

# SENATE CHAMBER

STATE OF OKLAHOMA

DISPOSITION

☒ FLOOR AMENDMENT

No. 3

☐ COMMITTEE AMENDMENT

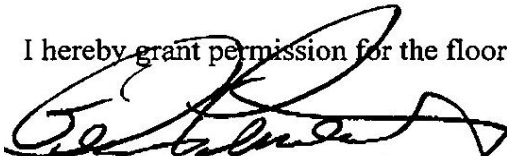
(Date)

I move to amend House Bill No. 2376 by the attached floor substitute for the title, enacting clause and entire body of the measure.


Submitted by:

  
Senator Hall

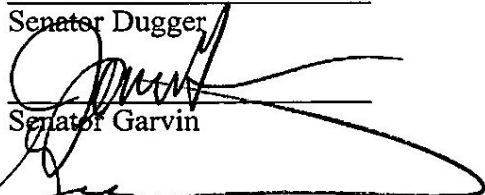
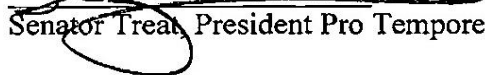
I hereby grant permission for the floor substitute to be adopted.

  
Senator Pemberton, Chair (required)

  
Senator Hamilton

\_\_\_\_\_  
Senator Jett  
  
Senator Coleman

\_\_\_\_\_  
Senator Matthews  
  
Senator Prieto


\_\_\_\_\_  
Senator Dugger  
  
Senator Garvin  
  
Senator Treat, President Pro Tempore

\_\_\_\_\_  
Senator Woods  
  
\_\_\_\_\_  
Senator Young

\_\_\_\_\_  
Senator McCortney, Majority Floor Leader

Note: Retirement and Insurance committee majority requires six (6) members' signatures.

I hereby grant permission for the floor substitute to be adopted.

  
Senator Thompson (Roger)  
Appropriations Committee Chair

Hall-MSBB-FA-HB2376  
3/27/2024 3:01 PM

(Floor Amendments Only)

Date and Time Filed: 4-17-24 11:22 am JP

☐ Untimely

☐ Amendment Cycle Extended

☐ Secondary Amendment

STATE OF OKLAHOMA

2nd Session of the 59th Legislature (2024)

FLOOR SUBSTITUTE  
FOR ENGROSSED

HOUSE BILL NO. 2376

By: Kannady of the House

and

Hall of the Senate

FLOOR SUBSTITUTE

[ state government - Long-Range Capital Planning  
Commission - exemptions - statutory language -  
effective date -

emergency ]

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

SECTION 1. AMENDATORY 74 O.S. 2021, Section 61.8, is  
amended to read as follows:

Section 61.8. A. The Long-Range Capital Planning Commission  
shall work to decrease the amount of property owned by Oklahoma  
state government, return state-owned property to private sector  
ownership, better maintain and utilize the state's needed capital  
assets and, whenever possible, eliminate the practice of state  
agencies leasing real property not owned by the state.

B. Each year, the Director of the Office of Management and  
Enterprise Services, at the direction of the Long-Range Capital

1 Planning Commission, shall take action to approve the privatization  
2 of state-owned real property as identified pursuant to the Oklahoma  
3 State Government Asset Reduction and Cost Savings Program. Proceeds  
4 from the liquidation of real properties shall be deposited into the  
5 Maintenance of State Buildings Revolving Fund.

6 C. Prior to entering into or renewing a lease for real  
7 property, each state agency, board, commission, and public trust  
8 having ~~the State of Oklahoma~~ this state as a beneficiary shall  
9 receive approval for entering into the lease from the Office of  
10 Management and Enterprise Services.

11 D. Prior to making a purchase of real property or constructing  
12 a building, each state agency, board, commission, and public trust  
13 having ~~the State of Oklahoma~~ this state as a beneficiary shall  
14 receive approval for the purchase or construction from the Director  
15 of the Office of Management and Enterprise Services; provided, if  
16 such purchase or construction is deemed by the Director of the  
17 Office of Management and Enterprise Services to be within the  
18 authority of the Long-Range Capital Planning Commission, the  
19 Director shall not approve the purchase or construction and shall  
20 refer the request to the Commission for action.

21 E. Prior to approval or referral pursuant to subsection C or D  
22 of this section, the Office of Management and Enterprise Services  
23 shall determine if the applicant entity can utilize already existing  
24 state-owned real property as an alternative to leasing non-state-

1 owned real property or purchasing or constructing new real property.  
2 If such existing state-owned real property is owned by the Oklahoma  
3 Historical Society, is listed on the National Register of Historic  
4 Places or with the National Trust for Historic Preservation, or is  
5 potentially of historical significance, the Office of Management and  
6 Enterprise Services shall notify the Oklahoma Historical Society and  
7 obtain its approval prior to approving an application for its reuse.

8 F. No state agency, board, commission or public trust having  
9 the state as its beneficiary shall transfer any real property owned  
10 by the agency, board, commission or trust to any other state agency,  
11 board, commission, state beneficiary trust or any public or private  
12 entity unless the transfer is first approved by the Long-Range  
13 Capital Planning Commission. Any transfer made without the prior  
14 approval of the Long-Range Capital Planning Commission as required  
15 by this subsection may be reversed by the Long-Range Capital  
16 Planning Commission and if a transfer is reversed, the agency,  
17 board, commission, state beneficiary trust or other state government  
18 entity to which the real property has been impermissibly transferred  
19 shall take such actions to convey the subject property to the entity  
20 from which the asset was acquired not later than thirty (30) days  
21 from the date an order for such transfer is entered by the Long-  
22 Range Capital Planning Commission. The Commission shall not approve  
23 any transfer unless proceeds from the sale shall be deposited within  
24

1 the Maintenance of State Buildings Revolving Fund as established by  
2 Section 908 of Title 62 of the Oklahoma Statutes.

3 G. By February 1 of each year, the Office of Management and  
4 Enterprise Services shall publish a report for the preceding  
5 calendar year listing the parcels of previously state-owned property  
6 sold, detailing the reduction in the amount of space leased by the  
7 state, describing the source of funds and expenditures from the  
8 Maintenance of State Buildings Revolving Fund and showing the manner  
9 in which deferred maintenance needs are being met. The report shall  
10 electronically be provided to the Governor, Speaker of the House of  
11 Representatives, President Pro Tempore of the Senate and placed on  
12 the documents.ok.gov web portal.

13 H. This section shall not be applicable to the following or  
14 their lands, properties, buildings, funds or revenue:

- 15 1. The Oklahoma Ordnance Works Authority;
- 16 2. The Commissioners of the Land Office;
- 17 3. The ~~Oklahoma~~ Department of Transportation; ~~and~~
- 18 4. The Oklahoma Turnpike Authority; and
- 19 5. The Grand River Dam Authority.

20 I. The Director of the Office of Management and Enterprise  
21 Services may make recommendations to the Long-Range Capital Planning  
22 Commission for liquidation of underutilized properties that have  
23 environmental issues, create a liability for the state, or create  
24 expenses that make the continued ownership of the underutilized

1 property undesirable and the property has been offered through two  
2 public auctions or sealed bids and no viable bids were received. If  
3 the Long-Range Capital Planning Commission approves the liquidation  
4 of the property, the Office of Management and Enterprise Services  
5 may accept a bid of less than ninety percent (90%) of the appraised  
6 value in accordance with Section 327 of Title 61 of the Oklahoma  
7 Statutes.

8 SECTION 2. This act shall become effective July 1, 2024.

9 SECTION 3. 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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14 59-2-3678 MSBB 4/17/2024 11:59:32 AM  
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