

1 **SENATE FLOOR VERSION**

2 April 10, 2013

3 COMMITTEE SUBSTITUTE
4 FOR ENGROSSED
5 HOUSE BILL NO. 1910

By: Shannon, Murphey, Turner,
Johnson and Derby of the
House

6 and

7 Bingman, Loveless and
8 Johnson (Rob) of the Senate

9
10 An Act relating to state asset management; amending
11 74 O.S. 2011, Section 61.7, as last amended by
12 Section 705, Chapter 304, O.S.L. 2012 (74 O.S. Supp.
13 2012, Section 61.7), which relates to the Oklahoma
14 State Government Asset Reduction and Cost Savings
15 Program; modifying requirements for state-owned
16 property report; authorizing certain recommendations
17 related to sale of property; modifying provisions
18 related to the Maintenance of State Buildings
19 Revolving Fund; imposing certain penalty for failure
20 to comply with reporting provisions; specifying
21 duties of Office of Management and Enterprise
22 Services and director thereof; requiring certain
23 approval for property transactions; providing
24 procedures; requiring publication of certain report;
amending 74 O.S. 2011, Section 74.1, as amended by
Section 719, Chapter 304, O.S.L. 2012 (74 O.S. Supp.
2012, Section 74.1), which relates to certain
regional service offices; modifying provisions
related to records and documents; amending 74 O.S.
2011, Section 97, as amended by Section 798, Chapter
304, O.S.L. 2012 (74 O.S. Supp. 2012, Section 97),
which relates to certain oil and gas leases;
modifying approval requirements; amending 74 O.S.
2011, Section 126.2, which relates to surface leases;
modifying approval requirements; amending 74 O.S.
2011, Section 128.2, as amended by Section 816,
Chapter 304, O.S.L. 2012 (74 O.S. Supp. 2012, Section
128.2), which relates to certain inventory process

1 for state lands; modifying provisions related to
2 execution of conveyances; amending 74 O.S. 2011,
3 Section 129.4, as amended by Section 818, Chapter
4 304, O.S.L. 2012 (74 O.S. Supp. 2012, Section 129.4),
5 which relates to transactions with respect to state-
6 owned real property; modifying provisions with
7 respect to acquisition or disposition of real
8 property; defining term; modifying duties imposed on
9 Office of Management and Enterprise Services;
10 modifying provisions related to appraisal of real
11 property; modifying notice provisions; authorizing
12 publication of information electronically;
13 prescribing certain procedures with respect to
14 instruments affecting mineral rights; prohibiting
15 imposition of certain recording fees; amending 62
16 O.S. 2011, Section 901, as last amended by Section 68
17 of Enrolled Senate Bill No. 977 of the 1st Session of
18 the 54th Oklahoma Legislature, which relates to the
19 Long-Range Capital Planning Commission; modifying
20 membership and qualifications therefor; prohibiting
21 members from being interested in certain contracts;
22 requiring preparation of annual capital plan budget;
23 modifying provisions related to capital plan;
24 modifying references; imposing duties on the Long-
Range Capital Planning Commission; requiring
Commission to submit annual project list and
providing for disapproval of projects thereon;
prohibiting commencement of project unless full
funding available; prohibiting projects contingent
upon appropriations or bond financing; amending 73
O.S. 2011, Sections 83.1, as amended by Section 667,
Chapter 304, O.S.L. 2012, and 83.3 (73 O.S. Supp.
2012, Section 83.1), which relate to the Capitol-
Medical Center Improvement and Zoning Commission;
modifying membership; requiring coordination with
certain plan; amending 74 O.S. 2011, Sections 4103,
as amended by Section 1011, Chapter 304, O.S.L. 2012,
4104, as amended by Section 1012, Chapter 304, O.S.L.
2012, 4105, as amended by Section 1013, Chapter 304,
O.S.L. 2012 and 4106 (74 O.S. Supp. 2012, Sections
4103, 4104 and 4105), which relate to the State
Capitol Preservation Commission; providing that
members serve at pleasure of appointing authority;
modifying duties of Commission; prohibiting certain
projects without certain approval; requiring
coordination with branches of government; repealing
74 O.S. 2011, Section 456.7, as amended by Section

1 852, Chapter 304, O.S.L. 2012 (74 O.S. Supp. 2012,
2 Section 456.7), which relates to an alternative use
3 study; repealing 73 O.S. 2011, Section 310, as
4 amended by Section 690, Chapter 304, O.S.L. 2012 (73
5 O.S. Supp. 2012, Section 310), which relates to the
6 State Facility Capital Needs Committee; repealing 74
7 O.S. 2011, Section 109.1, as amended by Section 805,
8 Chapter 304, O.S.L. 2012 (74 O.S. Supp. 2012, Section
9 109.1), which relates to release of expired options;
10 providing for codification; providing for
11 recodification; and 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 61.7, as
14 last amended by Section 705, Chapter 304, O.S.L. 2012 (74 O.S. Supp.
15 2012, Section 61.7), is amended to read as follows:

16 Section 61.7. A. There is hereby established the Oklahoma
17 State Government Asset Reduction and Cost Savings Program.

18 B. No later than December 31 each year, the Director of the
19 Office of Management and Enterprise Services shall publish a
20 comprehensive report detailing state-owned properties.

21 C. The report mandated in accordance with the provisions of
22 this section shall list the ~~five percent (5%)~~ utilization or
23 occupancy rates of each state-owned property and identify the most
24 underutilized or underoccupied state-owned properties. The report
shall describe the value of properties falling within the
description in this subsection, assess the potential for purchase
should the properties be offered for sale and describe the impact on

1 local-level tax rolls in the event the properties are purchased by a
2 nongovernmental entity.

3 D. The Director of the Office of Management and Enterprise
4 Services shall promulgate rules establishing procedures by which
5 each state agency, board, commission and public trust having the
6 State of Oklahoma as a beneficiary, excluding those otherwise
7 exempted under Section 129.4 of this title, shall submit the
8 necessary data to the Office of Management and Enterprise Services
9 for the development of this report.

10 E. State agencies, boards, commissions and public trusts having
11 the State of Oklahoma as a beneficiary shall comply with procedures
12 promulgated pursuant to the terms of this section.

13 F. The report and data collected pursuant to this section shall
14 be published as a data feed on the "data.ok.gov" website.

15 G. In addition to the requirements of subsection C of this
16 section, the Office of Management and Enterprise Services may make
17 recommendations for the sale of other state-owned properties based
18 upon the value of the property and the potential for net gain for
19 the state based upon the data obtained for the Oklahoma State
20 Government Asset Reduction and Cost Savings Program.

