

1 **SENATE FLOOR VERSION**

2 February 24, 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 An Act relating to art in public places; amending 74
10 O.S. 2011, Section 9030.5, which relates to funding
11 the Oklahoma Art in Public Places Act; providing that
12 funding allocation be optional; modifying amount of
13 expenditure allocated for such funding; deleting
14 obsolete language; providing an effective date; and
15 declaring an emergency.

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

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

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

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

5 2. The maximum assessment for any project shall not exceed Five
6 Hundred Thousand Dollars (\$500,000.00). This assessment shall not
7 apply to any private donations for a capital project. This
8 allocation, if made, shall be applicable to all state agency capital
9 projects approved by the appointing authority after September 1,
10 2004. The works of art commissioned pursuant to the Oklahoma Art in
11 Public Places Act may be placed on public lands, integral to or
12 attached to a public building or structure, or detached within or
13 outside a public building or structure.

14 B. 1. Of the assessment provided for in subsection A of this
15 section, four-fifths (4/5) shall be placed in the Commissioning of
16 Art in Public Places Revolving Fund, created in Section 9030.6 of
17 this title, for the commission of any work of art for the Oklahoma
18 Art in Public Places Act. Institutions within The Oklahoma State
19 System of Higher Education shall remain in complete administrative
20 control of their four-fifths (4/5) assessment pursuant to this
21 subsection for the acquisition of art. The remaining one-fifth
22 (1/5) of the assessment shall be reserved for the Art in Public
23 Places Administrative and Maintenance Revolving Fund created by
24 Section 9030.7 of this title.

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

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

- 7 ~~1. June 30, 2012;~~
- 8 ~~2. June 30, 2013; and~~
- 9 ~~3. June 30, 2014.~~

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

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

15 COMMITTEE REPORT BY: COMMITTEE ON GENERAL GOVERNMENT
16 February 24, 2014 - DO PASS AS AMENDED

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