

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 2nd Session of the 59th Legislature (2024)

4 COMMITTEE SUBSTITUTE
5 FOR
6 HOUSE BILL NO. 4074

By: Wallace of the House

and

7 **Hall** of the Senate

8
9 COMMITTEE SUBSTITUTE

10 An Act relating to the Oklahoma Capitol Improvement
11 Authority; amending 73 O.S. 2021, Section 161, as
12 amended by Section 3, Chapter 1, 1st Extraordinary
13 Session, O.S.L. 2023 (73 O.S. Supp. 2023, Section
14 161), which relates to the powers of the Authority;
15 expanding authority related to property acquisition
16 and improvements; authorizing property transactions
17 on the behalf of other state agencies; requiring
18 memoranda of understanding; and declaring an
19 emergency.

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

21 SECTION 1. AMENDATORY 73 O.S. 2021, Section 161, as
22 amended by Section 3, Chapter 1, 1st Extraordinary Session, O.S.L.
23 2023 (73 O.S. Supp. 2023, Section 161), is amended to read as
24 follows:

25 Section 161. In addition to all other powers expressly
26 conferred, the Authority is hereby authorized and empowered:

1 1. To adopt bylaws for the regulation of its affairs and the
2 conduct of its business;

3 2. To adopt an official seal and alter the same at pleasure;

4 3. To fix and revise from time to time rent for the use of any
5 Authority building; provided, that the rents when so fixed, plus
6 revenues derived from other sources, shall produce sufficient
7 revenue:

8 a. to pay the annual cost of the operation, maintenance,
9 and repair of such building,

10 b. to pay as and when due the principal and interest on
11 the bonds issued to pay for such building, and

12 c. to accumulate and maintain reserves for such purposes;

13 4. To acquire, hold, improve, and dispose of real and personal
14 property in the exercise of its powers and the performance of its
15 duties under this act, and on behalf of other agencies of the state
16 as provided for in memoranda of understanding entered into between
17 the Authority and such agency or agencies of the state;

18 5. To acquire by purchase or otherwise, on such terms and
19 conditions and in such manner as it may deem proper, or by the
20 exercise of the power of condemnation in the manner hereinafter
21 provided, such public or private property and interests therein as
22 it may deem necessary for carrying out the provisions of this act.
23 The exercise of the power of condemnation shall be in accordance
24 with and subject to the provisions of any and all existing laws and

1 statutes applicable to the exercise of the power of condemnation of
2 property for public use. In any condemnation proceedings the court
3 having jurisdiction of the suit, action or proceeding may make such
4 orders as may be just to the Authority and to the owners of the
5 property to be condemned and may require an undertaking or other
6 security to secure such owners against any loss or damage by reason
7 of the failure of the Authority to accept and pay for the property,
8 but neither such undertaking or security nor any act or obligation
9 of the Authority shall impose any liability upon the state or the
10 Authority except such as may be paid from the funds provided under
11 the provisions of the act;

12 6. To make and enter into all contracts and agreements
13 necessary or incidental to the performance of its duties and the
14 execution of its powers under this act, and particularly to make and
15 enter into contracts and agreements with the departments and
16 agencies of the State of Oklahoma and/or federal government relating
17 to the rent, amortization of cost, and use of the building by such
18 departments and agencies, or relating to the construction,
19 improvement, repair, and maintenance of the highway infrastructure
20 in this state;

21 7. To employ employees and agents as may be necessary in its
22 judgment, including, but not limited to, legal counsel and such
23 other professionals as may be needed for the issuance and
24 administration of bonds issued under the provisions of this title

1 and to fix their compensation; provided, that all such expenses
2 shall be payable solely from the proceeds of bonds issued under this
3 act or from revenues derived from the building;

4 8. To receive and accept from any federal agency grants or
5 payments for or in aid of the construction of any project, and to
6 receive and accept aid or contributions from any source of either
7 money, property, labor, or other things of value to be held, used,
8 and applied only for the purposes for which such grants and
9 contributions may be made;

10 9. To do any and all things necessary to comply with rules,
11 regulations, or requirements of any state or federal agency
12 administering any law enacted by the Congress of the United States
13 to aid or encourage the construction or use of such building;

14 10. To do all things necessary or convenient to carry out the
15 powers expressly granted in this act; and

16 11. To administer the Legacy Capital Financing Act.

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

21
22 COMMITTEE REPORT BY: COMMITTEE ON APPROPRIATIONS AND BUDGET, dated
23 02/26/2024 - DO PASS, As Amended and Coauthored.
24