

1 ENGROSSED SENATE  
2 BILL NO. 482

By: Coates, Sweeden and  
Leftwich of the Senate

3 and

4 Liebmann of the House

5  
6  
7 [ capitol and capitol buildings - Oklahoma State  
8 Capitol Centennial Commemoration and Preservation  
9 Act - codification -

10 emergency ]

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

13 SECTION 1. NEW LAW A new section of law to be codified  
14 in the Oklahoma Statutes as Section 350 of Title 73, unless there is  
15 created a duplication in numbering, reads as follows:

16 This act shall be known and may be cited as the "Oklahoma State  
17 Capitol Centennial Commemoration and Preservation Act".

18 SECTION 2. NEW LAW A new section of law to be codified  
19 in the Oklahoma Statutes as Section 351 of Title 73, unless there is  
20 created a duplication in numbering, reads as follows:

21 The purpose of the Oklahoma State Capitol Centennial  
22 Commemoration and Preservation Act is to prepare and implement a  
23 master plan for the rehabilitation of the State Capitol, thereby  
24 transforming it into a Twenty-first Century capable building while

1 retaining its original architectural beauty, in time to commemorate  
2 the centennial of its official opening in 1917. The State Capitol  
3 has significance in the history of the great state of Oklahoma and  
4 is recognized nationally for excellence in public building design  
5 and construction. The State Capitol is worthy of preservation for  
6 these qualities and its appropriate rehabilitation will serve as a  
7 lasting symbol and highly visible legacy of its centennial  
8 commemoration for future generations.

9 SECTION 3. NEW LAW A new section of law to be codified  
10 in the Oklahoma Statutes as Section 352 of Title 73, unless there is  
11 created a duplication in numbering, reads as follows:

12 A. 1. There is hereby created the Oklahoma State Capitol  
13 Centennial Commemoration and Preservation Commission to continue  
14 until July 1, 2018. The Oklahoma State Capitol Centennial  
15 Commemoration and Preservation Commission shall consist of:

- 16 a. the Governor or designee,
- 17 b. all living former governors of this state,
- 18 c. the Lieutenant Governor or designee,
- 19 d. the President Pro Tempore of the Senate or designee,
- 20 e. four members of the State Senate appointed by the  
21 President Pro Tempore of the Senate,
- 22 f. the Speaker of the House of Representatives or  
23 designee,
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- 1 g. four members of the Oklahoma House of Representatives  
2 appointed by the Speaker of the House of  
3 Representatives,  
4 h. the Director of the Department of Central Services,  
5 i. the Chair of the State Capitol Preservation  
6 Commission,  
7 j. the Executive Director of the Oklahoma Arts Council,  
8 k. the Executive Director of the Oklahoma Historical  
9 Society,  
10 l. the Capitol Architect and Curator,  
11 m. the Director of the Oklahoma Indian Affairs  
12 Commission,  
13 n. the Executive Director of the Oklahoma Tourism and  
14 Recreation Commission, who shall serve as ex officio  
15 members,  
16 o. five members to be appointed by the Governor,  
17 p. five members to be appointed by the President Pro  
18 Tempore of the Senate, and  
19 q. five members to be appointed by the Speaker of the  
20 House of Representatives.

21 2. All appointed members' terms shall be coterminous with the  
22 terms of their appointing authorities.

23 3. All ex officio members may assign a designee to represent  
24 them at meetings of the Commission.

1 4. A quorum shall consist of any eight members of the  
2 Commission.

3 5. All members of the Commission shall be exempt from the dual-  
4 office-holding provisions of Section 6 of Title 51 of the Oklahoma  
5 Statutes.

6 B. 1. The Commission shall hold its initial meeting no later  
7 than September 1, 2009, at which time, and annually thereafter, a  
8 chair and vice-chair shall be elected from its membership. Meetings  
9 of the Commission shall be subject to the Oklahoma Open Meeting Act  
10 and the Oklahoma Open Records Act.

