

1 STATE OF OKLAHOMA

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

3 HOUSE BILL 3138

By: Cockroft

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6 AS INTRODUCED

7 An Act relating to the Will Rogers Museum; amending
8 53 O.S. 2011, Section 47.4, which relates to a
9 research library and sales; authorizing an electronic
10 or online point-of-sale system; providing for the
11 collection and remittance of certain proceeds;
allowing the Will Rogers Memorial Commission to
obtain reimbursement of certain fee and charge a
convenience fee; providing an effective date; and
declaring an emergency.

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

15 SECTION 1. AMENDATORY 53 O.S. 2011, Section 47.4, is
16 amended to read as follows:

17 Section 47.4 A. The Will Rogers Memorial Commission may:

18 1. Construct and operate a comprehensive research library to
19 house all Will Rogers memorabilia, including, but not limited to,
20 writings, books, periodicals, sound reproductions, film
21 reproductions and related materials, published or unpublished, for
22 the purposes of creating, preserving and maintaining a research
23 center for all of the Will Rogers material contemplated hereunder or
24 any material received in the future as well as kindred collections

1 on the site now provided by the Will Rogers family at or near the
2 town of Claremore;

3 2. In the administration of the Will Rogers Memorial, maintain
4 or lease to the Will Rogers Heritage, Inc., or to a third party, an
5 outlet or contract with a third party for an electronic or online
6 point of sale system for the sale to the public of such items as
7 shall, in the judgment of the Commission or the lessee, be
8 appropriate for sale at prices set by the Commission, including, but
9 not limited to, literature, in book or pamphlet form, brochures,
10 periodicals, books, artifacts, reproductions of Will Rogers
11 memorabilia and statuary. The Commission may also contract with a
12 third-party payment processor and proceeds from sales made through
13 an electronic or online point-of-sale system may be collected and
14 held by the third-party payment processor as provided for in the
15 contract. Upon remittance, the Commission shall deposit the
16 proceeds as provided for in subsection B of this section. The
17 Commission may obtain reimbursement of a merchant fee incurred in
18 connection with any electronic or online transaction and may charge
19 a convenience fee for electronic or online transaction as provided
20 for in Section 34.25 of Title 62 of the Oklahoma Statutes; and

21 3. Maintain donation receptacles for the purpose of the
22 collection of voluntary donations to the Will Rogers Memorial
23 Commission and to the Will Rogers Heritage, Inc. Funds donated to
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1 the Will Rogers Memorial Commission shall be deposited in the Will
2 Rogers Memorial Commission Revolving Fund.

3 B. The proceeds of the sale of any material referred to in this
4 section or payments received pursuant to a lease as authorized by
5 this section shall be deposited in the Will Rogers Memorial
6 Commission Revolving Fund, for the purposes of defraying the
7 expenses of the operation of the outlet for sale and for such
8 purposes as shall in the opinion of the Commission be necessary and
9 appropriate, including, but not limited to, scholarships, awards and
10 prizes for educational purposes, so long as the same pertains to and
11 is in conformity with the uses and purposes of the Commission.

12 SECTION 2. This act shall become effective July 1, 2016.

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

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