21 H. There is hereby created the Maintenance of State Buildings
22 Revolving Fund. The fund shall be a continuing fund, not ~~be~~ subject
23 to fiscal year limitations and ~~the fund~~ shall serve as the
24 depository for proceeds from the sale of state-owned properties

1 pursuant to the Oklahoma State Government Asset Reduction and Cost
2 Savings Program. The fund shall further consist of monies
3 appropriated thereto and other funds designated for deposit therein.
4 ~~Expenditures from the fund shall be limited~~ All monies accruing to
5 the credit of the fund are hereby appropriated and may be expended
6 exclusively to for maintaining and repairing state-owned properties
7 and buildings pursuant to the procedures set forth in Section 10 of
8 this act. Expenditures from the fund shall be made upon warrants
9 issued by the State Treasurer against claims filed as prescribed by
10 law with the Director of the Office of Management and Enterprise
11 Services for approval and payment. Expenditures from the
12 Maintenance of State Buildings Revolving Fund shall be detailed in a
13 data feed and made available through the data.ok.gov web portal.

14 I. The Director of the Office of Management and Enterprise
15 Services shall notify entities found by the Office to be out of
16 compliance with the reporting provisions of this section in writing.

17 J. This section shall not be applicable to the Oklahoma
18 Ordnance Works Authority or its lands, properties, buildings, funds
19 or revenue.

20 SECTION 2. NEW LAW A new section of law to be codified
21 in the Oklahoma Statutes as Section 61.8 of Title 74, unless there
22 is created a duplication in numbering, reads as follows:

23 A. The Office of Management and Enterprise Services shall, in
24 conjunction with the Long Range Capital Planning Commission, work to

1 decrease the amount of property owned by Oklahoma state government,
2 return state-owned property to private sector ownership, better
3 maintain and utilize the state's needed capital assets and, whenever
4 possible, eliminate the practice of state agencies leasing real
5 property not owned by the state.

6 B. Each year, the Director of the Office of Management and
7 Enterprise Services shall take action to approve the privatization
8 of state-owned real property as identified pursuant to the Oklahoma
9 State Government Asset Reduction and Cost Savings Program. Proceeds
10 from the liquidation of real properties shall be deposited into the
11 Maintenance of State Buildings Revolving Fund.

12 C. Prior to entering into or renewing a lease for real
13 property, each state agency, board, commission, and public trust
14 having the State of Oklahoma as a beneficiary shall receive approval
15 for entering into the lease from the Office of Management and
16 Enterprise Services.

17 D. Prior to making a purchase of real property or constructing
18 a building, each state agency, board, commission, and public trust
19 having the State of Oklahoma as a beneficiary shall receive approval
20 for the purchase or construction from the Director of the Office of
21 Management and Enterprise Services; provided, if such purchase or
22 construction is deemed by the Director of the Office of Management
23 and Enterprise Services to be within the authority of the Long Range
24 Capital Planning Commission, the Director shall not approve the

1 purchase or construction and shall refer the request to the
2 Commission for action.

3 E. Prior to approval or referral pursuant to subsection C or D
4 of this section, the Office of Management and Enterprise Services
5 shall determine if the applicant entity can utilize already existing
6 state-owned real property as an alternative to leasing non-state-
7 owned real property or purchasing or constructing new real property.

8 F. By February 1 of each year, the Office of Management and
9 Enterprise Services shall publish a report for the preceding
10 calendar year listing the parcels of previously state-owned property
11 sold, detailing the reduction in the amount of space leased by the
12 state, describing the source of funds and expenditures from the
13 Maintenance of State Buildings Revolving Fund and showing the manner
14 in which deferred maintenance needs are being met. The report shall
15 be provided to the Governor, Speaker of the House of
16 Representatives, President Pro Tempore of the Senate and placed on
17 the documents.ok.gov web portal.

18 G. This section shall not be applicable to the Oklahoma
19 Ordnance Works Authority or its lands, properties, buildings, funds
20 or revenue.

21 SECTION 3. AMENDATORY 74 O.S. 2011, Section 74.1, as
22 amended by Section 719, Chapter 304, O.S.L. 2012 (74 O.S. Supp.
23 2012, Section 74.1), is amended to read as follows:

24

1 Section 74.1. The Office of Management and Enterprise Services
2 shall assist any state agency authorized to establish and maintain
3 regional service offices in obtaining adequate and suitable
4 quarters, office space or facilities for any such regional service
5 offices. Priority for obtaining adequate quarters, office space or
6 facilities shall be given in the following order: State-owned
7 buildings, county or municipal-owned buildings, public trust or
8 building authority-owned buildings or private vendor-owned
9 buildings. ~~The Office of Management and Enterprise Services shall~~
10 ~~also facilitate the transfer or transporting of any necessary~~
11 ~~records and documents between any agency's regional service offices.~~

12 SECTION 4. AMENDATORY 74 O.S. 2011, Section 97, as
13 amended by Section 798, Chapter 304, O.S.L. 2012 (74 O.S. Supp.
14 2012, Section 97), is amended to read as follows:

15 Section 97. The Office of Management and Enterprise Services is
16 hereby authorized to lease for drilling and development of oil or
17 gas, or both, any of the lands belonging to the state, on which are
18 located penal or eleemosynary institutions, or are connected with or
19 a part of the lands of such institution. Such leasing to be made by
20 public competition after not less than fifteen (15) days' notice by
21 publication in two newspapers authorized by law to publish legal
22 notices, one of which newspapers shall be published at the State
23 Capital, and the other in the county where the land is situated, and
24 in such manner as said Office of Management and Enterprise Services

1 may by rule prescribe. All such leasing must be on sealed bids and
2 awarded to the highest responsible bidder, and for a term of not to
3 exceed five (5) years from date and as long thereafter as oil and
4 gas, or either of them, is produced in paying quantities from ~~said~~
5 the land by the lessee, provided ~~said~~ the Office may reject any and
6 all bids. The oil and gas interest in such land hereby authorized
7 to be leased, is to the extent and in the manner that a private
8 owner of lands in fee, may in his own right, execute such lease or
9 grant. ~~Such lease before becoming effective or having validity,~~
10 ~~shall be approved by the Governor of the state or his designee.~~

11 SECTION 5. AMENDATORY 74 O.S. 2011, Section 126.2, is
12 amended to read as follows:

13 Section 126.2. A. The Director of ~~Central~~ the Office of
14 Management and Enterprise Services is hereby authorized to lease for
15 a temporary period of time the surface of any of the lands belonging
16 to the state described in Section 126.1 of this title, which are not
17 needed or required for the proper maintenance of the institutions or
18 departments in possession thereof.

19 B. Except as otherwise provided by Section 6201 of this title,
20 ~~said~~ leases shall be for a period of time not exceeding three (3)
21 years and upon such other terms and conditions as ~~said~~ the Director
22 may determine to be in the best interests of the state.

23 C. Except as otherwise provided by Section 6201 of this title,
24 ~~said~~ leases shall provide for a termination of the lease upon

1 reasonable notice in writing whenever the needs of the state or the
2 institution in possession thereof requires ~~said~~ the land.

