

1 STATE OF OKLAHOMA

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

3 SENATE BILL 607

By: Lamb

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6 AS INTRODUCED

7 An Act relating to schools; creating the Oklahoma
8 School for the Visual and Performing Arts; providing
9 for a board of trustees; defining terms; providing
10 for appointment of board; stating terms, powers and
11 duties of board; creating the Oklahoma School for the
12 Visual and Performing Arts Revolving Fund; stating
13 purposes for which funds may be used; authorizing
14 adoption of rules; stating legislative intent;
15 providing for codification; providing an effective
16 date; and declaring an emergency.

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

18 SECTION 1. NEW LAW A new section of law to be codified
19 in the Oklahoma Statutes as Section 1210.451 of Title 70, unless
20 there is created a duplication in numbering, reads as follows:

21 A. A secondary school to be known as the Oklahoma School for
22 the Visual and Performing Arts is hereby established. The school
23 shall be governed by a board of trustees as created in this section.

24 B. The board of trustees of the Oklahoma School for the Visual
and Performing Arts shall consist of the following members:

1. Four ex officio nonvoting members as follows:

- a. the Chair of the Oklahoma State Regents for Higher Education, or designee,
- b. the Chancellor for Higher Education, or designee,
- c. the Superintendent of Public Instruction, or designee, and
- d. the Chair of the Oklahoma Arts Council, or designee;

2. Ten members appointed by the Governor as follows:

- a. four persons knowledgeable in the arts or with expertise or profound interest in the arts, representing diverse geographical areas of the state,
- b. two persons to represent the business community,
- c. one president of an institution within The Oklahoma State System of Higher Education,
- d. one president of a private university in this state, or designee,
- e. one principal of a private secondary school in this state, and
- f. one superintendent of a public school district.

One of the members shall be designated as chair of the board of trustees by the Governor;

3. Five members appointed by the President Pro Tempore of the Senate as follows:

- a. a member of the Senate,
- b. a principal of a public secondary school,

- 1 c. a visual artist,
- 2 d. a writer, and
- 3 e. a professional musician; and

4 4. Four members appointed by the Speaker of the House of
5 Representatives as follows:

- 6 a. a member of the House of Representatives,
- 7 b. a classroom art teacher who teaches in a public
8 school,
- 9 c. a performing artist, and
- 10 d. a person who holds a graduate degree and is currently
11 employed in an occupation related to the visual,
12 literate, or performing arts.

13 C. For purposes of this section:

14 1. "Visual artist" means any person who has a college degree in
15 one of the visual arts or is currently employed in an occupation
16 related to one of the visual arts;

17 2. "Professional musician" means any person who has a college
18 degree in music or is currently employed in an occupation related to
19 music;

20 3. "Writer" means any person who has a college degree in
21 English or journalism or is currently employed in an occupation
22 related to one of the literate arts;

23 4. "Visual arts" means art forms which are perceived by sight
24 such as painting, photography, graphics, and sculpture; and

1 5. "Performing arts" means art forms such as theatre, dance,
2 choral and orchestral music, film, and video.

3 D. 1. The terms of office of the members appointed by the
4 President Pro Tempore of the Senate and the Speaker of the House of
5 Representatives shall coincide with the terms of the appointing
6 authority.

7 2. The terms of office of the initial members appointed by the
8 Governor shall be as follows:

9 a. four members shall serve initial terms of two (2)
10 years,

11 b. three members shall serve initial terms of four (4)
12 years, and

13 c. three members shall serve initial terms of six (6)
14 years;

15 3. At the expiration of the terms of the initial members
16 appointed by the Governor, their successors shall be appointed for
17 terms of six (6) years.

18 E. Vacancies in the office of an appointed member shall be
19 filled for the unexpired term by the authority making the original
20 appointment.

21 F. The board of trustees shall prepare a budget request for the
22 Oklahoma School for the Visual and Performing Arts and shall submit
23 the budget request to the Legislature and the Governor by October 1
24 of each year. The board of trustees may accept gifts of real and

1 personal property, money and other things, and use or dispose of the
2 same in accordance with the directions of the donors or grantors
3 thereof.

4 G. The board of trustees is authorized to purchase, own and
5 acquire by lease or gift such motor vehicles as are reasonably
6 necessary for the implementation of the programs of the Oklahoma
7 School for the Visual and Performing Arts.

8 SECTION 2. NEW LAW A new section of law to be codified
9 in the Oklahoma Statutes as Section 1210.452 of Title 70, unless
10 there is created a duplication in numbering, reads as follows:

11 There is hereby created in the State Treasury a revolving fund
12 for the Oklahoma School for the Visual and Performing Arts, to be
13 designated the "Oklahoma School for the Visual and Performing Arts
14 Revolving Fund". The fund shall be a continuing fund, not subject
15 to fiscal year limitations, and shall consist of all monies received
16 by the board of trustees of the Oklahoma School for the Visual and
17 Performing Arts, from all sources. All monies accruing to the
18 credit of the fund are hereby appropriated and may be budgeted and
19 expended by the board of trustees for the purpose of developing the
20 Oklahoma School for the Visual and Performing Arts. Expenditures
21 from the fund shall be made upon warrants issued by the State
22 Treasurer against claims filed as prescribed by law with the
23 Director of State Finance for approval and payment.

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1 SECTION 3. NEW LAW A new section of law to be codified
2 in the Oklahoma Statutes as Section 1210.453 of Title 70, unless
3 there is created a duplication in numbering, reads as follows:

4 A. The board of trustees of the Oklahoma School for the Visual
5 and Performing Arts shall have the authority to adopt rules
6 necessary to comply with the provisions of this act and any other
7 requirements placed upon the board of trustees by law.

8 B. It is the intent of the Oklahoma Legislature that the board
9 of trustees of the Oklahoma School for the Visual and Performing
10 Arts establish a hiring policy for the Oklahoma School for the
11 Visual and Performing Arts which provides that applicants for
12 employment positions with the school who are residents of this state
13 shall be given priority for employment over applicants who are not
14 residents of this state if all other qualifications are equal.

15 SECTION 4. This act shall become effective July 1, 2009.

16 SECTION 5. It being immediately necessary for the preservation
17 of the public peace, health and safety, an emergency is hereby
18 declared to exist, by reason whereof this act shall take effect and
19 be in full force from and after its passage and approval.

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