

1 **SENATE FLOOR VERSION**

2 April 2, 2014

3 **AS AMENDED**

4 ENGROSSED HOUSE

5 BILL NO. 2831

6 By: Martin (Scott) of the House

7 and

8 Standridge of the Senate

9 **[mental health - real property trust - proceeds of**
10 **sale - effective date]**

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

12 SECTION 1. AMENDATORY 43A O.S. 2011, Section 2-111, as
13 amended by Section 139, Chapter 304, O.S.L. 2012 (43A O.S. Supp.
14 2013, Section 2-111), is amended to read as follows:

15 Section 2-111. A. 1. The Board of Mental Health and Substance
16 Abuse Services is hereby authorized and directed to create a trust
17 into which all real property held by or for the benefit of the
18 Department of Mental Health and Substance Abuse Services shall be
19 transferred.

20 2. The trust shall provide that:

- 21 a. the property placed into the trust may never be sold
22 but, except for the tracts specifically described in
23 subparagraph c of this paragraph, if it is determined
24 by the trustees for the Department's Real Property

1 Trust and by the Department that such a sale is in the
2 best interests of the Department, and then the
3 proceeds shall be used exclusively for tangible
4 infrastructure improvements that benefit the persons
5 serviced by the Department, otherwise the property
6 shall be held in perpetuity for the sole benefit of
7 the Department, ~~and~~

8 b. the property held by the trust which is not needed for
9 use by the Department may be leased or rented to
10 others and all income received from such leases or
11 rentals shall be payable to the Department for use by
12 the Department to fulfill the purposes of the
13 Department,

14 c. the following tract of land may be sold as set forth
15 in subparagraph a of this paragraph:

16 Land owned by the Department located in Sections 20
17 and 29, Township 9 North, Range 2 West, Cleveland
18 County, Oklahoma, and

19 d. under no condition should any real property held in
20 trust be sold to fund prevention, mental health or
21 addiction treatment services.

22 B. Upon the creation of the trust authorized in subsection A of
23 this section, the Office of Management and Enterprise Services is
24 directed to provide all necessary assistance to the Department of

1 Mental Health and Substance Abuse Services to identify and transfer
2 all property held by or for the benefit of the Department of Mental
3 Health and Substance Abuse Services to the trust. Except as
4 provided in subsection C of this section, the Office of Management
5 and Enterprise Services is authorized and directed to provide all
6 requested assistance to the Department of Mental Health and
7 Substance Abuse Services in leasing property placed in such trust.

8 C. The Commissioners of the Land Office are authorized and
9 directed to provide all requested assistance to the Department of
10 Mental Health and Substance Abuse Services in leasing mineral
11 interests placed in such trust.

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

13 COMMITTEE REPORT BY: COMMITTEE ON APPROPRIATIONS
14 April 2, 2014 - DO PASS AS AMENDED
15
16
17
18
19
20
21
22
23
24