3 ~~D. Except as otherwise provided by Section 6201 of this title,~~
4 ~~said lease contracts shall not become effective until they are~~
5 ~~submitted to and approved by the Governor of this state or his or~~
6 ~~her designee.~~

7 ~~E.~~ The Director may also execute lease contracts for ~~said~~ the
8 lands to any institution or agency or department, commission, or
9 municipal subdivision that requires the need of ~~said~~ the land in
10 conjunction with cooperation or participation in any city or state
11 project authorized by law, if ~~said~~ contracts or agreements will not
12 interfere with or restrict in any manner, the proper use of ~~said~~ the
13 lands by the state institution in possession thereof, ~~and shall not~~
14 ~~become effective until after approval by the Governor or his or her~~
15 ~~designee.~~

16 ~~F.~~ E. The Oklahoma Ordnance Works Authority, the Midwestern
17 Oklahoma Development Authority and the Northeast Oklahoma Public
18 Facilities Authority and their lands shall be exempt from the
19 application of this section.

20 ~~G.~~ F. Lands leased to private prison contractors pursuant to
21 Section 561 of Title 57 of the Oklahoma Statutes shall be exempt
22 from the application of this section.

23
24

1 SECTION 6. AMENDATORY 74 O.S. 2011, Section 128.2, as
2 amended by Section 816, Chapter 304, O.S.L. 2012 (74 O.S. Supp.
3 2012, Section 128.2), is amended to read as follows:

4 Section 128.2. ~~Said~~ The Office of Management and Enterprise
5 Services shall make or cause to be made a full and complete
6 inventory and appraisal of the property described in Section 128.1
7 of this title. ~~Said~~ The Office may offer for sale to the highest
8 bidder at public sale all of the lots, blocks, or acreage tracts of
9 ~~said~~ "Capitol Building Lands" that are not used by the state and
10 which, in the judgment of ~~said~~ the Office, will not be required for
11 future use by the state. ~~Said~~ The property shall be offered for
12 sale in separate lots or tracts, for cash, to the highest bidder.
13 ~~Said~~ The sale shall be at public auction or under sealed bids
14 whichever the Office may determine to be most advantageous. The
15 sale shall be advertised in a newspaper of general circulation in
16 Oklahoma County, Oklahoma, for not less than thirty (30) days prior
17 to the date of sale. The notice shall contain an accurate
18 description of all the property to be sold and terms and conditions
19 of ~~said~~ the sale.

20 The lands so offered for sale shall be subject to a reservation
21 by this state in one-half (1/2) of all the mineral rights therein.
22 If royalties are not paid to the state from any of the above-
23 described lots or tracts of land, the sale of such properties shall
24 be made subject to a reservation by this state of all of the mineral

1 rights therein under ~~said~~ the lots or tracts. The Office of
2 Management and Enterprise Services shall reserve the right to refuse
3 any and all bids for ~~said~~ the property. No sale of any portion of
4 ~~said~~ the land shall be confirmed at a price less than ninety percent
5 (90%) of the appraised value. All sales shall be approved by the
6 Governor. ~~All conveyances of said land shall be executed by the~~
7 ~~Commissioners of the Land Office upon request of said Office.~~

8 SECTION 7. AMENDATORY 74 O.S. 2011, Section 129.4, as
9 amended by Section 818, Chapter 304, O.S.L. 2012 (74 O.S. Supp.
10 2012, Section 129.4), is amended to read as follows:

11 Section 129.4. A. Unless procedures for state agency
12 ~~transactions to lease or acquire real property, or lease, dispose of~~
13 ~~or transfer state-owned real property~~ transactions are otherwise
14 specifically provided for by law, no ~~department, board, commission,~~
15 ~~institution, or agency of this state~~ agency shall sell, lease,
16 exchange, or otherwise dispose of such real property subject to its
17 jurisdiction, or lease, purchase or otherwise acquire real property
18 subject to its jurisdiction, except as provided for in this section.
19 As used in this section, "state agency" means any department, board,
20 commission, institution, agency or entity of state government.

21 B. 1. ~~Every department, board, commission, institution, or A~~
22 state agency, may request the Office of Management and Enterprise
23 Services to dispose of real property upon:
24

1 ~~appraisal on properties with an estimated value less~~
2 ~~than One Hundred Thousand Dollars (\$100,000.00). The~~
3 ~~appraisals shall be~~ appraisal made by ~~persons~~ a person
4 certified by the Real Estate Appraiser Board of the
5 Oklahoma Insurance Department, who shall ascertain:
6 (1) the present fair value of the property, ~~and~~
7 (2) the present value of the improvements on such
8 property, and
9 (3) the actual condition of the improvements on the
10 property,

11 ~~e.~~

12 b. cause notice of such sale to be published for at least
13 one (1) day in a newspaper of general statewide
14 circulation authorized to publish legal notices, and
15 weekly for ~~at least~~ three (3) consecutive weeks in a
16 newspaper of general circulation published in the
17 county or counties in which the property is located.
18 The notice shall contain the legal description of each
19 parcel of real property to be offered for sale, the
20 appraised value thereof, the time and location of the
21 sale or opening of the bids, and terms of the sale
22 including the fact that no parcel of property shall be
23 sold for less than ninety percent (90%) of the
24 appraised value of the real property; provided, in

1 lieu of such procedure, the information may be
2 published electronically on the Office of Management
3 and Enterprise Services' website if the notice of sale
4 and instructions on accessing the public information
5 are published in a newspaper of general circulation in
6 the county or counties in which the property is
7 located weekly for three (3) consecutive weeks, and

8 ~~d.~~

9 c. offer ~~said~~ the property through public auction or
10 sealed bids within three (3) weeks after the last
11 publication of the notice ~~in said newspapers~~. The
12 property shall be sold to the highest bidder. The
13 Office of Management and Enterprise Services shall not
14 accept a bid of less than ninety percent (90%) of the
15 average appraised fair value of the property and the
16 improvements on such property. The Office of
17 Management and Enterprise Services is authorized to
18 reject all bids.

19 3. The cost of the ~~appraisements~~ appraisal required by the
20 provisions of this section, together with other necessary expenses
21 incurred pursuant to this section, shall be paid by the ~~department,~~
22 ~~board, commission, institution, or~~ state agency for which the real
23 property is to be sold from funds available to ~~said department,~~
24 ~~board, commission, institution, or~~ the state agency for such

1 expenditure. All monies received from the sale or disposal of ~~said~~
2 the property, except those monies necessary to pay the expenses
3 incurred pursuant to this section, shall be deposited in the ~~General~~
4 ~~Revenue Fund~~ Maintenance of State Buildings Revolving Fund unless
5 otherwise provided by law.

6 C. Unless otherwise provided by law, the Office of Management
7 and Enterprise Services shall review and approve state agency real
8 property transactions ~~to lease or acquire real property, or lease,~~
9 ~~dispose of or transfer state-owned real property.~~ A state agency
10 shall not lease or acquire real property, or lease, dispose of or
11 transfer state-owned real property until the Office provides notice
12 of transaction approval to the state agency. Prior to approval, a
13 state agency shall provide documents to the Office and provide
14 reference to statutory or other legal authority of the state agency
15 to lease or acquire real property, or lease, dispose of or transfer
16 state-owned real property. If the state agency intends to lease or
17 acquire real property, the state agency shall state the intended use
18 of the real property. Within thirty (30) days of receipt, the
19 Office shall provide notice of transaction approval or disapproval
20 to the state agency.

