

1 STATE OF OKLAHOMA

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

3 SENATE BILL 1659

By: Treat

4
5
6 AS INTRODUCED

7 An Act relating to the Native American Cultural and
8 Educational Authority; amending 74 O.S. 2011, Section
9 1226.4, which relates to the powers and duties of the
10 Authority; adding certain contractual authority; and
11 providing an effective date.

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

13 SECTION 1. AMENDATORY 74 O.S. 2011, Section 1226.4, is
14 amended to read as follows:

15 Section 1226.4. A. The Native American Cultural and
16 Educational Authority is hereby authorized and empowered:

17 1. To adopt bylaws for the regulation of its affairs and
18 conduct of its business;

19 2. To adopt an official seal and alter the same at pleasure;

20 3. To have its principal office located at a site designated by
21 the Authority;

22 4. To sue and be sued in contract, reverse condemnation,
23 equity, mandamus and similar actions in its own name, plead and be
24 impleaded; provided, that any and all actions at law or in equity

1 against the Authority shall be brought in Oklahoma County. The
2 Authority shall be subject to the Governmental Tort Claims Act,
3 Section 151 et seq. of Title 51 of the Oklahoma Statutes;

4 5. To construct, maintain, repair and operate a Native American
5 cultural center, museum and theme park;

6 6. To construct, maintain, repair and operate any facilities
7 necessary to effectuate educational and training programs relating
8 to Native American cultures, languages, skills, arts and crafts, to
9 include facilities for the sale of such Native American artwork and
10 crafts;

11 7. To issue revenue bonds of the Authority, payable solely from
12 revenues, including the revenues accruing to the trust fund created
13 by ~~this act~~ Section 1226 et seq. of this title, for the purpose of
14 paying all or any part of the cost of any one or more projects;

15 8. To fix and revise from time to time user charges for the use
16 of projects;

17 9. To acquire, hold, and dispose of real and personal property
18 in the exercise of its powers and the performance of its duties, to
19 include the right to acquire such property for prospective projects,
20 including the acquisition of existing facilities, buildings,
21 equipment and improvements;

22 10. To lease projects, or portions thereof, to other
23 governmental agencies or to private persons, partnerships,
24 corporations, trusts, and other private entities;

1 11. To acquire in the name of the Authority by purchase or
2 otherwise on such terms and conditions and in such manner as it may
3 deem proper, such public or private lands, including public parks,
4 or reservations, or parts thereof or rights therein, rights-of-way,
5 property rights, easements, and interests, as it may deem necessary
6 for carrying out the provisions of ~~this act~~ Section 1226 et seq. of
7 this title;

8 12. To make and enter into all contracts and agreements
9 necessary or incidental to the performance of its duties and the
10 execution of its powers, and to employ consulting engineers,
11 attorneys, accountants, construction and financial experts,
12 superintendents, managers, and such other employees and agents as
13 may be necessary in its judgment, and to fix their compensation;

14 13. To make and enter into a contract with a private entity to
15 complete ongoing projects of the Authority pursuant to such terms
16 and conditions specified by the Authority;

17 14. To receive and accept from any federal agency grants for or
18 in aid of the construction of any project; and to receive and accept
19 aid or contributions from any source of either money, property,
20 labor, or other things of value, to be held, used, and applied only
21 for the purposes for which such grants and contributions may be
22 made; and

23 ~~14.~~ 15. To do all things necessary or convenient to carry out
24 the powers expressly granted in this act; ~~and.~~

1 ~~15.~~ B. All meetings of the Authority shall be subject to the
2 Oklahoma Open Meeting Act, ~~Section 301 et seq. of Title 25 of the~~
3 ~~Oklahoma Statutes~~ and all records of the Authority shall be subject
4 to the Oklahoma Open Records Act, ~~Section 24A.1 et seq. of Title 51~~
5 ~~of the Oklahoma Statutes~~, both as the same shall from time to time
6 be amended.

7 SECTION 2. This act shall become effective November 1, 2012.

8
9 53-2-2608 SCE 1/19/2012 2:42:58 PM

10
11
12
13
14
15
16
17
18
19
20
21
22
23
24