

1 STATE OF OKLAHOMA

2 2nd Session of the 53rd Legislature (2012)

3 HOUSE BILL 2626

By: Blackwell

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5
6 AS INTRODUCED

7 An Act relating to public lands; amending 64 O.S.
8 2011, Section 1002, which relates to administration
9 of state school lands; authorizing simultaneous and
10 nonsimultaneous property exchanges; stipulating
11 status of nonsimultaneous transfers; requiring
12 completion of nonsimultaneous transfers within
13 certain time period; directing the Commissioners of
14 the Land Office to promulgate rules; and declaring an
15 emergency.

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

17 SECTION 1. AMENDATORY 64 O.S. 2011, Section 1002, is
18 amended to read as follows:

19 Section 1002. In order that the state school lands may be
20 administered in a manner to assure their preservation as well as the
21 appreciation of the trust estate and the maximum return from the use
22 of state school lands for the support and maintenance of the common
23 schools of the state, the Commissioners of the Land Office, as
24 trustees of the state school lands, are hereby authorized and
empowered to:

1 1. Categorize the state school lands as agricultural or
2 commercial according to the use which the Commissioners of the Land
3 Office determine from time to time to be most beneficial to the
4 interest of the present and future beneficiaries of the state;

5 2. Sell, at public auction after appraisalment, the surface
6 interest in any state school land categorized by the Commissioners
7 of the Land Office to be excess or when determined to be in the best
8 interest of the trust;

9 3. Institute projects to develop and improve those state school
10 lands which are categorized as commercial lands;

11 4. Acquire by exchange, gift or grant all real property and to
12 acquire by exchange, purchase, gift or grant all personal property
13 necessary for the purpose of utilizing trust lands for the
14 development of commercial and agricultural leases to maximize trust
15 income for present and future beneficiaries; and

16 5. Exchange any real property of the trust for other real
17 property of equal or greater value to maximize income for present
18 and future beneficiaries, in accordance with and under the safeguard
19 of trust requirements. Exchanges of real property may be
20 simultaneous or nonsimultaneous. Nonsimultaneous transfers made
21 pursuant to this paragraph shall not be considered part of the trust
22 until the nonsimultaneous transfer is completed. A nonsimultaneous
23 exchange shall be completed within two (2) years of the date the
24 contractual agreement, designated as part of a nonsimultaneous

1 exchange, was executed. The Commissioners of the Land Office shall
2 develop and promulgate rules to affect nonsimultaneous land
3 exchanges pursuant to statutory requirements.

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

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