

# An Act

(2ND EXTRAORDINARY SESSION)

ENROLLED HOUSE

BILL NO. 1016

By: Wallace, Hilbert, Dollens,  
and Rosecrants of the House

and

Thompson and Hall of the  
Senate

An Act relating to the Oklahoma Aeronautics Commission; creating the Aerospace Expansion and Readiness in Oklahoma Act of 2022 (AERO-22 Act); making appropriations; identifying sources; establishing amounts; providing purposes; requiring and limiting the utilization of funds; authorizing certain memorandums of understanding; limiting scope; prohibiting certain memoranda terms; authorizing and limiting the promulgation of rules and utilization of procedures; authorizing and limiting the retention of monies for administration costs; and providing for noncodification.

SUBJECT: Oklahoma Aeronautics Commission

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

SECTION 1. NEW LAW A new section of law not to be codified in the Oklahoma Statutes reads as follows:

This act shall be known and may be cited as the "Aerospace Expansion and Readiness in Oklahoma Act of 2022" or "AERO-22 Act".

SECTION 2. NEW LAW A new section of law not to be codified in the Oklahoma Statutes reads as follows:

There is hereby appropriated to the Oklahoma Aeronautics Commission from any monies not otherwise appropriated from the Progressing Rural Economic Prosperity Fund of the State Treasury created in Enrolled House Bill No. 4456 of the 2nd Session of the 58th Oklahoma Legislature, the sum of Twenty Million Dollars (\$20,000,000.00) or so much thereof as may be necessary to fund the construction of an air traffic control tower located at an international airport in the northeast region of the state to maintain and enhance air traffic safety in the state.

SECTION 3. NEW LAW A new section of law not to be codified in the Oklahoma Statutes reads as follows:

There is hereby appropriated to the Oklahoma Aeronautics Commission from any monies not otherwise appropriated from the Progressing Rural Economic Prosperity Fund of the State Treasury created in Enrolled House Bill No. 4456 of the 2nd Session of the 58th Oklahoma Legislature, the sum of Twenty Million Dollars (\$20,000,000.00) or so much thereof as may be necessary to construct an airplane hangar on or near the grounds of a primary commercial airport, categorized as a small-hub or larger, centrally located in the state, to enhance opportunities to attract aircraft maintenance facilities to the state.

SECTION 4. NEW LAW A new section of law not to be codified in the Oklahoma Statutes reads as follows:

There is hereby appropriated to the Oklahoma Aeronautics Commission from any monies not otherwise appropriated from the Progressing Rural Economic Prosperity Fund of the State Treasury created in Enrolled House Bill No. 4456 of the 2nd Session of the 58th Oklahoma Legislature, the sum of Twenty Million Dollars (\$20,000,000.00) or so much thereof as may be necessary to make improvements to an airport in the northwest region of the state with two paved runways, at least one of which is five thousand five hundred (5,500) feet or longer but lacks an air traffic control tower, in an effort to increase future economic development in the region.

SECTION 5. NEW LAW A new section of law not to be codified in the Oklahoma Statutes reads as follows:

There is hereby appropriated to the Oklahoma Aeronautics Commission from any monies not otherwise appropriated from the Progressing Rural Economic Prosperity Fund of the State Treasury

created in Enrolled House Bill No. 4456 of the 2nd Session of the 58th Oklahoma Legislature, the sum of Twenty-two Million Three Hundred Fifty Thousand Dollars (\$22,350,000.00) or so much thereof as may be necessary to make needed upgrades to runways, taxiways, and aprons at an industrial airpark with a runway of nine thousand (9,000) feet or longer located in the southern region of the state, in an effort to increase future economic development in the region.

SECTION 6. NEW LAW A new section of law not to be codified in the Oklahoma Statutes reads as follows:

There is hereby appropriated to the Oklahoma Aeronautics Commission from any monies not otherwise appropriated from the Progressing Rural Economic Prosperity Fund of the State Treasury created in Enrolled House Bill No. 4456 of the 2nd Session of the 58th Oklahoma Legislature, the sum of Fourteen Million Dollars (\$14,000,000.00) or so much thereof as may be necessary to enhance the construction of hangars at airparks, airports, and related locations, to increase future economic development in the state.

SECTION 7. NEW LAW A new section of law not to be codified in the Oklahoma Statutes reads as follows:

There is hereby appropriated to the Oklahoma Air Service Development Grant Program Revolving Fund created pursuant to Enrolled Senate Bill No. 1461 of the 2nd Session of the 58th Oklahoma Legislature from any monies not otherwise appropriated from the Progressing Rural Economic Prosperity Fund of the State Treasury created in Enrolled House Bill No. 4456 of the 2nd Session of the 58th Oklahoma Legislature, the sum of Four Million Dollars (\$4,000,000.00) to be administered by the Oklahoma Aeronautics Commission pursuant to the provisions of the Oklahoma Air Service Development Grant Program.

SECTION 8. NEW LAW A new section of law not to be codified in the Oklahoma Statutes reads as follows:

The Oklahoma Aeronautics Commission may enter into memorandums of understanding with other agencies of the State of Oklahoma for the auditing, documentation, evaluation, implementation, oversight, reporting, and management of funds and associated efforts related to the appropriations made in this act; provided, that no such memorandum of understanding shall require or include, as an option or condition, the direct or practical transfer or relinquishment of control by the agency appropriated such funds to budget, expend,

allocate, and request the distribution of the funds appropriated by this act.

SECTION 9. NEW LAW A new section of law not to be codified in the Oklahoma Statutes reads as follows:

The Oklahoma Aeronautics Commission may promulgate rules, utilize existing rules, establish procedures, and utilize existing procedures to implement the provisions of this act; provided, such rules and procedures do not conflict with or impede the provisions of this act.

SECTION 10. NEW LAW A new section of law not to be codified in the Oklahoma Statutes reads as follows:

The Oklahoma Aeronautics Commission shall retain no more than two percent (2%) of the funds appropriated by this act to reimburse:

1. Costs incurred by the Oklahoma Aeronautics Commission; or
2. Costs incurred on the agency's behalf,

associated with the administration of the appropriated funds and programming required by the Oklahoma Aeronautics Commission under the provisions of this act; provided, that no funds shall be retained that would be disallowable under the provisions of the American Rescue Plan Act of 2021.

Passed the House of Representatives the 29th day of September, 2022.

\_\_\_\_\_  
Presiding Officer of the House  
of Representatives

Passed the Senate the 29th day of September, 2022.

\_\_\_\_\_  
Presiding Officer of the Senate

OFFICE OF THE GOVERNOR

Received by the Office of the Governor this \_\_\_\_\_

day of \_\_\_\_\_, 20\_\_\_\_\_, at \_\_\_\_\_ o'clock \_\_\_\_\_ M.

By: \_\_\_\_\_

Approved by the Governor of the State of Oklahoma this \_\_\_\_\_

day of \_\_\_\_\_, 20\_\_\_\_\_, at \_\_\_\_\_ o'clock \_\_\_\_\_ M.

\_\_\_\_\_  
Governor of the State of Oklahoma

OFFICE OF THE SECRETARY OF STATE

Received by the Office of the Secretary of State this \_\_\_\_\_

day of \_\_\_\_\_, 20\_\_\_\_\_, at \_\_\_\_\_ o'clock \_\_\_\_\_ M.

By: \_\_\_\_\_