

ESB 1335

THE HOUSE OF REPRESENTATIVES  
Monday, April 12, 2010

ENGROSSED  
**Senate Bill No. 1335**  
**As Amended**

ENGROSSED SENATE BILL NO. 1335 - By: COFFEE, SPARKS AND JOHNSON  
(CONSTANCE) of the Senate and BENGE of the House.

[ public finance and higher education - Oklahoma Capitol Improvement  
Authority - modifying authority - modifying maturity date -  
emergency ]

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

1           SECTION 1.   AMENDATORY   Section 2, Chapter 115, O.S.L. 2004, as last  
2 amended by Section 2, Chapter 430, O.S.L. 2008 (70 O.S. Supp. 2009, Section 4019), is  
3 amended to read as follows:  
4           Section 4019. A. The Oklahoma Capitol Improvement Authority is hereby  
5 authorized, consistent with the statutes pertaining to the Oklahoma State Regents'  
6 Endowment Trust Fund, to establish a program to provide for the advance funding of the  
7 state's contribution to endowed chairs, professorships, lectureships and positions for  
8 artists in residence as provided in Section 3952 of this title at the various institutions in  
9 The Oklahoma State System of Higher Education. The Oklahoma State Regents for

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

3 B. The Authority is hereby authorized to issue and sell obligations in such amounts  
4 as shall be needed from time to time for the purposes of obtaining funds for the state's  
5 matching contribution for endowed chairs, professorships, lectureships and positions for  
6 artists in residence; provided, however, that the total principal amount of such  
7 obligations shall not exceed in the aggregate One Hundred Fifty Million Dollars  
8 (\$150,000,000.00) outstanding at any one time for the purpose of funding endowed  
9 chairs. At least fifty percent (50%) of the endowed chair, professorship or lectureship  
10 positions funded as provided for in this subsection shall be for positions that involve  
11 research and development. No obligations shall be issued for any endowment account for  
12 which matching monies specified in subsection E of Section 3952 of this title have not  
13 been received.

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

20 D. The Authority may issue obligations in one or more series and in conjunction  
21 with other issues of the Authority. The Authority may also refund and/or restructure  
22 outstanding obligations issued under the provisions of this section.

1 E. The obligations authorized under this section may be sold at either competitive  
2 or negotiated sale, as determined by the Authority, and in such form and at such prices  
3 as may be authorized by the Authority. The Authority may enter into agreements with  
4 such credit enhancers and liquidity providers as may be determined necessary to  
5 efficiently market the obligations. The obligations may mature and have such provisions  
6 for redemption as shall be determined by the Authority, but in no event shall the final  
7 maturity of such obligations occur later than ~~fifteen (15)~~ twenty (20) years from the first  
8 principal maturity date of any given series.

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

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

16 H. The Authority may direct the investment of all monies in any funds or accounts  
17 created in connection with the offering of the obligations authorized under this section.  
18 This shall not include monies in the Oklahoma State Regents Endowment Trust Fund.  
19 The State Regents may place additional restrictions on the investment of such monies if  
20 necessary to enhance the marketability of the obligations.

1           SECTION 2. It being immediately necessary for the preservation of the public  
2 peace, health and safety, an emergency is hereby declared to exist, by reason whereof  
3 this act shall take effect and be in full force from and after its passage and approval.  
4 COMMITTEE REPORT BY: COMMITTEE ON APPROPRIATIONS AND BUDGET,  
5 dated 04-08-10 - DO PASS, As Amended.