

1 STATE OF OKLAHOMA

2 2nd Session of the 54th Legislature (2014)

3 COMMITTEE SUBSTITUTE
4 FOR

5 SENATE BILL NO. 1859

By: Brecheen of the Senate

and

Newell of the House

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9 COMMITTEE SUBSTITUTE

10 An Act relating to art in public places; amending 74
11 O.S. 2011, Section 9030.5, which relates to funding
12 the Oklahoma Art in Public Places Act; providing that
13 funding allocation be optional; modifying amount of
14 expenditure allocated for such funding; deleting
15 obsolete language; providing an effective date; and
16 declaring an emergency.

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

18 SECTION 1. AMENDATORY 74 O.S. 2011, Section 9030.5, is
19 amended to read as follows:

20 Section 9030.5. A. 1. ~~Except as otherwise provided by~~
21 ~~subsection C of this section, all~~ All state agencies, including
22 institutions within The Oklahoma State System of Higher Education,
23 all state departments, boards, councils, and commissions ~~shall~~ may
24 allocate, as a nondeductible item out of any expenditures for
capital projects including, but not limited to, bond issues for

1 state construction excluding costs for bond issuance and related
2 reserves, an amount ~~of~~ not to exceed one and one-half percent (1
3 1/2%) of the expenditure to the Oklahoma Historical Society for the
4 purpose of funding the Oklahoma Art in Public Places Act, except as
5 otherwise provided by subsection B of this section.

6 2. The maximum assessment for any project shall not exceed Five
7 Hundred Thousand Dollars (\$500,000.00). This assessment shall not
8 apply to any private donations for a capital project. This
9 allocation, if made, shall be applicable to all state agency capital
10 projects approved by the appointing authority after September 1,
11 2004. The works of art commissioned pursuant to the Oklahoma Art in
12 Public Places Act may be placed on public lands, integral to or
13 attached to a public building or structure, or detached within or
14 outside a public 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 9030.6 of
18 this title, for the commission of any work of art for the Oklahoma
19 Art in Public Places Act. Institutions within The Oklahoma State
20 System of Higher Education shall remain in complete administrative
21 control of their four-fifths (4/5) assessment pursuant to this
22 subsection for the acquisition of art. The remaining one-fifth
23 (1/5) of the assessment shall be reserved for the Art in Public
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1 Places Administrative and Maintenance Revolving Fund created by
2 Section 9030.7 of this title.

3 2. Monies deposited in the Art in Public Places Administrative
4 and Maintenance Revolving Fund ~~for the purpose of this moratorium,~~
5 shall be used for continued administration, educational costs, and
6 maintenance.

7 ~~C. The provisions of subsection A of this section shall not be~~
8 ~~applicable for the fiscal years ending:~~

9 1. ~~June 30, 2012;~~

10 2. ~~June 30, 2013; and~~

11 3. ~~June 30, 2014.~~

12 SECTION 2. This act shall become effective July 1, 2014.

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

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