

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 1st Session of the 53rd Legislature (2011)

4 HOUSE BILL 2090

 By: Terrill and Liebmann

7 AS INTRODUCE

8 An Act relating to career and technology education;
9 amending Section 9B of Article X of the Oklahoma
10 Constitution, as last amended by Section 1, Chapter
11 123, O.S.L. 2007, which relates to tax levies for
12 technology center school districts; providing for the
13 application and division of the building fund levy in
14 certain overlap areas; providing an effective date;
15 and declaring an emergency.

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

15 SECTION 1. AMENDATORY Section 9B of Article X of the
16 Oklahoma Constitution, as amended by Section 1, Chapter 123, O.S.L.
17 2007, is amended to read as follows:

18 Section 9B. A. Technology center school districts for
19 technology center schools may be established and a levy of not to
20 exceed five (5) mills on the dollar valuation of the taxable
21 property in any technology center school district so established may
22 be made annually, for the district, when the levy is approved by a
23 majority of the electors of the technology center school district,

1 voting on the question at an election called for that purpose. The
2 levy shall be in addition to all other levies authorized by this
3 Constitution, and when approved, shall be made each fiscal year
4 thereafter until repealed by a majority of the electors of the
5 technology center school district, voting on the question at an
6 election called for that purpose.

7 B. Any technology center school district so established shall
8 be considered as a school district for the purposes of Sections 10
9 and 26 of this Article. The administrative control and direction of
10 the technology center school district shall be vested in a school
11 board which shall be constituted and empowered as provided for by
12 law for school boards of independent school districts.

13 C. Provisions of other subsections of this section
14 notwithstanding, in any case where a college technology center
15 school district recognized pursuant to Section 4423 of Title 70 of
16 the Oklahoma Statutes and established by vote of the people after
17 December 31, 1968, overlaps and includes territory which is included
18 within the district of a technology center school established as
19 prescribed by the State Board of Career and Technology Education
20 pursuant to Section 14-108 of Title 70 of the Oklahoma Statutes,
21 except as otherwise provided ~~herein~~ in this section, only the levies
22 made by the college technology center school district shall be
23 applied to ~~said~~ the overlap territory, ~~provided that incentive.~~

1 Incentive levies and the building fund levy made pursuant to Section
2 10 of this Article may be applied to the overlap area by either the
3 college technology center school district or technology center
4 school district and revenues from the overlap area collected
5 pursuant to any incentive levy or building fund levy so made shall
6 be apportioned one-half to the college technology center school
7 district making the levy and one-half to the overlapped technology
8 center school district; provided, only one district shall make an
9 incentive levy or building fund levy in ~~such~~ the overlap territory
10 during any given time period. In any case where a college
11 technology center school district recognized pursuant to Section
12 4420 or 4420.1 of Title 70 of the Oklahoma Statutes overlaps and
13 includes territory which is included within the district of a
14 technology center school established as prescribed by the State
15 Board of Career and Technology Education pursuant to Section 14-108
16 of Title 70 of the Oklahoma Statutes, said overlap territory shall
17 be subject to all levies of both kinds of districts that are
18 approved by a majority of the electors.

19 ~~B.~~ D. In addition to any other levies authorized by this
20 section, a technology center school district may make a local
21 incentive levy for the benefit of the technology center school
22 district in an amount not to exceed five (5) mills on the dollar
23 valuation of the taxable property in the technology center school

1 district when approved by a majority of those registered voters of
2 the technology center school district voting on the question at an
3 election called for that purpose. Except as otherwise provided,
4 this levy, when approved, shall be made each fiscal year thereafter
5 until repealed by a majority of the electors of the technology
6 center school district voting on the question at an election called
7 for that purpose. A technology center school district which has
8 previously failed to approve a local incentive levy at two
9 consecutive elections held between January 1, 1994 and May 31, 1994
10 may make a local incentive levy for the benefit of the technology
11 center school district only if approved by a majority of the
12 registered voters of the technology center school district voting on
13 ~~said~~ the question at ~~such~~ an election for each fiscal year. If a
14 majority of voters approve the local incentive levy for three (3)
15 consecutive years, the levy approved on the third year shall be made
16 each fiscal year thereafter until repealed by a majority of the
17 electors of the technology center school district voting on the
18 question at an election called for that purpose.

19 ~~C.~~ E. Upon the establishment of technology center school
20 districts, ~~such~~ the districts are authorized to become indebted
21 separate and apart from the indebtedness of any school district
22 included in the technology center school district up to five percent
23 (5%) of the net valuation of taxable property within the technology
24

1 center school district for capital improvements, including
2 purchasing sites and constructing, purchasing, improving, and
3 equipping real property and buildings when the indebtedness is
4 approved by a majority of the electors of the technology center
5 school district voting on the question in an election called for
6 that purpose.

7 ~~D.~~ F. Until otherwise provided for by law, technology center
8 school districts and the government ~~thereof~~ of technology center
9 school districts shall be established in accordance with criteria
10 and procedures prescribed by the State Board of Career and
11 Technology Education.

12 ~~E.~~ G. The Legislature may alter, amend, delete, or add to the
13 provisions of this section by law.

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

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

19
20 COMMITTEE REPORT BY: COMMITTEE ON APPROPRIATIONS AND BUDGET, dated
21 03-03-2011 - DO PASS, As Coauthored.

22
23
24