

ENROLLED SENATE
BILL NO. 2183

By: Branan of the Senate

and

Blackwell of the House

An Act relating to the Commissioners of the Land Office; directing the Secretary of the Commission to study the possible sale of certain state lands; prohibiting sale of mineral rights; stating possible results; directing the study and preparation of a report under certain conditions; authorizing appointment of a study group; providing for assistance; requiring distribution of a report by certain date; amending 64 O.S. 2001, Section 241, as amended by Section 39 of Enrolled House Bill No. 3026 of the 2nd Session of the 52nd Oklahoma Legislature and as renumbered by Section 108 of Enrolled House Bill No. 3026 of the 2nd Session of the 52nd Oklahoma Legislature, which relates to leasing of public lands; deleting requirement to comply with certain local laws and regulations; providing for noncodification; and declaring an emergency.

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

SECTION 1. NEW LAW A new section of law not to be codified in the Oklahoma Statutes reads as follows:

A. In an effort to increase the value to the state from properties under the management of the Commissioners of the Land Office, the Oklahoma Legislature directs the Secretary of the Commission to study the possibility that it may be in the public interest for the Legislature to authorize the Commissioners of the Land Office to sell some sections of land under their control,

however, retaining any mineral rights on behalf of the state, which could result in such properties being added to the property tax rolls of the various counties and providing interested citizens the opportunity to farm and develop the surface property in ways that may provide greater benefit to all the citizens of this state. This study shall focus on the sale of commercial property.

B. The Oklahoma Legislature hereby directs the Secretary of the Commissioners of the Land Office to undertake a study of the proposal outlined in subsection A of this section, and prepare a report along with legislative recommendations as the Secretary deems necessary if the Secretary determines such proposal could benefit the citizens of this state.

C. The Secretary is authorized to solicit information from any persons or entities or appoint any group of persons the Secretary deems appropriate to assist the Secretary in fulfilling the requirements of this act. State agencies or employees are authorized to assist the Secretary in this study or preparation of the report as necessary.

D. The report and any legislative recommendations shall be distributed to the Governor, the President Pro Tempore of the Senate and the Speaker of the House of Representatives no later than December 1, 2011.

SECTION 2. AMENDATORY 64 O.S. 2001, Section 241, as amended by Section 39 of Enrolled House Bill No. 3026 of the 2nd Session of the 52nd Oklahoma Legislature and as renumbered by Section 108 of Enrolled House Bill No. 3026 of the 2nd Session of the 52nd Oklahoma Legislature, is amended to read as follows:

Section 1056. Except as otherwise provided by law, all the public lands of this state shall be subject to lease in the manner provided by law. The Commissioners of the Land Office shall have charge of the leasing of the lands. ~~Surface and subsurface estates in lands which are administered by the Commissioners of the Land Office shall comply with local regulations, ordinances or laws where compliance is not contrary to trust obligations of the Commissioners of the Land Office.~~

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

Passed the Senate the 11th day of May, 2010.

Presiding Officer of the Senate

Passed the House of Representatives the 19th day of April, 2010.

Presiding Officer of the House
of Representatives