

SENATE CHAMBER

STATE OF OKLAHOMA

DISPOSITION

☒ FLOOR AMENDMENT

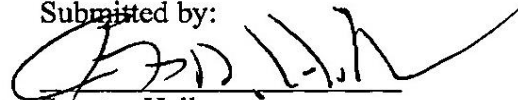
No. 3

☐ COMMITTEE AMENDMENT

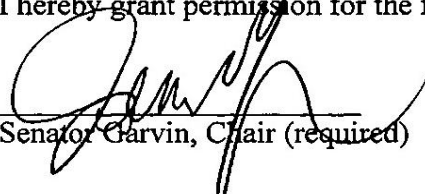
(Date)

I move to amend House Bill No. 2861, by the attached floor substitute (Request #3773) for the title, enacting clause and entire body of the measure.

Submitted by:


Senator Hall

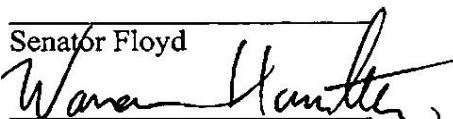
I hereby grant permission for the floor substitute to be adopted.


Senator Garvin, Chair (required)

Senator Stewart

Senator Alvord

Senator Bergstrom

Senator Floyd

Senator Hamilton

Senator Treat, President Pro Tempore


Senator Murdock


Senator Rogers


Senator Seifried

Senator Weaver

Senator Young

Senator McCortney, Majority Floor Leader

Note: General Government committee majority requires six (6) members' signatures.

Hall-QD-FS-HB2861
4/23/2024 3:11 PM

(Floor Amendments Only)

Date and Time Filed: 4-23-24 4:46pm go

☐ Untimely

☐ Amendment Cycle Extended

☐ Secondary Amendment

STATE OF OKLAHOMA

2nd Session of the 59th Legislature (2024)

FLOOR SUBSTITUTE
FOR ENGROSSED

HOUSE BILL NO. 2861

By: Wallace of the House

and

Hall of the Senate

FLOOR SUBSTITUTE

An Act relating to the Oklahoma Housing Authorities Act; amending 63 O.S. 2021, Section 1054, which relates to definitions; updating statutory references; modifying definition; providing criteria; and declaring an emergency.

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

SECTION 1. AMENDATORY 63 O.S. 2021, Section 1054, is amended to read as follows:

Section 1054. The following terms, wherever used or referred to in ~~this act~~ the Oklahoma Housing Authorities Act, shall have the following respective meanings, unless a different meaning clearly appears from the context:

~~(a)~~ 1. "Authority" means any public body corporate and politic created by ~~this act.~~ the Oklahoma Housing Authorities Act;

~~(b)~~ 2. "City" means any incorporated city or town in the state.;

1 3. "County" means any county in the state~~;~~;

2 ~~(e)~~ 4. "Governing body" means, in the case of a city, the
3 council or other governing body of the city in which is vested
4 legislative authority customarily imposed on the city council, and,
5 in the case of a county, the board of county commissioners~~;~~;

6 ~~(d)~~ 5. "Mayor" means the mayor of the city or the officer
7 thereof charged with the duties customarily imposed on the mayor or
8 executive head of a city~~;~~;

9 ~~(e)~~ 6. "Clerk" means the city clerk or the county clerk, as the
10 case may be~~;~~;

11 ~~(f)~~ 7. "Area of operation" means:

12 ~~(1)~~ a. in the case of an authority of a city, the city and
13 the area within one (1) mile of the territorial
14 boundaries thereof, except that the area of operation
15 of an authority of any city shall not include any area
16 which lies within the territorial boundaries of some
17 other city~~;~~;

18 ~~(2)~~ b. in the case of an authority of a county, all of the
19 county for which it is created~~;~~; Provided, that a
20 county authority shall not undertake any project
21 within the boundaries of any city unless a resolution
22 shall have been adopted by the governing body of the
23 city and by any authority which shall have been
24 ~~theretofore~~ established and authorized to exercise its

1 powers in the city declaring that there is need for
2 the county authority to exercise its powers within
3 that city. No authority shall operate in any area in
4 which an authority already established is operating
5 without the consent by resolution of the authority
6 already operating therein, and

7 c. in the case of an authority of a city or of a county
8 and only for the purpose of constructing or
9 rehabilitating projects, beginning on the effective
10 date of this act, anywhere within this state; provided
11 such city or county housing authority has consulted
12 with the city, county or counties, and all other
13 active and duly certified city and county housing
14 authorities, if any, where the project or projects are
15 located;