21 D. The provisions of this section shall not apply to the lease
22 of office space, or real property subject to supervision of the
23 Commissioners of the Land Office or district boards of education.

24

1 E. 1. The Office of Management and Enterprise Services shall
2 maintain a comprehensive inventory of state-owned real property and
3 its use excluding property of the public schools and property
4 subject to the jurisdiction of the Commissioners of the Land Office.

5 ~~1.~~ 2. Each state agency shall, within thirty (30) days of the
6 closing date for lands newly acquired, provide to the Office a list
7 of records, deeds, abstracts and other title instruments showing the
8 description of and relating to any and all such lands or interests
9 therein.

10 ~~2.~~ 3. The provisions of paragraph ~~1~~ 2 of this subsection shall
11 apply to all lands of public trusts having a state agency as the
12 primary ~~benefactor~~ beneficiary, but shall not apply to lands of
13 municipalities, counties, school districts, or agencies thereof, or
14 Department of Transportation rights-of-way.

15 ~~3.~~ 4. A state agency that sells or otherwise disposes of land
16 shall notify the Office within thirty (30) days of the disposition
17 closing date.

18 F. This section shall not be construed to authorize any
19 ~~department, board, commission, institution, or~~ state agency, not
20 otherwise authorized by law, to sell, lease, or otherwise dispose of
21 any real property owned by the state.

22 G. The Office of Management and Enterprise Services may provide
23 services to sell, transfer, trade or purchase real property for
24 other state agencies.

1 H. The Director of the Office of Management and Enterprise
2 Services shall, pursuant to the Administrative Procedures Act,
3 promulgate rules to effect procedures necessary to the fulfillment
4 of its responsibilities under this section.

5 I. The Oklahoma Ordnance Works Authority and its lands, and the
6 Northeast Oklahoma Public Facilities Authority shall be exempt from
7 the application of this section. The Grand River Dam Authority and
8 its lands shall be exempt from the application of this section for
9 any real property disposed of prior to November 1, 2006.

10 J. Unless otherwise provided for by law, the procedures
11 established pursuant to this section for the sale or exchange of
12 real estate or personal property as authorized pursuant to Sections
13 2222 and 2223 of this title shall be followed unless the sale is to
14 an entity of state government.

15 K. The Director of the Office of Management and Enterprise
16 Services shall contract with experts, professionals or consultants
17 as necessary to perform the duties of the ~~Department~~ Office.
18 Selections shall be made using the qualifications-based procedures
19 established in Section 62 of Title 61 of the Oklahoma Statutes, and
20 the rules promulgated by the Director for the selection of
21 construction managers and design consultants.

22 SECTION 8. NEW LAW A new section of law to be codified
23 in the Oklahoma Statutes as Section 330.1 of Title 61, unless there
24 is created a duplication in numbering, reads as follows:

1 All instruments vesting any right, title or interest in lands or
2 minerals and mineral rights, in the Office of Management and
3 Enterprise Services, and all instruments to adjust any defect or
4 irregularity or to remove any cloud on the title to lands or
5 minerals or mineral rights owned by the state, and all notices and
6 orders issued by the Office of Management and Enterprise Services
7 and proofs of publication thereof shall be filed and recorded by the
8 proper officers of all counties of the State of Oklahoma at the
9 request of the Office of Management and Enterprise Services without
10 any filing or recording fee being charged.

11 SECTION 9. AMENDATORY 62 O.S. 2011, Section 901, as last
12 amended by Section 68 of Enrolled Senate Bill No. 977 of the 1st
13 Session of the 54th Oklahoma Legislature, is amended to read as
14 follows:

15 Section 901. A. ~~1.~~ There is hereby created a Long-Range
16 Capital Planning Commission to advise and assist the Legislature in
17 providing for real property capital ~~facilities in~~ facility needs for
18 this state. The Commission shall consist of nine (9) members as
19 follows:

20 a. ~~three~~

21 1. Three members appointed by the President Pro Tempore of the
22 Senate ~~to serve at the pleasure of the appointing authority. Of~~
23 ~~these appointees two shall be members of the Senate and one shall be~~
24 ~~from the public at large,;~~

1 ~~b. three~~

2 2. Three members appointed by the Speaker of the House of
3 Representatives ~~to serve at the pleasure of the appointing~~
4 ~~authority. Of these appointees two shall be members of the House of~~
5 ~~Representatives and one shall be from the public at large;~~ and

6 ~~c. three~~

7 3. Three members shall be appointed by the Governor ~~to serve at~~
8 ~~the pleasure of the appointing authority.~~

9 ~~These~~ All appointees shall be from the public at large and shall
10 serve at the pleasure of their appointing authorities. The
11 appointing authorities shall appoint members who possess knowledge,
12 skills and abilities to perform the duties of the Commission. No
13 member of the Commission shall be interested, directly or
14 indirectly, in any contract entered into for a project approved by
15 the Commission during the period of service of the member. An
16 indirect interest shall include, but not be limited to, an interest
17 of an immediate family member of the member of the Commission or a
18 business with which the member of the Commission is associated.

19 ~~2. B.~~ A ~~chairman~~ chair of the Commission shall be elected from
20 its membership. Five members of the Commission shall constitute a
21 quorum. Members of the Commission shall serve without compensation,
22 but ~~all public members~~ shall be entitled to reimbursement, pursuant
23 to the State Travel Reimbursement Act, for expenses incurred in the
24 performance of their duties.

1 ~~3.~~ C. Initial appointments to the Commission shall be made
2 within thirty (30) days of the effective date of this act.

3 ~~B.~~ D. The Commission shall have the authority to promulgate
4 rules and regulations necessary to implement the provisions of this
5 act.

6 ~~C.~~ E. The Office of Management and Enterprise Services, with
7 the advice and assistance of the Oklahoma State Bond Advisor, shall
8 provide staffing for the Commission and other such assistance as the
9 Commission may require.

10 ~~D.~~ F. 1. The Commission shall prepare each year an annual
11 capital plan budget and a state capital plan for addressing state
12 capital facility needs for the next ensuing ~~five (5)~~ eight (8)
13 years. The Oklahoma State Regents for Higher Education and each
14 state governmental entity as defined in Section 695.3 of this title
15 shall cooperate with the Commission in the preparation of the state
16 plan. Each year, on or about December 1, the plan shall be
17 submitted to the Governor, Speaker of the House of Representatives
18 and President Pro Tempore of the Senate. The Long Range Capital
19 Planning Commission shall annually update the eight-year plan. The
20 Office of Management and Enterprise Services shall perform routine
21 services to support the eight-year plan, including but not limited
22 to, agency-level planning, real estate services, construction
23 services and facility operations as provided by law.

