

STATE OF OKLAHOMA

2nd Session of the 58th Legislature (2022)

SENATE BILL 1663

By: Kirt

AS INTRODUCED

An Act relating to state government; amending 47 O.S. 2021, Section 1104.18, which relates to the Oklahoma Friends of the Capitol License Plate Revolving Fund; updating statutory language; amending 73 O.S. 2021, Section 15.4, which relates to Capitol buildings; modifying duties of non-profit corporation; amending 73 O.S. 2021, Section 83.1, which relates to the Capitol grounds and buildings; modifying membership of the Capitol-Medical Center Improvement and Zoning Commission; amending 73 O.S. 2021, Section 176, which relates to the permanent legislative liaison committee; modifying statutory reference; amending 73 O.S. 2021, Section 345, which relates to the State Capitol Repair Expenditure Oversight Committee; terminating certain committee; deleting certain responsibility for reporting and implementing certain plans; removing requirement for certain joint approval; deleting certain construction; amending 74 O.S. 2021, Section 4101, which relates to definitions; modifying and defining terms; amending 74 O.S. 2021, Section 4102, which relates to responsibilities of certain commission; extending sunset termination date; amending 74 O.S. 2021, Section 4103, which relates to certain membership; modifying membership; establishing meeting requirements; amending 74 O.S. 2021, Section 4104, which relates to powers and responsibilities of the commission; modifying certain powers and responsibilities; transferring certain oversight responsibilities; establishing the State Capitol Preservation Office; providing powers and duties of the Executive Director and of the Office; creating certain revolving fund; amending 74 O.S. 2021, Section 4108, which relates to application of act; expanding applicability of certain law; directing the

1 Oklahoma Arts Council to be responsible for certain  
2 art; authorizing certain events; amending 74 O.S.  
3 2021, Section 4109, which relates to exemptions from  
4 the Public Competitive Bidding Act of 1974; adding  
5 certain project exemptions; granting certain  
6 authority; repealing 74 O.S. 2021, Sections 4106 and  
7 4107, which relate to cooperation between commission  
8 and branches of state government and compliance with  
9 certain administrative requirements; making language  
10 gender neutral; providing for codification; and  
11 declaring an emergency.

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

SECTION 1. AMENDATORY 47 O.S. 2021, Section 1104.18, is amended to read as follows:

Section 1104.18. A. Twenty Dollars (\$20.00) of the fee authorized by Section 1135.5 of this title for the Oklahoma State Capitol Restoration License Plate shall be deposited in the Oklahoma Friends of the Capitol License Plate Revolving Fund created in subsection B of this section.

B. There is hereby created in the State Treasury a revolving fund for the Office of Management and Enterprise Services to be designated the "Oklahoma Friends of the Capitol License Plate Revolving Fund". The fund shall be a continuing fund, not subject to fiscal year limitations, and shall consist of all monies received by the Office of Management and Enterprise Services pursuant to the provisions of subsection A of this section. All monies accruing to the credit of the fund are hereby appropriated and shall be budgeted

1 and expended by the Office of Management and Enterprise Services for  
2 restoration and modification of the Oklahoma State Capitol. Before  
3 the Office makes any expenditure from the fund, the expenditure  
4 shall be approved by the State Capitol Preservation Commission  
5 created pursuant to Section 4102 of Title 74 of the Oklahoma  
6 Statutes. Expenditures from the fund shall be made upon warrants  
7 issued by the State Treasurer against claims filed as prescribed by  
8 law with the Director of the Office of Management and Enterprise  
9 Services for approval and payment.

10 SECTION 2. AMENDATORY 73 O.S. 2021, Section 15.4, is  
11 amended to read as follows:

12 Section 15.4. A. There is hereby authorized the creation of a  
13 not-for-profit corporation to be known as "Friends of the Capitol"  
14 to raise funds and to assist in the preservation and enhancement of  
15 the Oklahoma Capitol and surrounding areas as defined in Section ~~4~~  
16 ~~of this title~~ 6 of this act.

17 B. The board of directors of the corporation authorized in  
18 subsection A of this section shall choose its own chairperson.

