

CORRECTED

HOUSE OF REPRESENTATIVES - FLOOR VERSION

STATE OF OKLAHOMA

2nd Session of the 53rd Legislature (2012)

COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 2927

By: Armes and DeWitt of the
House

and

Marlatt of the Senate

COMMITTEE SUBSTITUTE

An Act relating to public lands; amending 64 O.S. 2011, Section 1011, which relates to a revolving fund for the Commissioners of the Land Office; designating name of the fund; adding source of monies for the revolving fund; adding an expenditure purpose for the revolving fund; providing for investment of monies in the fund; requiring interest to be credited to the fund; amending 64 O.S. 2011, Section 1069, which relates to proceeds from bonuses, royalties and other inducements; creating the Multiyear Education Distribution Stabilization Revolving Fund; providing for deposit of bonuses and delay rental income; making the fund a continuing fund; making deposit of income contingent upon certain determination by the Commission; providing for investment of monies in the fund; requiring interest to be credited to the fund; providing an effective date; and declaring an emergency.

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

2 SECTION 1. AMENDATORY 64 O.S. 2011, Section 1011, is
3 amended to read as follows:

4 Section 1011. A. There is hereby created a revolving fund
5 ~~which~~ for the Commissioners of the Land Office to be designated the
6 "Commissioners of the Land Office Revolving Fund". The fund shall
7 be a continuing fund not subject to fiscal year limitations, ~~for the~~
8 ~~Commissioners of the Land Office,~~ and into which shall be paid all
9 fees that may be collected by the Commissioners of the Land Office
10 and any appropriated monies designated for transfer into the fund.
11 Monies from the fund may be used to pay for all books, forms, and
12 other necessary equipment and supplies for the installation and
13 maintenance of a modern system of accounting, necessary printing
14 expenses, abstracts, refunds, expenses incidental to the operation
15 of the Land Office, necessary communication and traveling expenses
16 incurred by the employees of the Land Office, attorney fees and
17 litigation expenses ~~and,~~ collection costs and expenses and
18 conservation and commercial property upgrades. The Commissioners of
19 the Land Office may also use monies in the revolving fund for any
20 expenses of the Land Office related to personal services, operating
21 expenses and the purchase of equipment necessary to carry out the
22 function of the Land Office. All funds accruing to the fund are
23 hereby appropriated. Monies in the fund may be invested by the
24

1 State Treasurer in the manner prescribed in Section 89.1a et seq. of
2 Title 62 of the Oklahoma Statutes. Interest income derived from the
3 investment of monies in the fund shall be credited to and placed in
4 the fund.

5 B. There is hereby created a cash drawer change fund for the
6 Commissioners of the Land Office. The fund shall be used as cash
7 for the Land Office to make change for customers. The amount held
8 in the fund shall not exceed One Thousand Dollars (\$1,000.00). The
9 initial amount in the fund shall be drawn by warrant from the
10 revolving fund created pursuant to subsection A of this section.
11 All adjustments to the amount retained in the fund shall be by
12 withdrawal and deposit in the revolving fund established pursuant to
13 subsection A of this section. No purchases shall be made from the
14 fund. Officers, employees or agents of the Land Office shall be
15 prohibited from receiving change from the fund. The Director of
16 Accounting for the Land Office, with the approval of the internal
17 auditor, shall prescribe forms, systems and procedures for the
18 administration of the fund.

19 SECTION 2. AMENDATORY 64 O.S. 2011, Section 1069, is
20 amended to read as follows:

21 Section 1069. A. The proceeds derived in bonuses and royalties
22 and from other inducements and considerations for the execution and
23 operation of the oil and gas leases as authorized in this title,

1 except oil and gas leases on state-owned lands set apart and
2 designated for the use, benefit, and occupancy of state educational
3 institutions, shall be for the use and benefit of the lands which
4 were granted by the United States to the State of Oklahoma, and to
5 the territory now comprising the area embraced within the state,
6 under the provisions of the Enabling Act and any and all other Acts
7 of Congress. Bonus and delay rental income received by the Land
8 Office shall be distributed to current beneficiaries in like manner
9 as lease income received from surface leases, except that if
10 determined to be in the best interest of the trust, the
11 distributions may be made upon a schedule determined by a five-year
12 rolling average of bonus and delay rental income.

13 B. There is hereby created a revolving fund for the
14 Commissioners of the Land Office to be designated the "Multiyear
15 Education Distribution Stabilization Revolving Fund". The fund
16 shall be a continuing fund, not subject to fiscal year limitations,
17 and shall consist of bonus and delay rental income received by the
18 Commission, if it is determined by the Commission to be in the best
19 interest of the trust to make distributions of the income upon a
20 five-year rolling average schedule as authorized in subsection A of
21 this section. Monies in the fund may be invested by the State
22 Treasurer in the manner prescribed in Section 89.1a et seq. of Title
23 62 of the Oklahoma Statutes. Interest income derived from the

1 investment of monies in the fund shall be credited to and placed in
2 the fund.

3 SECTION 3. This act shall become effective July 1, 2012.

4 SECTION 4. It being immediately necessary for the preservation
5 of the public peace, health and safety, an emergency is hereby
6 declared to exist, by reason whereof this act shall take effect and
7 be in full force from and after its passage and approval.

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9 COMMITTEE REPORT BY: COMMITTEE ON APPROPRIATIONS AND BUDGET, dated
10 02/28/2012 - DO PASS, As Amended and Coauthored.