24

1 2. ~~a.~~ In addition to the requirements set forth in Section
2 10 of this act, the capital plan should:

3 a. supplement and integrate, not replace, existing
4 capital planning processes. ~~The plan shall consider~~
5 ~~and incorporate, as appropriate, the local and~~
6 ~~regional plans that may be developed.~~

7 ~~b.~~ The plan shall assess long-term needs for capital
8 facilities ~~provided by both state and local~~
9 ~~governments~~ to support state government needs as
10 determined by the Commission. ~~The plan shall~~
11 ~~include:~~

12 ~~(1)~~ an

13 c. review and assess the inventory of capital facilities
14 held by the state, and ~~when available, by units of~~
15 ~~local government or special districts.~~ The inventory
16 ~~shall include such information as is reasonably~~
17 ~~available on the physical and economic condition of~~
18 ~~these assets~~ make recommendations on reallocation,
19 reuse or liquidation of properties for incorporation
20 into the annual capital plan,

21 ~~(2)~~

22 d. include a projection of economic and demographic
23 trends likely to influence the needs of state
24 government during the eight-year-period,

- 1 e. address agency strategic facility plans for new,
2 improved, renovated, or expanded capital facilities or
3 facilities that should be reallocated or liquidated,
4 ~~(3) an estimate of mandatory, essential, desirable~~
5 ~~and deferrable repair, replacement and~~
6 ~~expansions,~~
7 ~~(4)~~
8 f. include estimates of life cycle costs for new and
9 substantially expanded or renovated facilities,
10 ~~(5) an analysis of recent trends and~~
11 g. evaluate the effectiveness of planning processes at
12 the agency level to account for all capital facility
13 costs for incorporation into the annual capital
14 budget,
15 h. account for projections of debt service and revenues
16 available from general obligation ~~and revenue bonds,~~
17 ~~general and dedicated taxes used for capital~~
18 ~~facilities finance, user fees, the federal government~~
19 bonds and other sources, including but not limited to,
20 the Maintenance of State Buildings Revolving Fund,
21 ~~(6) an analysis of~~
22 i. analyze the capacity of the state ~~and local~~
23 ~~governments~~ to incur debt or finance public capital
24 facilities,

1 ~~(7) a detailed list~~

2 j. include a comprehensive listing of all capital
3 ~~projects~~ expenditures of the state which the
4 Commission recommends be undertaken or continued for
5 any state agency in the next two (2) fiscal years,
6 together with information as to the effect of such
7 capital projects on future operating expenses of the
8 state, and with recommendations as to the priority of
9 such capital projects and the means of funding them,
10 ~~(8) the forecasts of the Commission as to~~

11 k. forecast the requirements for capital projects of
12 state agencies for the ~~three (3) fiscal years next~~
13 ~~following such two (2) fiscal years~~ eight-year-period
14 and for such additional periods, if any, as may be
15 necessary or desirable for adequate presentation of
16 particular capital projects, and include a schedule
17 for the planning and implementation or construction of
18 such capital projects,

19 ~~(9)~~

20 l. set forth a schedule ~~proposed~~ itemized budget for the
21 next fiscal year of recommended ~~projects~~ capital
22 expenditures inclusive of all funding sources, for
23 each agency, including facility rent and lease
24 payments, energy and utility expenditures, operations

1 and maintenance, capital improvements and capital
2 development projects as necessary to optimize and
3 preserve the state's capital assets,

4 ~~(10) recommendations as to the maintenance of physical~~
5 ~~properties and equipment of state agencies,~~

6 ~~(11)~~

7 m. include the findings of the Oklahoma State Government
8 Asset Reduction and Cost Savings Program and the
9 indexing of the most necessary capital improvements to
10 the expenditure of funds from the Maintenance of State
11 Buildings Revolving Fund,

12 n. include such other information as the Commission deems
13 relevant to ~~the foregoing matters~~ its duties, and

14 ~~(12) the inclusion of the~~

15 o. include findings of the Oklahoma State Government
16 Asset Reduction and Cost Savings Program and the
17 indexing of the most necessary capital improvements to
18 the expenditure of funds from the Maintenance of State
19 Buildings Revolving Fund.

20 ~~3. G. The Governor shall prepare at the same time as the state~~
21 ~~budget document is prepared, a capital budget. The capital budget~~
22 ~~shall be prepared and submitted by the Governor or Governor-elect in~~
23 ~~accordance with the procedures for preparing the state budget~~
24 ~~document. The capital budget shall embrace all expenditures of the~~

1 ~~state government for facilities and equipment and all revenues to be~~
2 ~~raised for purpose of meeting expenditure commitments during the~~
3 ~~next ensuing fiscal year and~~ The capital plan budget shall include
4 ~~the following:~~

5 a. ~~for each expenditure and class of expenditures, the~~
6 capital facility costs to be incurred during the next
7 ensuing fiscal year, ~~plus where appropriate,~~ inclusive
8 of the annual operating and maintenance costs of such
9 facilities and a schedule of depreciation calculated
10 in accordance with the principles and standards of
11 capital budgeting authorized by ~~paragraph 4 of this~~
12 ~~subsection,~~ H of this section

13 b. ~~the revenues and sources required to meet projected~~
14 ~~expenditures. Revenue sources to be indicated~~
15 ~~include, but are not limited to: the General Revenue~~
16 ~~Fund, the Transportation Fund, any special funds,~~
17 ~~proceeds of bond sales, federal funds, local~~
18 ~~government revenue or other sources. Where additional~~
19 ~~revenues in the form of additional taxes, user fees or~~
20 ~~new bond issues are proposed to meet expenditure~~
21 ~~requests, any funds created for such purposes shall be~~
22 ~~included in this act, and~~

23 c. ~~a statement regarding the relationship between the~~
24 ~~proposals contained in the capital budget and the~~

1 ~~capital plan. The capital budget shall be based upon~~
2 ~~the capital plan prepared by the Commission.~~

3 4. H. The Commission, with the assistance of the Office of
4 Management and Enterprise Services, shall prepare and publish rules
5 and regulations that set forth principles and standards for capital
6 planning and budgeting to be used by state agencies. The rules and
7 regulations shall set forth definitions of relevant terms to be used
8 in the capital planning and budgeting processes, establish
9 accounting standards and standards for costs and benefits of public
10 facility investments.

11 ~~E. I.~~ 1. The Commission, the Office of Management and
12 Enterprise Services, and the Oklahoma State Bond Advisor may ~~call to~~
13 ~~their~~ request the assistance of such personnel ~~or~~ of any state
14 agency in order to perform their duties pursuant to the State
15 Capital Improvement Planning Act and such agencies shall respond and
16 provide any such assistance as may be required. The Commission may
17 use existing studies, surveys, plans, data and other materials in
18 the possession of any state agency ~~or any municipality or political~~
19 ~~subdivision of this state.~~ Each such agency, ~~municipality or~~
20 ~~subdivision~~ may make the same available to the Commission so that
21 the Commission may have available to it current information with
22 respect to the capital plans and programs of each such agency, ~~or~~
23 ~~municipality or subdivision.~~

1 2. The officers and personnel of any state agency may serve at
2 the request of the Commission upon such advisory committees as the
3 Commission may create and such officers and personnel may serve upon
4 such committees without forfeiture of office or employment and with
5 no loss or diminution of the compensation, status, rights and
6 privileges which they otherwise enjoy.

