

1 STATE OF OKLAHOMA

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

3 HOUSE BILL 1778

By: Roberts (Sean)

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5
6 AS INTRODUCED

7 An Act relating to state government; amending Section
8 6, Chapter 254, O.S.L. 2004, as amended by Section 2,
9 Chapter 400, O.S.L. 2004 (74 O.S. Supp. 2010, Section
10 9030.5), which relates to the Oklahoma Art in Public
11 Places Act; modifying provisions related to
assessment; providing for discretion by governmental
12 entities with respect to allocation from budget;
13 providing an effective date; and declaring an
emergency.

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

15 SECTION 1. AMENDATORY Section 6, Chapter 254, O.S.L.
16 2004, as amended by Section 2, Chapter 400, O.S.L. 2004 (74 O.S.
17 Supp. 2010, Section 9030.5), is amended to read as follows:

18 Section 9030.5 A. 1. All state agencies, including
19 institutions within The Oklahoma State System of Higher Education,
20 all state departments, boards, councils, and commissions ~~shall~~ may
21 allocate, in the discretion of the agency, as a nondeductible item
22 out of any expenditures for capital projects including, but not
23 limited to, bond issues for state construction excluding costs for
24 bond issuance and related reserves, an amount of one and one-half

1 percent (1 1/2%) of the expenditure to the Oklahoma Historical
2 Society for the purpose of funding the Oklahoma Art in Public Places
3 Act, except as otherwise provided by subsection B of this section.

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

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

1 for the Art in Public Places Administrative and Maintenance
2 Revolving Fund created by Section 8 9030.7 of ~~Enrolled Senate Bill~~
3 ~~No. 1347 of the 2nd Session of the 49th Oklahoma Legislature~~ this
4 title.

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

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

11 b. the administrative and educational costs incurred by
12 the Division.

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

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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