

1 STATE OF OKLAHOMA

2 1st Session of the 52nd Legislature (2009)

3 HOUSE BILL 1863

By: Wright (John)

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6 AS INTRODUCED

7 An Act relating to educational property; creating the
8 Leave a Legacy Initiative Act; providing for naming
9 rights for persons or entities who donate to certain
10 educational facilities; stating criteria for naming
11 rights; stating term of naming rights; listing
12 facilities eligible for naming rights; providing for
13 additional naming rights; requiring the governing
board of an educational facility to provide
appropriate signs; limiting donations to capital
expenditures; prohibiting the renaming of
educational facilities named for individuals;
limiting application of act; providing for
codification; and providing an effective date.

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

17 SECTION 1. NEW LAW A new section of law to be codified
18 in the Oklahoma Statutes as Section 398 of Title 60, unless there is
19 created a duplication in numbering, reads as follows:

20 This act shall be known and may be cited as the "Leave a Legacy
21 Initiative Act".

22 SECTION 2. NEW LAW A new section of law to be codified
23 in the Oklahoma Statutes as Section 399 of Title 60, unless there is
24 created a duplication in numbering, reads as follows:

1 A. Pursuant to the provisions of this section, any person,
2 estate, private business, or corporation that makes a donation for a
3 capital asset to a public school district, technology center school
4 district, institution in The Oklahoma State System of Higher
5 Education, or other educational facility which receives ten percent
6 (10%) or more of its operating budget from the state shall receive
7 naming rights.

8 B. Naming rights shall be granted as provided for in this
9 section if the value of the donation is more than fifty-one percent
10 (51%) of the depreciated value of the capital asset. In determining
11 the depreciated value of the capital asset, a fifty-year useful life
12 of the facility shall be assumed and the value of the facility shall
13 be set based on current market value.

14 C. If naming rights are granted and the donor designates a name
15 for the facility, that name shall remain in effect for as long as
16 the facility is in use. The name shall remain even if the facility
17 is used more than the fifty-year useful life designation used to
18 arrive at the value of the facility.

19 D. Capital assets that are eligible for naming rights shall
20 include:

21 1. The campus of an educational facility;

22 2. A specific building on the campus of an educational
23 facility;

24 3. A wing of a building used by the educational facility; and

1 4. A room or auditorium in a building used by the educational
2 facility.

3 E. Granting naming rights to a donor for a building of an
4 educational facility shall not prohibit the granting of naming
5 rights to another donor for a room or rooms in the building.
6 Granting naming rights to a donor for a campus of an educational
7 facility shall not prohibit the granting of naming rights to another
8 donor for a building or buildings on the campus.

9 F. The governing board of an educational facility shall provide
10 appropriate signs recognizing the donor and shall display the name
11 selected by the donor on the facility in a visual and appropriate
12 manner.

13 G. Donations received pursuant to this section shall only be
14 used for capital expenditures.

15 H. Any educational facility already named for an individual,
16 living or dead, shall not be renamed pursuant to the provisions of
17 this section.

18 I. If a governing board of an educational facility subject to
19 the provisions of this section has adopted and implemented a naming
20 rights policy prior to the effective date of this act, the
21 provisions of the Leave a Legacy Initiative Act shall not apply to
22 any educational facility under the jurisdiction of the governing
23 board.

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SECTION 3. This act shall become effective January 1, 2010.

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