7 J. This section shall not be applicable to the Oklahoma
8 Ordinance Works Authority or its lands, properties, buildings, funds
9 or revenue.

10 SECTION 10. NEW LAW A new section of law to be codified
11 in the Oklahoma Statutes as Section 901.1 of Title 62, unless there
12 is created a duplication in numbering, reads as follows:

13 A. The Long Range Capital Planning Commission shall submit an
14 itemized list of the proposed projects set forth in its annual
15 capital plan to the Governor, the President Pro Tempore of the
16 Senate and the Speaker of the House of Representatives within the
17 first seven (7) legislative days of a regular legislative session.
18 The list shall be in the order of the priority of the projects as
19 determined by the Commission. The submission to such elected
20 officials shall occur upon the same date for purposes of computing
21 the time within which action must be taken as further prescribed by
22 this subsection. The Legislature shall have a period of forty-five
23 (45) calendar days from the date on which the list is submitted to
24 pass a concurrent resolution disapproving any or all of the proposed

1 projects. If the Legislature does not disapprove any proposed
2 project by concurrent resolution by the end of the forty-fifth day
3 following the date upon which the proposed issuance is submitted,
4 the proposed projects shall be deemed to have been approved by the
5 Legislature.

6 B. Upon approval of all or any part of the list of proposed
7 projects, the Office of Management and Enterprise Services may
8 expend funds in the Maintenance of State Buildings Revolving Fund
9 for approved projects in the order of priority set forth in its
10 annual capital plan; provided, a project shall not be commenced
11 unless full funding for the completion of the project is available
12 in the fund or from other funding sources, available to the state
13 agency, including but not limited to, facility rent and lease
14 payments, energy and utility expenditures, and funding available for
15 operations and maintenance, capital improvements and capital
16 development projects.

17 SECTION 11. AMENDATORY 73 O.S. 2011, Section 83.1, as
18 amended by Section 667, Chapter 304, O.S.L. 2012 (73 O.S. Supp.
19 2012, Section 83.1), is amended to read as follows:

20 Section 83.1. A. There is hereby re-created to continue until
21 July 1, 2013, in accordance with the Oklahoma Sunset Law, ~~Section~~
22 ~~3901 et seq. of Title 74,~~ a Capitol-Medical Center Improvement and
23 Zoning Commission to exercise the functions and perform the duties
24 hereinafter prescribed.

1 B. The Commission shall be composed of eleven (11) members as
2 follows:

3 1. The Director of the Office of Management and Enterprise
4 Services or his or her designee, who shall be ex officio chair of
5 the Capitol-Medical Center Improvement and Zoning Commission;

6 2. The Director of the Transportation Commission or his or her
7 designee;

8 3. The President of the University of Oklahoma or his or her
9 designee;

10 4. Two members appointed by the President Pro Tempore of the
11 Senate;

12 5. Two members appointed by the Speaker of the House of
13 Representatives; ~~and~~

14 6. The ~~Chairman~~ Chair of the Planning Commission of Oklahoma
15 City or his or her designee. ~~The remaining three;~~

16 7. The Chair of the Long Range Capital Planning Commission; and

17 8. Two members of the Commission ~~shall be~~ appointed by the
18 Governor, with the advice and consent of the State Senate, for
19 ~~three-year~~ four-year staggered terms with one term expiring on
20 January 31 of each even-numbered year.

21 C. One of the ~~three~~ two members shall be appointed upon the
22 recommendation of the Citizens' Advisory Committee. The Commission
23 is authorized to appoint and hire a Director, who shall serve as the
24 chief administrative officer of the Commission, and other necessary

1 personnel. The Attorney General of the State of Oklahoma shall be
2 the legal advisor to ~~said~~ the Commission in the same capacity as he
3 or she is to other boards and commissions.

4 D. At least one of the members appointed by the President Pro
5 Tempore of the Senate and the Speaker of the House of
6 Representatives shall be a resident within the boundaries of the
7 Capitol-Medical Center Improvement and Zoning District as set forth
8 in Section 83 of this title.

9 SECTION 12. AMENDATORY 73 O.S. 2011, Section 83.3, is
10 amended to read as follows:

11 Section 83.3. ~~(a)~~ A. The Capitol-Medical Center Improvement
12 and Zoning Commission shall make, adopt, maintain and revise from
13 time to time an official master comprehensive plan for the ~~said~~ the
14 District for the purpose of bringing about the coordinated physical
15 development in accordance with the present and future needs of the
16 District. ~~Said~~ The master plan shall be developed so as to conserve
17 the natural resources of the District, to ~~insure~~ ensure efficient
18 expenditure of public funds, and to promote the safety, convenience,
19 prosperity and general welfare of the inhabitants and property
20 owners therein. Such master comprehensive plan shall include, among
21 other things, regulations relative to the location, character and
22 extent of highways, railroads, transportation routes, utility
23 services, buildings, parks, and parkways within ~~said~~ the District.
24 The Commission may adopt the ~~said~~ master comprehensive plan in whole

1 or in part and subsequently amend or extend the adopted plan or
2 portion thereof. After adoption of ~~said~~ the master comprehensive
3 plan, or of any extension or amendment thereof, an attested copy
4 thereof shall be filed for record with the county clerk of Oklahoma
5 County. ~~Said~~ The Commission shall coordinate such master
6 comprehensive plan, to the greatest extent it deems practical, with
7 the master plan of the City of Oklahoma City and that of the
8 Oklahoma County Planning Commission and the eight-year plan of the
9 Long Range Capital Planning Commission.

10 ~~(b)~~ B. The Commission is hereby authorized and directed to
11 enter into agreements with the City of Oklahoma City providing for
12 mutual cooperation and joint regulation within the District with
13 respect to ~~(1)~~ planning:

- 14 1. Planning and zoning, ~~(2) permission;~~
- 15 2. Permission to build or to use land, ~~(3) enforcement;~~
- 16 3. Enforcement of building, health and safety codes and
17 inspection to insure compliance therewith, ~~;~~ and ~~(4) other~~
- 18 4. Other matters within the jurisdiction of the Commission ~~;~~
19 ~~provided, however, that such.~~

20 Such agreements may not cede the Commission's final authority
21 and responsibility over the matters entrusted to it by law.

