

1 **SENATE FLOOR VERSION**

2 April 1, 2024

3 ENGROSSED HOUSE
4 BILL NO. 4074

By: Wallace of the House

and

Hall of the Senate

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

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

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

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

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

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

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

5 a. to pay the annual cost of the operation, maintenance,
6 and repair of such building,

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

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

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

15 5. To acquire by purchase or otherwise, on such terms and
16 conditions and in such manner as it may deem proper, or by the
17 exercise of the power of condemnation in the manner hereinafter
18 provided, such public or private property and interests therein as
19 it may deem necessary for carrying out the provisions of this act.
20 The exercise of the power of condemnation shall be in accordance
21 with and subject to the provisions of any and all existing laws and
22 statutes applicable to the exercise of the power of condemnation of
23 property for public use. In any condemnation proceedings the court
24 having jurisdiction of the suit, action or proceeding may make such

1 orders as may be just to the Authority and to the owners of the
2 property to be condemned and may require an undertaking or other
3 security to secure such owners against any loss or damage by reason
4 of the failure of the Authority to accept and pay for the property,
5 but neither such undertaking or security nor any act or obligation
6 of the Authority shall impose any liability upon the state or the
7 Authority except such as may be paid from the funds provided under
8 the provisions of the act;

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

18 7. To employ employees and agents as may be necessary in its
19 judgment, including, but not limited to, legal counsel and such
20 other professionals as may be needed for the issuance and
21 administration of bonds issued under the provisions of this title
22 and to fix their compensation; provided, that all such expenses
23 shall be payable solely from the proceeds of bonds issued under this
24 act or from revenues derived from the building;

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

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

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

13 11. To administer the Legacy Capital Financing Act.

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

18 COMMITTEE REPORT BY: COMMITTEE ON FINANCE
19 April 1, 2024 - DO PASS
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