11 2. Members shall serve without compensation, except that  
12 members are entitled to expenses incurred in the performance of  
13 their duties as provided by the State Travel Reimbursement Act.  
14 Legislators shall be reimbursed pursuant to Section 456 of Title 74  
15 of the Oklahoma Statutes. Such reimbursement shall be paid by the  
16 Oklahoma Capitol Complex and Centennial Commemoration Commission.

17 SECTION 4. NEW LAW A new section of law to be codified  
18 in the Oklahoma Statutes as Section 353 of Title 73, unless there is  
19 created a duplication in numbering, reads as follows:

20 A. Duties of the Oklahoma State Capitol Centennial  
21 Commemoration and Preservation Commission shall be to devise a  
22 master plan to make capital improvements to the State Capitol. The  
23 Commission's master plan shall devise a timetable and budget for  
24 completion of all parts of the master plan and shall be submitted to

1 the Governor, the President Pro Tempore of the Senate and the  
2 Speaker of the House of Representatives. The Commission shall  
3 submit an initial draft of the master plan to the Governor, the  
4 President Pro Tempore of the Senate and the Speaker of the House of  
5 Representatives by January 1, 2010. The master plan shall be  
6 completed by January 1, 2011. The Commission shall also plan  
7 festivities for the State Capitol's centennial celebration.

8 B. The master plan may include, but is not limited to, the  
9 following projects and activities:

- 10 1. Interior and exterior renovations to the State Capitol;
- 11 2. Publications, films, and other educational materials;
- 12 3. Bibliographical and documentary projects;
- 13 4. Conferences, lectures, seminars, and other programs;
- 14 5. Exhibits, including but not limited to, a centennial  
15 commemorative painting and mobile exhibits; and,
- 16 6. Ceremonies and commemorations.

17 C. To perform its duties, the Commission is authorized to  
18 appoint subcommittees which may include persons who are not members  
19 of the Commission. Such persons shall not be entitled to  
20 compensation but shall be reimbursed for necessary expenses incurred  
21 in the performance of their duties as provided by the State Travel  
22 Reimbursement Act. Such reimbursement shall be paid by the  
23 Department of Central Services.

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1 D. The Oklahoma State Capitol Centennial Commemoration and  
2 Preservation Commission is authorized to appoint and fix the  
3 salaries and duties of an executive director and professional and  
4 administrative employees as may be necessary to carry out the duties  
5 of the Commission as provided by law subject to appropriations by  
6 the Legislature.

7 E. The Department of Central Services shall provide support for  
8 the Commission and shall budget and expend funds appropriated to the  
9 Department by the Legislature for that purpose in addition to any  
10 funds received pursuant to subsection D of Section 5 of this act for  
11 the Commission's activities.

12 SECTION 5. NEW LAW A new section of law to be codified  
13 in the Oklahoma Statutes as Section 354 of Title 73, unless there is  
14 created a duplication in numbering, reads as follows:

15 A. There is hereby authorized the creation of a not-for-profit  
16 corporation to raise funds and to assist in the implementation of  
17 the master plan relating to the centennial commemoration of the  
18 State Capitol in 2017.

19 B. The board of directors of the corporation authorized in  
20 subsection A of this section is authorized to select a name for the  
21 corporation. At least fifty percent (50%) of the corporation board  
22 members shall be selected from the Oklahoma State Capitol Centennial  
23 Commemoration and Preservation Commission's membership. The board  
24 shall choose its own chair and vice-chair.

1 C. After proper incorporation, the not-for-profit corporation  
2 is authorized and directed to apply for tax-exempt status under  
3 Section 501(c)(3) of the Internal Revenue Code (26 U.S.C., Section  
4 501(c)(3)).

5 D. In addition to funds received from the general public or  
6 other public and private sources, the not-for-profit corporation may  
7 receive funds from state agencies at such times and in such amounts  
8 as may be appropriated by the Legislature for the Oklahoma State  
9 Capitol centennial or made available to the corporation from state  
10 agencies from their sources of revenue.

