

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 2nd Session of the 56th Legislature (2018)

4 ENGROSSED SENATE
5 BILL NO. 931

By: Simpson of the Senate

and

Hardin of the House

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9 An Act relating to soldiers and sailors; providing
10 authorization and procedure for the Oklahoma
11 Department of Veterans Affairs to accept certain
12 gifts; prohibiting preferential treatment under
13 certain circumstances; providing for codification;
14 and providing an effective date.

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

16 SECTION 1. NEW LAW A new section of law to be codified
17 in the Oklahoma Statutes as Section 440 of Title 72, unless there is
18 created a duplication in numbering, reads as follows:

19 A. The Oklahoma Department of Veterans Affairs may accept and
20 receive any and all gifts, donations, devices, bequests, grants or
21 contracts of any kind for money or property, either real or personal
22 including but not limited to military memorabilia, artifacts or
23 equipment, whether conditionally or unconditionally given.

24 B. The Department is directed, authorized and empowered to hold
 such funds or property outright or in trust, invest or sell the

1 property, and to use the principal or interest or proceeds of sale
2 for the benefit of current or future Veterans programs, facility
3 construction, repair or improvements or departmental operations.

4 C. The Department shall utilize its best efforts to comply with
5 the terms of any conditional gift, devise or bequest in fulfillment
6 of the donor's stipulations and provisions of applicable laws. Any
7 real or personal property donated with conditions which are at any
8 time determined infeasible to meet or continue may be returned to
9 the donor, or if the donor is no longer living, if a natural person,
10 or no longer a legally organized entity, for organizations, then the
11 property may be sold and the proceeds of the sale deposited in the
12 Department's general fund or the property may be further donated in
13 kind to a veterans' service organization.

14 D. No administrator shall provide any preferential
15 consideration to a potential resident of any Oklahoma state veterans
16 homes in the course of the application and admission process due to
17 any prior or pledged gift, devise or bequest of any money or
18 property given or donated by the potential veteran resident or
19 immediate family member of the potential veteran resident.

20 SECTION 2. This act shall become effective November 1, 2018.

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22 COMMITTEE REPORT BY: COMMITTEE ON VETERANS AND MILITARY AFFAIRS,
23 dated 04/10/2018 - DO PASS.
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