19 C. After proper incorporation, the not-for-profit corporation  
20 is authorized and directed to apply for tax-exempt status under  
21 Section 501(c)(3) of the Internal Revenue Code (26 U.S.C., Section  
22 501(c)(3)).

23 D. In addition to funds received from the general public or  
24 other public and private sources, the not-for-profit corporation may  
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1 receive funds from state agencies at such times and in such amounts  
2 as may be appropriated by the Legislature for the Oklahoma Capitol  
3 or made available to the corporation from state agencies from their  
4 sources of revenue.

5 E. Costs to underwrite activities related to the preservation  
6 and enhancement of the Oklahoma Capitol may be borne from revenues  
7 of the not-for-profit corporation.

8 F. Upon the incorporation, the not-for-profit corporation shall  
9 be authorized to hire staff and name advisory groups or steering  
10 committees as necessary to assist in the preservation and  
11 enhancement of the Oklahoma Capitol.

12 G. The corporation shall coordinate preservation ~~and,~~  
13 restoration, enhancement, maintenance and modification projects in  
14 conjunction with and the ~~consent~~ approval of the State Capitol  
15 Preservation Commission and the Office of Management and Enterprise  
16 Services.

17 SECTION 3. AMENDATORY 73 O.S. 2021, Section 83.1, is  
18 amended to read as follows:

19 Section 83.1. A. There is hereby re-created to continue until  
20 July 1, ~~2022~~ 2026, in accordance with the Oklahoma Sunset Law, a  
21 Capitol-Medical Center Improvement and Zoning Commission to exercise  
22 the functions and perform the duties hereinafter prescribed.

23 B. The Commission shall be composed of eleven (11) members as  
24 follows:

1           1. The Director of the Office of Management and Enterprise  
2 Services or his or her designee, who shall be ex officio chair of  
3 the Capitol-Medical Center Improvement and Zoning Commission;

4           2. The Director of the Transportation Commission or his or her  
5 designee;

6           3. The President of the University of Oklahoma or his or her  
7 designee;

8           4. Two members appointed by the President Pro Tempore of the  
9 Senate;

10          5. Two members appointed by the Speaker of the House of  
11 Representatives;

12          6. The Chair of the Planning Commission of Oklahoma City or his  
13 or her designee;

14          7. ~~The Chair of the Long-Range Capital Planning Commission~~  
15 legislative liaison or his or her designee; and

16          8. Two members of the Commission appointed by the Governor,  
17 with the advice and consent of the ~~State~~ Senate, for four-year  
18 staggered terms with one term expiring on January 31 of each even-  
19 numbered year.

20          C. ~~One of the two members shall be appointed upon the~~  
21 ~~recommendation of the Citizens' Advisory Committee.~~ The Commission  
22 is authorized to appoint and hire a Director, who shall serve as the  
23 chief administrative officer of the Commission, and other necessary  
24 personnel.

1 The Attorney General of ~~the State of Oklahoma~~ this state shall  
2 be the legal advisor to the Commission in the same capacity as he or  
3 she is to other boards and commissions.

4 D. ~~At least one of the members~~ One member appointed by the  
5 President Pro Tempore of the Senate and one member appointed by the  
6 Speaker of the House of Representatives shall be a resident within  
7 the boundaries of the Capitol-Medical Center Improvement and Zoning  
8 District as set forth in Section 83 of this title.

9 SECTION 4. AMENDATORY 73 O.S. 2021, Section 176, is  
10 amended to read as follows:

11 Section 176. A. There shall be ~~established~~ created within the  
12 Legislative Service Bureau the position of a permanent legislative  
13 liaison ~~committee, composed of three (3) members from each house,~~  
14 ~~appointed by the President Pro Tempore and Speaker, respectively to~~  
15 the Capitol Preservation Committee. The legislative liaison  
16 ~~committee~~ will keep the Legislature properly advised as to the  
17 activities of the Oklahoma Capitol Improvement Authority and the  
18 Office of Management and Enterprise Services by making such reports  
19 as ~~they deem~~ he or she deems necessary to the appropriate committees  
20 and leadership of both houses. All legislative studies concerning  
21 the responsibilities or activities of the Oklahoma Capitol  
22 Improvement Authority or the Office of Management and Enterprise  
23 Services and all studies of activities or projects relating to the  
24 Oklahoma State Capitol Complex shall be ~~considered by~~ presented to

1 the legislative liaison committee ~~created~~ authorized by this  
2 section. The Oklahoma Capitol Improvement Authority and the Office  
3 of Management and Enterprise Services shall notify the ~~membership of~~  
4 ~~the legislative liaison committee~~ in advance of any meeting in which  
5 official or formal action is to be taken by furnishing the proposed  
6 agenda in writing at least twenty-four (24) hours in advance of such  
7 meeting.

