

1 **SENATE FLOOR VERSION**

2 February 19, 2014

3 **AS AMENDED**

4 SENATE BILL NO. 1254

By: Griffin of the Senate

and

Murphey of the House

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7  
8 **[ state property - Oklahoma State Government Asset**  
9 **Reduction and Cost Savings Program - certain property**  
10 **-**  
11 **emergency ]**

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 1, Chapter 209, O.S.L. 2013, and as  
15 renumbered by Section 17, Chapter 209, O.S.L. 2013 (62 O.S. Supp.  
16 2013, Section 908), is amended to read as follows:

17 Section 908. A. There is hereby established the Oklahoma State  
18 Government Asset Reduction and Cost Savings Program.

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

22 C. The report mandated in accordance with the provisions of  
23 this section shall list the five percent (5%) most underutilized  
24 state-owned properties. The report shall describe the value of

1 properties falling within the description in this subsection, assess  
2 the potential for purchase should the properties be offered for sale  
3 and describe the impact on local-level tax rolls in the event the  
4 properties are purchased by a nongovernmental entity.

5 D. The Director of the Office of Management and Enterprise  
6 Services shall promulgate rules establishing procedures by which  
7 each state agency, board, commission and public trust having the  
8 State of Oklahoma as a beneficiary, excluding those otherwise  
9 exempted under Section ~~129.4~~ 327 of ~~this title~~ Title 61 of the  
10 Oklahoma Statutes, shall submit the necessary data to the Office of  
11 Management and Enterprise Services for the development of this  
12 report.

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

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

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

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1 H. There is hereby created the Maintenance of State Buildings  
2 Revolving Fund. The fund shall be a continuing fund, not subject to  
3 fiscal year limitations and shall serve as the depository for  
4 proceeds from the sale of state-owned properties pursuant to the  
5 Oklahoma State Government Asset Reduction and Cost Savings Program.  
6 The fund shall further consist of monies appropriated thereto and  
7 other funds designated for deposit therein. All monies accruing to  
8 the credit of the fund are hereby appropriated and may be expended  
9 exclusively for maintaining and repairing state-owned properties and  
10 buildings pursuant to the procedures set forth in Section ~~10~~ 901.1  
11 of ~~this act~~ Title 62 of the Oklahoma Statutes. Expenditures from  
12 the fund shall be made upon warrants issued by the State Treasurer  
13 against claims filed as prescribed by law with the Director of the  
14 Office of Management and Enterprise Services for approval and  
15 payment. Expenditures from the Maintenance of State Buildings  
16 Revolving Fund shall be detailed in a data feed and made available  
17 through the data.ok.gov web portal.

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

21 J. This section shall not be applicable to the following or  
22 their lands, properties, buildings, funds or revenue:

- 23 1. The Oklahoma Ordnance Works Authority; and
- 24 2. The Commissioners of the Land Office.

1       K. The report required in subsection B of this section shall  
2 include an indication of whether a property is owned by the Oklahoma  
3 Historical Society, is listed on the National Register of Historic  
4 Places or with the National Trust for Historic Preservation, or is  
5 potentially of historical significance. The Office of Management  
6 and Enterprise Services shall notify the Oklahoma Historical Society  
7 and obtain its approval prior to the sale of any such property.

8       SECTION 2.       AMENDATORY       Section 2, Chapter 209, O.S.L.  
9 2013 (74 O.S. Supp. 2013, Section 61.8), is amended to read as  
10 follows:

11       Section 61.8. A. The Long-Range Capital Planning Commission  
12 shall work to decrease the amount of property owned by Oklahoma  
13 state government, return state-owned property to private sector  
14 ownership, better maintain and utilize the state's needed capital  
15 assets and, whenever possible, eliminate the practice of state  
16 agencies leasing real property not owned by the state.

17       B. Each year, the Director of the Office of Management and  
18 Enterprise Services at the direction of the Long-Range Capital  
19 Planning Commission, shall take action to approve the privatization  
20 of state-owned real property as identified pursuant to the Oklahoma  
21 State Government Asset Reduction and Cost Savings Program. Proceeds  
22 from the liquidation of real properties shall be deposited into the  
23 Maintenance of State Buildings Revolving Fund.

1 C. Prior to entering into or renewing a lease for real  
2 property, each state agency, board, commission, and public trust  
3 having the State of Oklahoma as a beneficiary shall receive approval  
4 for entering into the lease from the Office of Management and  
5 Enterprise Services.

6 D. Prior to making a purchase of real property or constructing  
7 a building, each state agency, board, commission, and public trust  
8 having the State of Oklahoma as a beneficiary shall receive approval  
9 for the purchase or construction from the Director of the Office of  
10 Management and Enterprise Services; provided, if such purchase or  
11 construction is deemed by the Director of the Office of Management  
12 and Enterprise Services to be within the authority of the Long-Range  
13 Capital Planning Commission, the Director shall not approve the  
14 purchase or construction and shall refer the request to the  
15 Commission for action.

16 E. Prior to approval or referral pursuant to subsection C or D  
17 of this section, the Office of Management and Enterprise Services  
18 shall determine if the applicant entity can utilize already existing  
19 state-owned real property as an alternative to leasing non-state-  
20 owned real property or purchasing or constructing new real property.  
21 If such existing state-owned real property is owned by the Oklahoma  
22 Historical Society, is listed on the National Register of Historic  
23 Places or with the National Trust for Historic Preservation, or is  
24 potentially of historical significance, the Office of Management and

1 Enterprise Services shall notify the Oklahoma Historical Society and  
2 obtain its approval prior to approving an application for its reuse.

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

13 G. This section shall not be applicable to the following or  
14 their lands, properties, buildings, funds or revenue:

- 15 1. The Oklahoma Ordnance Works Authority; and
- 16 2. The Commissioners of the Land Office.

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

21 COMMITTEE REPORT BY: COMMITTEE ON APPROPRIATIONS  
22 February 19, 2014 - DO PASS AS AMENDED

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