

1 STATE OF OKLAHOMA

2 1st Session of the 53rd Legislature (2011)

3 HOUSE BILL 1436

By: Cox

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5  
6 AS INTRODUCED

7 An Act relating to tourism and recreation;  
8 authorizing the Oklahoma Tourism and Recreation  
9 Commission to sell certain state park real estate and  
10 personal property; describing location of property;  
11 making the sale subject to all easements and  
12 reservations; allowing the Commission to transfer any  
13 interests; exempting the sale from certain provisions  
14 of law; providing for the deposit and use of monies  
15 from the sale; providing for codification; and  
16 declaring an emergency.

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

18 SECTION 1. NEW LAW A new section of law to be codified  
19 in the Oklahoma Statutes as Section 2222.1 of Title 74, unless there  
20 is created a duplication in numbering, reads as follows:

21 A. The Oklahoma Tourism and Recreation Commission may sell real  
22 estate and personal property owned by the State of Oklahoma or the  
23 Oklahoma Tourism and Recreation Department that is under the  
24 jurisdiction of the Commission located within Delaware County and  
situated within Honey Creek State Park.

1       B. The sale of real estate and personal property authorized  
2 pursuant to subsection A of this section shall be subject to all  
3 existing easements and reservations of record. The Commission or  
4 Department may transfer any interests held including, but not  
5 limited to, licenses, operating permits and leasehold interests to a  
6 subsequent purchaser.

7       C. The Commission and Department shall not be subject to the  
8 provisions of Section 129.4 of Title 74 of the Oklahoma Statutes for  
9 the sale. All monies received from the sale of the property, except  
10 those monies necessary to pay the expenses incurred pursuant to the  
11 sale, shall be deposited in the Oklahoma Tourism and Recreation  
12 Department Revolving Fund 215 ("215 Fund"). Revenue derived from  
13 the real estate and personal property sale deposited to the fund  
14 shall be utilized for the benefit of the state park system. The  
15 real estate and personal property sale shall not be subject to the  
16 provisions of Section 456.7 of Title 74 of the Oklahoma Statutes.

17       SECTION 2. 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.

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