

COMMITTEE AMENDMENT
HOUSE OF REPRESENTATIVES
State of Oklahoma

SPEAKER:

CHAIR:

I move to amend SB970 _____
Of the printed Bill
Page _____ Section _____ Lines _____
Of the Engrossed Bill

By striking the Title, the Enacting Clause, the entire bill, and by inserting in lieu thereof the following language:

AMEND TITLE TO CONFORM TO AMENDMENTS

Adopted: _____

Amendment submitted by: Dustin Roberts _____

Reading Clerk

1 STATE OF OKLAHOMA

2 2nd Session of the 55th Legislature (2016)

3 PROPOSED COMMITTEE
4 SUBSTITUTE
5 FOR ENGROSSED
6 SENATE BILL NO. 970

By: Simpson of the Senate

and

7 Roberts (Dustin) of the
8 House

9
10 PROPOSED COMMITTEE SUBSTITUTE

11 An Act relating to historical preservation;
12 prohibiting the removal, relocation, alteration,
13 renaming or rededication of certain statues,
14 monuments, markers, memorials, nameplates or plaques;
15 prohibiting persons from preventing certain entities
16 from maintaining certain structures; defining term;
17 providing procedures for certain waiver; providing
18 for exception; providing for codification; and
19 providing an effective date.

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

21 SECTION 1. NEW LAW A new section of law to be codified
22 in the Oklahoma Statutes as Section 2.1a of Title 53, unless there
23 is created a duplication in numbering, reads as follows:

24 A. 1. No statue, monument, marker, memorial, nameplate or
plaque which has been erected for, or named or dedicated in honor of
any historical military figure, historical military event, military

1 organization or military unit and is located on public property may
2 be relocated, removed, altered, renamed, rededicated or otherwise
3 disturbed.

4 2. No statue, monument, marker, memorial, nameplate, plaque,
5 historic flag display, school, street, bridge, building, park,
6 preserve or reserve which has been erected for, or named or
7 dedicated in honor of, any historical military figure, historical
8 military event, military organization or military unit and is
9 located on public property may be renamed or rededicated.

10 B. No person may prevent the governmental entity having
11 responsibility for maintaining any of the items, structures or areas
12 described in subsection A of this section from taking proper and
13 appropriate measures, and exercising proper and appropriate means,
14 for the protection, preservation, care, repair or restoration of
15 such items, structures or areas.

16 C. For the purposes of this section, "public property" means
17 all property owned or leased by the State of Oklahoma, any county,
18 municipality, metropolitan government or any other entity that is
19 created by act of the Legislature to perform any public function.

20 D. Any entity exercising control of public property on which an
21 item, structure or area described in subsection A of this section is
22 located may petition the Oklahoma Historical Society for a waiver to
23 this section. A petition for waiver shall be in writing and shall
24 state the reason, or reasons, upon which the waiver is sought. At

1 any regularly scheduled meeting of the Oklahoma Historical Society
2 Board of Directors, the Board may grant a petition for a waiver by a
3 majority vote of those present and voting. The Board may include
4 reasonable conditions and instructions to ensure that any items,
5 structures or areas are preserved to the greatest extent possible.

6 E. This section shall not apply to items, structures or areas
7 described in subsection A of this section that are located on public
8 property under the control of, or acquired by, the Oklahoma
9 Department of Transportation which may interfere with the
10 construction, maintenance or operation of the public transportation
11 system. The Department shall strive to ensure that any such items,
12 structures or areas are preserved to the greatest extent possible.

13 SECTION 2. This act shall become effective November 1, 2016.

14

15 55-2-9544 AMM 03/22/16

16

17

18

19

20

21

22

23

24