

1 STATE OF OKLAHOMA

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

3 SENATE BILL 1317

By: Dahm

6 AS INTRODUCED

7 An Act relating to state government; amending 74 O.S.
8 2011, Section 9030.5, as amended by Section 5,
9 Chapter 196, O.S.L. 2015 (74 O.S. Supp. 2017, Section
10 9030.5), which relates to the Oklahoma Art in Public
11 Places Act; providing certain moratorium; and
12 declaring an emergency.

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

13 SECTION 1. AMENDATORY 74 O.S. 2011, Section 9030.5, as
14 amended by Section 5, Chapter 196, O.S.L. 2015 (74 O.S. Supp. 2017,
15 Section 9030.5), is amended to read as follows:

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

1 the Oklahoma Art in Public Places Act, except as otherwise provided
2 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 shall be applicable to all state agency capital projects
7 approved by the appointing authority after September 1, 2004. The
8 works of art commissioned pursuant to the Oklahoma Art in Public
9 Places Act may be placed on public lands, integral to or attached to
10 a public building or structure, or detached within or outside a
11 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÷ June 30, 2018, and June 30,
5 2019.

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

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

8 ~~3. June 30, 2014.~~

9 SECTION 2. It being immediately necessary for the preservation
10 of the public peace, health or 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.

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