

1 ENGROSSED SENATE
2 BILL NO. 1859

By: Brecheen of the Senate

3 and

4 Newell of the House
5

6 An Act relating to art in public places; amending 74
7 O.S. 2011, Section 9030.5, which relates to funding
8 the Oklahoma Art in Public Places Act; providing that
9 funding allocation be optional; modifying amount of
expenditure allocated for such funding; deleting
obsolete language; providing an effective date; and
declaring an emergency.

10
11
12 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

13 SECTION 1. AMENDATORY 74 O.S. 2011, Section 9030.5, is
14 amended to read as follows:

15 Section 9030.5. A. 1. ~~Except as otherwise provided by~~
16 ~~subsection C of this section, all~~ All state agencies, including
17 institutions within The Oklahoma State System of Higher Education,
18 all state departments, boards, councils, and commissions ~~shall~~ may
19 allocate, as a nondeductible item out of any expenditures for
20 capital projects including, but not limited to, bond issues for
21 state construction excluding costs for bond issuance and related
22 reserves, an amount ~~of~~ not to exceed one and one-half percent (1
23 1/2%) of the expenditure to the Oklahoma Historical Society for the
24

1 purpose of funding the Oklahoma Art in Public Places Act, except as
2 otherwise provided by subsection B of this section.

3 2. The maximum assessment for any project shall not exceed Five
4 Hundred Thousand Dollars (\$500,000.00). This assessment shall not
5 apply to any private donations for a capital project. This
6 allocation, if made, shall be applicable to all state agency capital
7 projects approved by the appointing authority after September 1,
8 2004. The works of art commissioned pursuant to the Oklahoma Art in
9 Public Places Act may be placed on public lands, integral to or
10 attached to a public building or structure, or detached within or
11 outside a public building or structure.

12 B. 1. Of the assessment provided for in subsection A of this
13 section, four-fifths (4/5) shall be placed in the Commissioning of
14 Art in Public Places Revolving Fund, created in Section 9030.6 of
15 this title, for the commission of any work of art for the Oklahoma
16 Art in Public Places Act. Institutions within The Oklahoma State
17 System of Higher Education shall remain in complete administrative
18 control of their four-fifths (4/5) assessment pursuant to this
19 subsection for the acquisition of art. The remaining one-fifth
20 (1/5) of the assessment shall be reserved for the Art in Public
21 Places Administrative and Maintenance Revolving Fund created by
22 Section 9030.7 of this title.

23 2. Monies deposited in the Art in Public Places Administrative
24 and Maintenance Revolving Fund ~~for the purpose of this moratorium,~~

1 shall be used for continued administration, educational costs, and
2 maintenance.

3 ~~C. The provisions of subsection A of this section shall not be~~
4 ~~applicable for the fiscal years ending:~~

5 ~~1. June 30, 2012;~~

6 ~~2. June 30, 2013; and~~

7 ~~3. June 30, 2014.~~

8 SECTION 2. This act shall become effective July 1, 2014.

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

13 Passed the Senate the 13th day of March, 2014.

14

15

Presiding Officer of the Senate

16

17 Passed the House of Representatives the ____ day of _____,
18 2014.

19

20

Presiding Officer of the House
of Representatives

21

22

23

24