

1 STATE OF OKLAHOMA

2 2nd Session of the 52nd Legislature (2010)

3 HOUSE BILL 2629

By: Jones

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5  
6 AS INTRODUCED

7 An Act relating to historical societies; authorizing  
8 the Will Rogers Memorial Commission and the J.M Davis  
9 Memorial Commission to transfer certain objects under  
10 certain conditions; prohibiting transfers to  
11 individuals or certain entities; exempting the  
12 disposal of certain objects and the sale of surplus  
13 property from the Oklahoma Surplus Property Act;  
14 authorizing the Commissions to sell surplus property;  
15 providing for the deposit of surplus property sale  
16 proceeds; prohibiting certain persons from purchasing  
17 surplus property; prohibiting the sale of objects  
18 that were accessioned into the collection;  
19 prohibiting the sale, transfer or disposal of certain  
20 property; providing for codification; and declaring  
21 an emergency.

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

25 SECTION 1. NEW LAW A new section of law to be codified  
26 in the Oklahoma Statutes as Section 47.9 of Title 53, unless there  
27 is created a duplication in numbering, reads as follows:

28 A. The Will Rogers Memorial Commission is authorized to  
29 transfer museum collection objects, which are duplicates or are  
30 outside of the scope of collections owned by it, to other state  
31 agencies or other museums with nonprofit status unless the object is

1 leased to, loaned to, or was purchased with appropriated funds by  
2 the Commission. Transfers shall not be to individuals or commercial  
3 entities.

4 B. The Will Rogers Memorial Commission shall be exempt from the  
5 Oklahoma Surplus Property Act for the purpose of disposing of  
6 surplus property and is authorized to destroy and dispose of surplus  
7 property including museum collection objects it owns that have  
8 deteriorated past the point of usefulness or have no resale value.

9 C. The Will Rogers Memorial Commission is authorized to sell  
10 surplus property it owns at fair market value as determined by the  
11 Commission. The process for the sale and transfer of title shall  
12 originate with the Commission. The Will Rogers Memorial Commission  
13 shall be exempt from the Oklahoma Surplus Property Act for the  
14 purpose of selling surplus property. All proceeds from the sale of  
15 the property shall be deposited into the Will Rogers Memorial  
16 Commission Revolving Fund created in Section 47.4a of Title 53 of  
17 the Oklahoma Statutes.

18 D. No past or present member of the Will Rogers Memorial  
19 Commission, current employee, their families, or volunteer may  
20 purchase surplus property from the Commission in person or by proxy.

21 E. Except as otherwise provided for in this section, the Will  
22 Rogers Memorial Commission shall not sell museum collection objects  
23 or objects that were ever accessioned into the museum collection.

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1 F. The Will Rogers Memorial Commission shall not sell,  
2 transfer, or dispose of any property that is leased to, loaned to,  
3 or held in temporary custody by the Commission.

4 SECTION 2. NEW LAW A new section of law to be codified  
5 in the Oklahoma Statutes as Section 201G of Title 53, unless there  
6 is created a duplication in numbering, reads as follows:

7 A. The J.M. Davis Memorial Commission is authorized to transfer  
8 museum collection objects, which are duplicates or are outside of  
9 the scope of collections owned by it, to other state agencies or  
10 other museums with nonprofit status unless the object is leased to,  
11 loaned to, or was purchased with appropriated funds by the  
12 Commission. Transfers shall not be to individuals or commercial  
13 entities.

14 B. The J.M. Davis Memorial Commission shall be exempt from the  
15 Oklahoma Surplus Property Act for the purpose of disposing of  
16 surplus property and is authorized to destroy and dispose of surplus  
17 property including museum collection objects it owns that have  
18 deteriorated past the point of usefulness or have no resale value.

19 C. The J.M. Davis Memorial Commission is authorized to sell  
20 surplus property it owns at fair market value as determined by the  
21 Commission. The process for the sale and transfer of title shall  
22 originate with the Commission. The J.M. Davis Memorial Commission  
23 shall be exempt from the Oklahoma Surplus Property Act for the  
24 purpose of selling surplus property. All proceeds from the sale of

1 the property shall be deposited into the J.M. Davis Memorial  
2 Commission Revolving Fund created in Section 201D of Title 53 of the  
3 Oklahoma Statutes.

4 D. No past or present member of the J.M. Davis Memorial  
5 Commission, current employee, their families, volunteer, or member  
6 of the Friends of the J.M. Davis Museum Inc. or its successor may  
7 purchase property from the Commission in person or by proxy.

8 E. Except as otherwise provided for in this section, the J.M.  
9 Davis Memorial Commission shall not sell museum collection objects  
10 or objects that were ever accessioned into the museum collection.

11 F. The J.M. Davis Memorial Commission shall not sell, transfer,  
12 or dispose of any property that is leased to, loaned to, or held in  
13 temporary custody by the Commission.

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

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