8 B. The Oklahoma Capitol Improvement Authority and the Office of  
9 Management and Enterprise Services shall provide such information,  
10 records, testimony, or recommendations as the ~~committee~~ legislative  
11 liaison may require.

12 C. The legislative liaison shall be the primary contact for  
13 Americans with Disabilities Act (ADA) compliance for the Capitol.

14 SECTION 5. AMENDATORY 73 O.S. 2021, Section 345, is  
15 amended to read as follows:

16 Section 345. A. In addition to any other authorization  
17 provided by law, the Oklahoma Capitol Improvement Authority is  
18 authorized to issue obligations to acquire real property, together  
19 with improvements located thereon, and personal property to  
20 construct improvements to real property and to provide funding for  
21 repairs, refurbishments and improvements to real and personal  
22 property of the ~~State Capitol Building~~ in a total amount not to  
23 exceed One Hundred Twenty Million Dollars (\$120,000,000.00). The  
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1 funds shall be used for the renovation, repair and remodeling of the  
2 State Capitol Building.

3 B. The Authority may hold title to the property and  
4 improvements until such time as any obligations issued for this  
5 purpose are retired or defeased and may lease the property and  
6 improvements to the Office of Management and Enterprise Services.  
7 Upon final redemption or defeasance of the obligations created  
8 pursuant to this section, title to the property and improvements  
9 shall be transferred from the Oklahoma Capitol Improvement Authority  
10 to the Office of Management and Enterprise Services.

11 C. For the purposes of paying the costs for construction of the  
12 real property and improvements, and providing funding for the  
13 project authorized in subsection A of this section, and for the  
14 purpose authorized in subsection D of this section, the Authority is  
15 hereby authorized to borrow monies on the credit of the income and  
16 revenues to be derived from the leasing of such property and  
17 improvements and, in anticipation of the collection of such income  
18 and revenues, to issue negotiable obligations in a total amount not  
19 to exceed One Hundred Twenty Million Dollars (\$120,000,000.00)  
20 whether issued in one or more series. The Authority is authorized  
21 to capitalize interest on the obligations issued pursuant to this  
22 section for a period of not to exceed one (1) year from the date of  
23 issuance. For subsequent fiscal years, it is the intent of the  
24 Legislature to appropriate to the Office of Management and



1 Enterprise Services sufficient monies to make rental payments for  
2 the purpose of retiring the obligations created pursuant to this  
3 section. To the extent funds are available from the proceeds of the  
4 borrowing authorized by this subsection, the Oklahoma Capitol  
5 Improvement Authority shall provide for the payment of professional  
6 fees and associated costs related to the project authorized in  
7 subsection A of this section.

8 D. The Authority may issue obligations in one or more series  
9 and in conjunction with other issues of the Authority. The  
10 Authority is authorized to hire bond counsel, financial consultants,  
11 and such other professionals as it may deem necessary to provide for  
12 the efficient sale of the obligations and may utilize a portion of  
13 the proceeds of any borrowing to create such reserves as may be  
14 deemed necessary and to pay costs associated with the issuance and  
15 administration of such obligations.

16 E. The obligations authorized under this section may be sold at  
17 either competitive or negotiated sale, as determined by the  
18 Authority, and in such form and at such prices as may be authorized  
19 by the Authority. The Authority may enter into agreements with such  
20 credit enhancers and liquidity providers as may be determined  
21 necessary to efficiently market the obligations. The obligations  
22 may mature and have such provisions for redemption as shall be  
23 determined by the Authority, but in no event shall the final  
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1 maturity of such obligations occur later than ten (10) years from  
2 the first principal maturity date.

3 F. Any interest earnings on funds or accounts created for the  
4 purposes of this section may be utilized as partial payment of the  
5 annual debt service or for the purposes directed by the Authority.