22 SECTION 13. AMENDATORY 74 O.S. 2011, Section 4103, as
23 amended by Section 1011, Chapter 304, O.S.L. 2012 (74 O.S. Supp.
24 2012, Section 4103), is amended to read as follows:

1 Section 4103. A. The State Capitol Preservation Commission
2 shall be composed of fifteen (15) members as follows:

3 1. Three members shall be appointed by the Governor;

4 2. Three members shall be appointed by the President Pro
5 Tempore of the Senate;

6 3. Three members shall be appointed by the Speaker of the House
7 of Representatives;

8 4. One member shall be appointed by the Chief Justice of the
9 Oklahoma Supreme Court; and

10 5. The following shall be ex officio members:

11 a. Chairman of the Oklahoma Arts Council,

12 b. President of the Oklahoma Historical Society,

13 c. Capitol Architect and Curator,

14 d. Superintendent of the Capitol, and

15 e. Director of the Office of Management and Enterprise
16 Services or a designee.

17 B. ~~The initial term of office of the appointed members shall be~~
18 ~~as follows:~~

19 ~~1. One of the~~ The members appointed by the Governor, the
20 President Pro Tempore of the Senate, the Speaker of the House of
21 Representatives, and the member appointed by the Chief Justice of
22 the Oklahoma Supreme Court shall serve ~~a one-year term;~~

1 ~~2. One of the members appointed by the Governor, the President~~
2 ~~Pro Tempore of the Senate, and the Speaker of the House of~~
3 ~~Representatives shall serve a three-year term; and~~

4 ~~3. One of the members appointed by the Governor, the President~~
5 ~~Pro Tempore of the Senate, and the Speaker of the House of~~
6 ~~Representatives shall serve a five-year term.~~

7 ~~The term of office for each successor shall be for five (5)~~
8 ~~years. Any member of the Legislature who is appointed to the~~
9 ~~Commission shall serve only as long as he is a member of the~~
10 ~~respective house from which he was appointed at the pleasure of~~
11 ~~their appointing authorities.~~

12 C. The Commission shall elect a ~~chairman~~ chair and a ~~vice-~~
13 ~~chairman~~ vice-chair from its membership to serve for a period of two
14 (2) years. Members of the Commission shall not be compensated
15 except for reimbursement as provided in the State Travel
16 Reimbursement Act.

17 D. The Office of Management and Enterprise Services shall make
18 the necessary arrangements for support services for the State
19 Capitol Preservation Commission.

20 SECTION 14. AMENDATORY 74 O.S. 2011, Section 4104, as
21 amended by Section 1012, Chapter 304, O.S.L. 2012 (74 O.S. Supp.
22 2012, Section 4104), is amended to read as follows:

23 Section 4104. A. The State Capitol Preservation Commission
24 shall:

1 1. Research, plan, and have control of modifications and decor
2 of the interior and exterior of the Capitol and the Governor's
3 Mansion; ~~and~~

4 ~~2. Establish in conjunction with the Office of Management and~~
5 ~~Enterprise Services, such annual operating and capitol construction~~
6 ~~budgets as necessary for the operation, restoration, and~~
7 ~~preservation of the Capitol and the Governor's Mansion and for~~
8 ~~providing such works of art as are considered desirable and~~
9 ~~suitable; and~~

10 ~~3.~~ Establish standards for the acquisition and display of works
11 of art for public display in the Capitol and the Governor's Mansion
12 and select such works. Such works of art shall be directly related
13 to the history and culture of the State of Oklahoma; ~~and~~

14 ~~4.~~ 3. Establish procedures by which private contributions of
15 suitable art can be accepted for the Capitol and the Governor's
16 Mansion. The Commission is authorized to accept and make proper
17 disposition of works of art as may be donated to the Commission and
18 this state; ~~and~~

19 ~~5.~~ 4. Have ~~final approval~~ authority ~~for~~ to approve and submit
20 to the Long Range Capital Planning Commission any proposed
21 modification, alteration, renovation, repair, or construction on any
22 part of the Capitol and the Governor's Mansion ~~or~~; and

23

24

1 5. Make recommendations to the State Capitol Preservation
2 Commission of necessary action on proposed modifications in decor or
3 design to ensure preservation and maintenance of the cultural and
4 historic integrity of the Capitol and the Governor's Mansion.

5 The Director of the Office of Management and Enterprise Services
6 may contract for the services of a Capitol Architect and Curator or
7 employ such an individual on either a full- or part-time basis.
8 Compensation for the position will be in accord with similar
9 professional positions in state government.

10 SECTION 16. AMENDATORY 74 O.S. 2011, Section 4106, is
11 amended to read as follows:

12 Section 4106. The State Capitol Preservation Commission ~~is~~ and
13 the Long Range Capital Planning Commission are directed to maintain
14 close coordination with the executive, legislative and judicial
15 branches of government to ensure that the needs of each branch of
16 government are considered in all planned development and
17 modifications of the Capitol and the Governor's Mansion.

18 SECTION 17. RECODIFICATION 74 O.S. 2011, Section 61.7,
19 as last amended by Section 1 of this act, shall be recodified as
20 Section 908 of Title 62 of the Oklahoma Statutes, unless there is
21 created a duplication in numbering.

22 SECTION 18. RECODIFICATION 74 O.S. 2011, Section 96, as
23 amended by Section 796, Chapter 304, O.S.L. 2012 (74 O.S. Supp.
24 2012, Section 96), shall be recodified as Section 306 of Title 61 of

1 the Oklahoma Statutes, unless there is created a duplication in
2 numbering.

3 SECTION 19. RECODIFICATION 74 O.S. 2011, Section 96.1,
4 as amended by Section 797, Chapter 304, O.S.L. 2012 (74 O.S. Supp.
5 2012, Section 96.1), shall be recodified as Section 307 of Title 61
6 of the Oklahoma Statutes, unless there is created a duplication in
7 numbering.

8 SECTION 20. RECODIFICATION 74 O.S. 2011, Section 97, as
9 amended by Section 798, Chapter 304, O.S.L. 2012 (74 O.S. Supp.
10 2012, Section 97), shall be recodified as Section 308 of Title 61 of
11 the Oklahoma Statutes, unless there is created a duplication in
12 numbering.

13 SECTION 21. RECODIFICATION 74 O.S. 2011, Section 98, as
14 amended by Section 799, Chapter 304, O.S.L. 2012 (74 O.S. Supp.
15 2012, Section 98), shall be recodified as Section 309 of Title 61 of
16 the Oklahoma Statutes, unless there is created a duplication in
17 numbering.

18 SECTION 22. RECODIFICATION 74 O.S. 2011, Section 99, as
19 amended by Section 800, Chapter 304, O.S.L. 2012 (74 O.S. Supp.
20 2012, Section 99), shall be recodified as Section 310 of Title 61 of
21 the Oklahoma Statutes, unless there is created a duplication in
22 numbering.

23

24

1 SECTION 23. RECODIFICATION 74 O.S. 2011, Section 101,
2 shall be recodified as Section 311 of Title 61 of the Oklahoma
3 Statutes, unless there is created a duplication in numbering.

4 SECTION 24. RECODIFICATION 74 O.S. 2011, Section 102,
5 shall be recodified as Section 312 of Title 61 of the Oklahoma
6 Statutes, unless there is created a duplication in numbering.

