

1 STATE OF OKLAHOMA

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

3 HOUSE BILL 2090

By: Terrill

6 AS INTRODUCE

7 An Act relating to career and technology education;  
8 amending Section 9B of Article X of the Oklahoma  
9 Constitution, as last amended by Section 1, Chapter  
10 123, O.S.L. 2007, which relates to tax levies for  
11 technology center school districts; providing for the  
12 application and division of the building fund levy in  
13 certain overlap areas; providing an effective date;  
14 and declaring an emergency.

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

14 SECTION 1. AMENDATORY Section 9B of Article X of the  
15 Oklahoma Constitution, as amended by Section 1, Chapter 123, O.S.L.  
16 2007, is amended to read as follows:

17 Section 9B. A. Technology center school districts for  
18 technology center schools may be established and a levy of not to  
19 exceed five (5) mills on the dollar valuation of the taxable  
20 property in any technology center school district so established may  
21 be made annually, for the district, when the levy is approved by a  
22 majority of the electors of the technology center school district,  
23 voting on the question at an election called for that purpose. The  
24 levy shall be in addition to all other levies authorized by this

1 Constitution, and when approved, shall be made each fiscal year  
2 thereafter until repealed by a majority of the electors of the  
3 technology center school district, voting on the question at an  
4 election called for that purpose.

5 B. Any technology center school district so established shall  
6 be considered as a school district for the purposes of Sections 10  
7 and 26 of this Article. The administrative control and direction of  
8 the technology center school district shall be vested in a school  
9 board which shall be constituted and empowered as provided for by  
10 law for school boards of independent school districts.

11 C. Provisions of other subsections of this section  
12 notwithstanding, in any case where a college technology center  
13 school district recognized pursuant to Section 4423 of Title 70 of  
14 the Oklahoma Statutes and established by vote of the people after  
15 December 31, 1968, overlaps and includes territory which is included  
16 within the district of a technology center school established as  
17 prescribed by the State Board of Career and Technology Education  
18 pursuant to Section 14-108 of Title 70 of the Oklahoma Statutes,  
19 except as otherwise provided ~~herein~~ in this section, only the levies  
20 made by the college technology center school district shall be  
21 applied to ~~said the~~ the overlap territory, ~~provided that incentive.~~  
22 Incentive levies and the building fund levy made pursuant to Section  
23 10 of this Article may be applied to the overlap area by either the  
24 college technology center school district or technology center

1 school district and revenues from the overlap area collected  
2 pursuant to any incentive levy or building fund levy so made shall  
3 be apportioned one-half to the college technology center school  
4 district making the levy and one-half to the overlapped technology  
5 center school district; provided, only one district shall make an  
6 incentive levy or building fund levy in ~~such~~ the overlap territory  
7 during any given time period. In any case where a college  
8 technology center school district recognized pursuant to Section  
9 4420 or 4420.1 of Title 70 of the Oklahoma Statutes overlaps and  
10 includes territory which is included within the district of a  
11 technology center school established as prescribed by the State  
12 Board of Career and Technology Education pursuant to Section 14-108  
13 of Title 70 of the Oklahoma Statutes, said overlap territory shall  
14 be subject to all levies of both kinds of districts that are  
15 approved by a majority of the electors.

16 ~~B-~~ D. In addition to any other levies authorized by this  
17 section, a technology center school district may make a local  
18 incentive levy for the benefit of the technology center school  
19 district in an amount not to exceed five (5) mills on the dollar  
20 valuation of the taxable property in the technology center school  
21 district when approved by a majority of those registered voters of  
22 the technology center school district voting on the question at an  
23 election called for that purpose. Except as otherwise provided,  
24 this levy, when approved, shall be made each fiscal year thereafter

1 until repealed by a majority of the electors of the technology  
2 center school district voting on the question at an election called  
3 for that purpose. A technology center school district which has  
4 previously failed to approve a local incentive levy at two  
5 consecutive elections held between January 1, 1994 and May 31, 1994  
6 may make a local incentive levy for the benefit of the technology  
7 center school district only if approved by a majority of the  
8 registered voters of the technology center school district voting on  
9 ~~said~~ the question at ~~such~~ an election for each fiscal year. If a  
10 majority of voters approve the local incentive levy for three (3)  
11 consecutive years, the levy approved on the third year shall be made  
12 each fiscal year thereafter until repealed by a majority of the  
13 electors of the technology center school district voting on the  
14 question at an election called for that purpose.

15 ~~C.~~ E. Upon the establishment of technology center school  
16 districts, ~~such~~ the districts are authorized to become indebted  
17 separate and apart from the indebtedness of any school district  
18 included in the technology center school district up to five percent  
19 (5%) of the net valuation of taxable property within the technology  
20 center school district for capital improvements, including  
21 purchasing sites and constructing, purchasing, improving, and  
22 equipping real property and buildings when the indebtedness is  
23 approved by a majority of the electors of the technology center  
24

1 school district voting on the question in an election called for  
2 that purpose.

3 ~~D.~~ F. Until otherwise provided for by law, technology center  
4 school districts and the government ~~thereof~~ of technology center  
5 school districts shall be established in accordance with criteria  
6 and procedures prescribed by the State Board of Career and  
7 Technology Education.

8 ~~E.~~ G. The Legislature may alter, amend, delete, or add to the  
9 provisions of this section by law.

10 SECTION 2. This act shall become effective July 1, 2011.

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  
16 53-1-6358 KB 01/12/11  
17  
18  
19  
20  
21  
22  
23  
24