Presiding Officer of the House  
of Representatives

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