

1 **SENATE FLOOR VERSION**

2 April 10, 2012

3 As Amended

4 ENGROSSED HOUSE

5 BILL NO. 2090

6 By: Terrill, Liebmann, Hall and  
7 Pittman of the House

8 and

9 Shortey of the Senate

10 **[ career and technology education - tax levies -  
11 effective date -**

12 **emergency ]**

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

14 SECTION 1. AMENDATORY Section 9B of Article X of the  
15 Oklahoma Constitution, is amended to read as follows:

16 Section 9B. A. Technology center school districts for  
17 technology center schools may be established and a levy of not to  
18 exceed five (5) mills on the dollar valuation of the taxable  
19 property in any technology center school district so established may  
20 be made annually, for the district, when the levy is approved by a  
21 majority of the electors of the technology center school district,  
22 voting on the question at an election called for that purpose. The  
23 levy shall be in addition to all other levies authorized by this  
24 Constitution, and when approved, shall be made each fiscal year

1 thereafter until repealed by a majority of the electors of the  
2 technology center school district, voting on the question at an  
3 election called for that purpose.

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

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

1 (1/2) to the college technology center school district making the  
2 levy and one-half (1/2) to the overlapped technology center school  
3 district; ~~provided, only.~~ Only one district shall make an incentive  
4 levy in ~~such~~ the overlap territory during any given time period. In  
5 any case where a college technology center school district  
6 recognized pursuant to Section 4420 or 4420.1 of Title 70 of the  
7 Oklahoma Statutes overlaps and includes territory which is included  
8 within the district of a technology center school established as  
9 prescribed by the State Board of Career and Technology Education  
10 pursuant to Section 14-108 of Title 70 of the Oklahoma Statutes,  
11 said overlap territory shall be subject to all levies of both kinds  
12 of districts that are approved by a majority of the electors.

13 D. 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, but before July 1, 2012, overlaps and includes  
18 territory which is included within the district of a technology  
19 center school established as prescribed by the State Board of Career  
20 and Technology Education pursuant to Section 14-108 of Title 70 of  
21 the Oklahoma Statutes, except as otherwise provided in this section,  
22 the building fund levy made pursuant to Section 10 of this Article  
23 may be applied to the overlap area by either the college technology  
24 center school district or technology center school district and

1 revenues from the overlap area collected pursuant to any building  
2 fund levy so made shall be apportioned one-half (1/2) to the college  
3 technology center school district making the levy and one-half (1/2)  
4 to the overlapped technology center school district. Only one  
5 district shall make a building fund levy in the overlap territory  
6 during any given time period.

7        B. E. In addition to any other levies authorized by this  
8 section, a technology center school district may make a local  
9 incentive levy for the benefit of the technology center school  
10 district in an amount not to exceed five (5) mills on the dollar  
11 valuation of the taxable property in the technology center school  
12 district when approved by a majority of those registered voters of  
13 the technology center school district voting on the question at an  
14 election called for that purpose. Except as otherwise provided,  
15 this levy, when approved, shall be made each fiscal year thereafter  
16 until repealed by a majority of the electors of the technology  
17 center school district voting on the question at an election called  
18 for that purpose. A technology center school district which has  
19 previously failed to approve a local incentive levy at two  
20 consecutive elections held between January 1, 1994, and May 31,  
21 1994, may make a local incentive levy for the benefit of the  
22 technology center school district only if approved by a majority of  
23 the registered voters of the technology center school district  
24 voting on ~~said~~ the question at ~~such~~ an election for each fiscal

1 year. If a majority of voters approve the local incentive levy for  
2 three (3) consecutive years, the levy approved on the third year  
3 shall be made each fiscal year thereafter until repealed by a  
4 majority of the electors of the technology center school district  
5 voting on the question at an election called for that purpose.

6 ~~C.~~ F. Upon the establishment of technology center school  
7 districts, ~~such~~ the districts are authorized to become indebted  
8 separate and apart from the indebtedness of any school district  
9 included in the technology center school district up to five percent  
10 (5%) of the net valuation of taxable property within the technology  
11 center school district for capital improvements, including  
12 purchasing sites and constructing, purchasing, improving, and  
13 equipping real property and buildings when the indebtedness is  
14 approved by a majority of the electors of the technology center  
15 school district voting on the question in an election called for  
16 that purpose.

17 ~~D.~~ G. Until otherwise provided for by law, technology center  
18 school districts and the government ~~thereof~~ of technology center  
19 school districts shall be established in accordance with criteria  
20 and procedures prescribed by the State Board of Career and  
21 Technology Education.

22 ~~E.~~ H. The Legislature may alter, amend, delete, or add to the  
23 provisions of this section by law.

24 SECTION 2. This act shall become effective July 1, 2012.

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

5 COMMITTEE REPORT BY: COMMITTEE ON FINANCE, dated 4-10-12 - DO PASS,  
6 As Amended.

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