11 E. Costs to underwrite activities related to the commemoration  
12 of the Oklahoma State Capitol centennial may be borne from revenues  
13 of the not-for-profit corporation.

14 F. Upon the incorporation, the not-for-profit corporation shall  
15 be authorized to hire staff as necessary to assist in the centennial  
16 commemoration pursuant to the Oklahoma State Capitol Centennial  
17 Commemoration and Preservation Act.

18 G. The board of directors shall perform all the acts necessary  
19 for dissolution of the corporation as required by law and surrender  
20 all of the corporation rights and franchises by filing in the Office  
21 of the Secretary of State a certificate of dissolution to coincide  
22 with termination of the Oklahoma State Capitol Centennial  
23 Commemoration and Preservation Commission on July 1, 2018.

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1           SECTION 6.           NEW LAW           A new section of law to be codified  
2 in the Oklahoma Statutes as Section 355 of Title 73, unless there is  
3 created a duplication in numbering, reads as follows:

4           There is hereby created in the State Treasury a revolving fund  
5 for the Oklahoma State Capitol Centennial Commemoration and  
6 Preservation Commission to be designated the "Oklahoma State Capitol  
7 Centennial Commemoration and Preservation Commission Revolving  
8 Fund". The fund shall consist of all monies that are appropriated  
9 by the Legislature or received by the Commission from activities and  
10 donations as permitted under the Oklahoma State Capitol Centennial  
11 Commemoration and Preservation Act. The Legislature may appropriate  
12 funds as necessary for the development of master plans for the  
13 renovation of the capitol, construction costs, and other appropriate  
14 activities. The revolving fund shall be a continuing fund not  
15 subject to fiscal year limitations. Expenditures from the fund  
16 shall be for expenses relating to any authorized activity of the  
17 Commission pursuant to the Oklahoma State Capitol Centennial  
18 Commemoration and Preservation Act and shall be made pursuant to  
19 law. Warrants for expenditures from this fund shall be issued by  
20 the State Treasurer against claims signed by an authorized employee  
21 of the Commission and approved for payment by the Director of State  
22 Finance.

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1           SECTION 7.           NEW LAW           A new section of law to be codified  
2 in the Oklahoma Statutes as Section 356 of Title 73, unless there is  
3 created a duplication in numbering, reads as follows:

4           A. The Oklahoma State Capitol Centennial Commemoration and  
5 Preservation Commission shall submit a financial report of the  
6 activities of the Commission to the Governor, the President Pro  
7 Tempore of the Senate and the Speaker of the House of  
8 Representatives by March 31, 2018. The financial report shall  
9 include a summary and accounting of all centennial projects and  
10 activities funded by the Commission, the final budget for the  
11 Commission, a list of any outstanding or anticipated obligations,  
12 and the anticipated balance of any monies remaining after July 1,  
13 2018, in any funds designated for the Commission.

14           B. Upon termination of the Oklahoma State Capitol Centennial  
15 Commemoration and Preservation Commission on July 1, 2018, any  
16 remaining rights and responsibilities of the Commission, including  
17 all fund balances of the Oklahoma State Capitol Centennial  
18 Commemoration and Preservation Commission Revolving Fund created in  
19 Section 6 of this act, property, furniture, equipment, supplies, and  
20 records associated with the Commission on July 1, 2018, shall be  
21 transferred to the Oklahoma Department of Central Services.

22           SECTION 8. It being immediately necessary for the preservation  
23 of the public peace, health and safety, an emergency is hereby  
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1 declared to exist, by reason whereof this act shall take effect and  
2 be in full force from and after its passage and approval.

3 Passed the Senate the 26th day of February, 2009.

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\_\_\_\_\_  
Presiding Officer of the Senate

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

8 2009.

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Presiding Officer of the House  
of Representatives

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