

1 STATE OF OKLAHOMA

2 1st Session of the 53rd Legislature (2011)

3 COMMITTEE SUBSTITUTE
4 FOR ENGROSSED
5 HOUSE BILL 1665

By: Osborn, Reynolds, Faught,
Hall, Roberts (Sean),
Roberts (Dustin), Kern and
Tibbs of the House

6 and

7 Jolley of the Senate
8

9
10 COMMITTEE SUBSTITUTE

11 [state government - Oklahoma Art in Public Places
12 Act - suspension of assessment - effective date -
13 emergency]

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

17 SECTION 1. AMENDATORY Section 6, Chapter 254, O.S.L.
18 2004, as amended by Section 2, Chapter 400, O.S.L. 2004 (74 O.S.
19 Supp. 2010, Section 9030.5), is amended to read as follows:

20 Section 9030.5 A. 1. ~~All~~ Except as otherwise provided by
21 subsection C of this section, all state agencies, including
22 institutions within The Oklahoma State System of Higher Education,
23 all state departments, boards, councils, and commissions shall
24 allocate, as a nondeductible item out of any expenditures for

1 capital projects including, but not limited to, bond issues for
2 state construction excluding costs for bond issuance and related
3 reserves, an amount of one and one-half percent (1 1/2%) of the
4 expenditure to the Oklahoma Historical Society for the purpose of
5 funding the Oklahoma Art in Public Places Act, except as otherwise
6 provided by subsection B of this section.

7 2. The maximum assessment for any project shall not exceed Five
8 Hundred Thousand Dollars (\$500,000.00). This assessment shall not
9 apply to any private donations for a capital project. This
10 allocation shall be applicable to all state agency capital projects
11 approved by the appointing authority after September 1, 2004. The
12 works of art commissioned pursuant to the Oklahoma Art in Public
13 Places Act may be placed on public lands, integral to or attached to
14 a public building or structure, or detached within or outside a
15 public building or structure.

16 B. 1. Of the assessment provided for in subsection A of this
17 section, four-fifths (4/5) shall be placed in the Commissioning of
18 Art in Public Places Revolving Fund, created in Section 7 9030.6 of
19 ~~Enrolled Senate Bill No. 1347 of the 2nd Session of the 49th~~
20 ~~Oklahoma Legislature~~ this title, for the commission of any work of
21 art for the Oklahoma Art in Public Places Act. Institutions within
22 The Oklahoma State System of Higher Education shall remain in
23 complete administrative control of their four-fifths (4/5)
24 assessment pursuant to this subsection for the acquisition of art.

1 The remaining one-fifth (1/5) of the assessment shall be reserved
2 for the Art in Public Places Administrative and Maintenance
3 Revolving Fund created by Section 8 9030.7 of ~~Enrolled Senate Bill~~
4 ~~No. 1347 of the 2nd Session of the 49th Oklahoma Legislature~~ this
5 title.

6 2. Monies deposited in the Art in Public Places Administrative
7 and Maintenance Revolving Fund ~~shall be divided equally between the~~
8 ~~subaccounts in the fund for:~~

9 a. ~~the maintenance and repair of works of art~~
10 ~~commissioned pursuant to the Oklahoma Art in Public~~
11 ~~Places Act, and~~

12 b. ~~the administrative and educational costs incurred by~~
13 ~~the Division~~

14 for the purpose of this moratorium, shall be used for continued
15 administration, educational costs, and maintenance.

16 C. The provisions of subsection A of this section shall not be
17 applicable for the fiscal year ending:

18 1. June 30, 2012;

19 2. June 30, 2013; and

20 3. June 30, 2014.

21 SECTION 2. This act shall become effective July 1, 2011.

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

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