7 SECTION 25. RECODIFICATION 74 O.S. 2011, Section 103, as
8 amended by Section 801, Chapter 304, O.S.L. 2012 (74 O.S. Supp.
9 2012, Section 103), shall be recodified as Section 313 of Title 61
10 of the Oklahoma Statutes, unless there is created a duplication in
11 numbering.

12 SECTION 26. RECODIFICATION 74 O.S. 2011, Section 104, as
13 amended by Section 802, Chapter 304, O.S.L. 2012 (74 O.S. Supp.
14 2012, Section 104), shall be recodified as Section 314 of Title 61
15 of the Oklahoma Statutes, unless there is created a duplication in
16 numbering.

17 SECTION 27. RECODIFICATION 74 O.S. 2011, Section 105,
18 shall be recodified as Section 315 of Title 61 of the Oklahoma
19 Statutes, unless there is created a duplication in numbering.

20 SECTION 28. RECODIFICATION 74 O.S. 2011, Section 106,
21 shall be recodified as Section 316 of Title 61 of the Oklahoma
22 Statutes, unless there is created a duplication in numbering.

23 SECTION 29. RECODIFICATION 74 O.S. 2011, Section 107, as
24 amended by Section 803, Chapter 304, O.S.L. 2012 (74 O.S. Supp.

1 2012, Section 107), shall be recodified as Section 317 of Title 61
2 of the Oklahoma Statutes, unless there is created a duplication in
3 numbering.

4 SECTION 30. RECODIFICATION 74 O.S. 2011, Section 108.1,
5 as amended by Section 804, Chapter 304, O.S.L. 2012 (74 O.S. Supp.
6 2012, Section 108.1), shall be recodified as Section 318 of Title 61
7 of the Oklahoma Statutes, unless there is created a duplication in
8 numbering.

9 SECTION 31. RECODIFICATION 74 O.S. 2011, Section 108.3,
10 shall be recodified as Section 319 of Title 61 of the Oklahoma
11 Statutes, unless there is created a duplication in numbering.

12 SECTION 32. RECODIFICATION 74 O.S. 2011, Section 109.1,
13 as amended by Section 805, Chapter 304, O.S.L. 2012 (74 O.S. Supp.
14 2012, Section 109.1), shall be recodified as Section 320 of Title 61
15 of the Oklahoma Statutes, unless there is created a duplication in
16 numbering.

17 SECTION 33. RECODIFICATION 74 O.S. 2011, Section 109.2,
18 as amended by Section 806, Chapter 304, O.S.L. 2012 (74 O.S. Supp.
19 2012, Section 109.2), shall be recodified as Section 321 of Title 61
20 of the Oklahoma Statutes, unless there is created a duplication in
21 numbering.

22 SECTION 34. RECODIFICATION 74 O.S. 2011, Section 126.1,
23 as amended by Section 814, Chapter 304, O.S.L. 2012 (74 O.S. Supp.
24 2012, Section 126.1), shall be recodified as Section 322 of Title 61

1 of the Oklahoma Statutes, unless there is created a duplication in
2 numbering.

3 SECTION 35. RECODIFICATION 74 O.S. 2011, Section 126.2,
4 as amended by Section 5 of this act, shall be recodified as Section
5 323 of Title 61 of the Oklahoma Statutes, unless there is created a
6 duplication in numbering.

7 SECTION 36. RECODIFICATION 74 O.S. 2011, Section 128.1,
8 as amended by Section 815, Chapter 304, O.S.L. 2012 (74 O.S. Supp.
9 2012, Section 128.1), shall be recodified as Section 324 of Title 61
10 of the Oklahoma Statutes, unless there is created a duplication in
11 numbering.

12 SECTION 37. RECODIFICATION 74 O.S. 2011, Section 128.2,
13 as last amended by Section 6 of this act, shall be recodified as
14 Section 325 of Title 61 of the Oklahoma Statutes, unless there is
15 created a duplication in numbering.

16 SECTION 38. RECODIFICATION 74 O.S. 2011, Section 128.3,
17 as amended by Section 817, Chapter 304, O.S.L. 2012 (74 O.S. Supp.
18 2012, Section 128.3), shall be recodified as Section 326 of Title 61
19 of the Oklahoma Statutes, unless there is created a duplication in
20 numbering.

21 SECTION 39. RECODIFICATION 74 O.S. 2011, Section 129.4,
22 as last amended by Section 7 of this act, shall be recodified as
23 Section 327 of Title 61 of the Oklahoma Statutes, unless there is
24 created a duplication in numbering.

1 SECTION 40. RECODIFICATION 74 O.S. 2011, Section 129.4f,
2 as amended by Section 819, Chapter 304, O.S.L. 2012 (74 O.S. Supp.
3 2012, Section 129.4f), shall be recodified as Section 328 of Title
4 61 of the Oklahoma Statutes, unless there is created a duplication
5 in numbering.

6 SECTION 41. RECODIFICATION 74 O.S. 2011, Section 129.5,
7 shall be recodified as Section 329 of Title 61 of the Oklahoma
8 Statutes, unless there is created a duplication in numbering.

9 SECTION 42. RECODIFICATION 74 O.S. 2011, Section 129.6,
10 as amended by Section 820, Chapter 304, O.S.L. 2012 (74 O.S. Supp.
11 2012, Section 129.6), shall be recodified as Section 330 of Title 61
12 of the Oklahoma Statutes, unless there is created a duplication in
13 numbering.

14 SECTION 43. RECODIFICATION 74 O.S. 2011, Section 129.7,
15 as amended by Section 4, Chapter 344, O.S.L. 2012 (74 O.S. Supp.
16 2012, Section 129.7), shall be recodified as Section 331 of Title 61
17 of the Oklahoma Statutes, unless there is created a duplication in
18 numbering.

19 SECTION 44. RECODIFICATION 74 O.S. 2011, Section 129.8,
20 as amended by Section 821, Chapter 304, O.S.L. 2012 (74 O.S. Supp.
21 2012, Section 129.8), shall be recodified as Section 332 of Title 61
22 of the Oklahoma Statutes, unless there is created a duplication in
23 numbering.

24

1 SECTION 45. REPEALER 74 O.S. 2011, Section 456.7, as
2 amended by Section 852, Chapter 304, O.S.L. 2012 (74 O.S. Supp.
3 2012, Section 456.7), is hereby repealed.

4 SECTION 46. REPEALER 73 O.S. 2011, Section 310, as
5 amended by Section 690, Chapter 304, O.S.L. 2012 (73 O.S. Supp.
6 2012, Section 310), is hereby repealed.

7 SECTION 47. REPEALER 74 O.S. 2011, Section 109.1, as
8 amended by Section 805, Chapter 304, O.S.L. 2012 (74 O.S. Supp.
9 2012, Section 109.1), is hereby repealed.

10 SECTION 48. This act shall become effective November 1, 2013.

11 COMMITTEE REPORT BY: COMMITTEE ON APPROPRIATIONS
12 April 10, 2013 - DO PASS AS AMENDED
13
14
15
16
17
18
19
20
21
22
23
24