16 ~~(g)~~ 8. "Federal government" includes means the United States of
17 America, the ~~Public Housing Administration~~ United States Department
18 of Housing and Urban Development, or any other agency or
19 instrumentality, corporate or otherwise, of the United States of
20 America;

21 ~~(h)~~ 9. "Slum" means any area where dwellings predominate which
22 by reason of dilapidation, overcrowding, faulty arrangement or
23 design, lack of ventilation, light, or sanitary facilities, or any
24

1 combination of these factors, are detrimental to safety, health, and
2 morals;

3 ~~(i)~~ 10. "Housing project" or "project" means any work or
4 undertaking on contiguous or noncontiguous sites:

5 ~~(1)~~ a. to demolish, clear, or remove buildings from any
6 slum area;

7 ~~(2)~~ b. to provide or assist in providing (by any suitable
8 method, including but not limited to: rental; sale of
9 individual units in single or multifamily structures
10 under a conventional, condominium, or cooperative
11 sales contract; lease-purchase agreement; loans; or
12 subsidizing of rentals or charges for housing projects
13 located within the territorial boundaries of the
14 authority of a city or county but excluding the
15 expanded area of operation as defined in subparagraph
16 c of paragraph 7 of this section) decent, safe, and
17 sanitary urban or rural dwellings, apartments, or
18 other living accommodations for persons of low
19 income; or

20 ~~(3)~~ c. to accomplish a combination of ~~the foregoing~~
21 subparagraphs a and b of this paragraph. Such work or
22 undertaking may include buildings, land, equipment,
23 facilities, and other real or personal property for
24 necessary, convenient, or desirable appurtenances;

1 streets, sewers, water service, utilities, parks, site
2 preparation, and landscaping; and facilities for
3 administrative, community, health, recreational,
4 welfare, or other purposes. The term "~~housing~~
5 ~~project~~" housing project or "~~project~~" project also may
6 be applied to the planning of the buildings and
7 improvements, the acquisition of property or any
8 interest therein, the demolition of existing
9 structures, the construction, reconstruction,
10 rehabilitation, alteration or repair of the
11 improvements and all other work in connection
12 therewith; and the term shall include all other real
13 and personal property and all tangible or intangible
14 assets held or used in connection with the housing
15 project~~;~~;

16 ~~(j)~~ 11. "Persons of low income" ~~shall mean~~ means persons or
17 families who lack the amount of income which is necessary (as
18 determined by the authority undertaking the housing project) to
19 enable them, without financial assistance, to live in decent, safe,
20 and sanitary dwellings, without overcrowding~~;~~ however, the local
21 housing authority shall not exceed the guidelines in establishing
22 incomes set forth by the United States Department of Housing and
23 Urban Development~~;~~;

1 ~~(k)~~ 12. "Bonds" means any bonds, notes, interim certificates,
2 debentures, or other obligations issued by an authority pursuant to
3 ~~this act.~~ the Oklahoma Housing Authorities Act;

4 ~~(l)~~ 13. "Real property" ~~includes~~ means all lands, including
5 improvements and fixtures thereon, and property of any nature
6 appurtenant thereto, or used in connection therewith, and every
7 estate, interest, and right, legal or equitable, therein including
8 terms for years;i

9 ~~(m)~~ 14. "Obligee of an authority" or "obligee" ~~includes~~ means
10 any bondholder, agent or trustee for any bondholder, or lessor
11 demising to the authority property used in connection with a
12 project, or any assignee or assignees of such lessor's interest or
13 any part thereof, and the federal government when it is a party to
14 any contract with the authority;i

15 ~~(n)~~ 15. "Persons engaged in national defense activities" means
16 persons in the Armed Forces of the United States~~+~~, employees of the
17 Department of Defense~~+~~, and workers engaged or to be engaged in
18 activities connected with national defense. The term also includes
19 the families of the persons, employees, and workers who reside with
20 them;i

21 ~~(o)~~ 16. "Major disaster" means any flood, drought, fire,
22 hurricane, tornado, earthquake, storm, or other catastrophe which,
23 in the determination of the governing body, is of sufficient
24 severity and magnitude to warrant the use of available resources of

1 the federal, state, and local governments to alleviate the damage,
2 hardship, or suffering caused thereby-; and

3 ~~(p)~~ 17. "State public body" means any city, county, municipal
4 corporation, commission, district, authority, agency, subdivision,
5 or public body of the state.

6 SECTION 2. It being immediately necessary for the preservation
7 of the public peace, health or safety, an emergency is hereby
8 declared to exist, by reason whereof this act shall take effect and
9 be in full force from and after its passage and approval.

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11 59-2-3773 QD 4/23/2024 5:51:47 PM

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