6 G. The obligations issued under this section, the transfer  
7 thereof and the interest earned on such obligations, including any  
8 profit derived from the sale thereof, shall not be subject to  
9 taxation of any kind by ~~the State of Oklahoma~~ this state, or by any  
10 county, municipality or political subdivision therein.

11 H. The Authority may direct the investment of all monies in any  
12 funds or accounts created in connection with the offering of the  
13 obligations authorized under this section. Such investments shall  
14 be made in a manner consistent with the investment guidelines of the  
15 State Treasurer. The Authority may place additional restrictions on  
16 the investment of such monies if necessary to enhance the  
17 marketability of the obligations.

18 ~~I. There is hereby created a State Capitol Repair Expenditure~~  
19 ~~Oversight Committee. The proceeds from the sale of obligations~~  
20 ~~issued pursuant to the provisions of this section and Section 1 of~~  
21 ~~Enrolled House Bill No. 3168 of the 2nd Session of the 55th Oklahoma~~  
22 ~~Legislature that are needed for repairs to the interior and exterior~~  
23 ~~of the State Capitol shall be subject to the approval of the State~~  
24 ~~Capitol Repair Expenditure Oversight Committee; provided, however,~~

1 ~~the expenditure of those proceeds shall be subject to a request for~~  
2 ~~proposal process.~~

3 ~~The Committee shall be composed of nine (9) members as follows:~~

4 ~~1. Three persons to be appointed by the Governor, one of whom~~  
5 ~~shall serve as chair of the Committee;~~

6 ~~2. Three legislators to be appointed by the Speaker of the~~  
7 ~~House of Representatives, two of whom shall be members of the~~  
8 ~~majority political party and one of whom shall be a member of the~~  
9 ~~minority political party; and~~

10 ~~3. Three legislators to be appointed by the President Pro~~  
11 ~~Tempore of the Senate, two of whom shall be members of the majority~~  
12 ~~political party and one of whom shall be a member of the minority~~  
13 ~~political party. Five members of the Committee shall constitute a~~  
14 ~~quorum and the vote of five members shall be necessary for any~~  
15 ~~action taken by the Committee. The Committee shall be staffed by~~  
16 ~~employees of the Office of Management and Enterprise Services. The~~  
17 ~~Committee shall be subject to the Oklahoma Open Meeting Act.~~

18 ~~J. The Committee shall deliver a preliminary plan for the~~  
19 ~~renovation, repair and remodeling of the State Capitol to the~~  
20 ~~Director of the Office of Management and Enterprise Services no~~  
21 ~~later than December 31, 2014. The preliminary plan shall include~~  
22 ~~the following components:~~

23 ~~1. Establishment of the Office of Management and Enterprise~~  
24 ~~Services' goal and criteria for use by the vendor; and~~

1       ~~2. Selection criteria for the design-build team vendor to be~~  
2 ~~selected through a Request For Proposal process.~~

3       ~~K. Following receipt of the preliminary plan as approved by the~~  
4 ~~Committee, the Office of Management and Enterprise Services shall~~  
5 ~~solicit Requests For Proposals to select the vendor for the project.~~

6       ~~L. The Committee shall deliver a final plan to the Director of~~  
7 ~~the Office of Management and Enterprise Services no later than June~~  
8 ~~30, 2015. The final plan shall include the following components:~~

9       ~~1. Approval of the final scope of work developed by the vendor;~~  
10 ~~and~~

11       ~~2. Approval of the project phasing developed by the vendor.~~

12       ~~M. Following delivery of the final plan, the Committee shall~~  
13 ~~continue to oversee the expenditure of proceeds from the sale of~~  
14 ~~obligations issued pursuant to the provisions of this section and~~  
15 ~~Section 1 of Enrolled House Bill No. 3168 of the 2nd Session of the~~  
16 ~~55th Legislature, until completion of the renovation, repair and~~  
17 ~~remodeling of the State Capitol. The Committee may also propose and~~  
18 ~~approve amendments to the plan as it deems appropriate.~~

19       ~~N. The Director of the Office of Management and Enterprise~~  
20 ~~Services shall have responsibility to substantially implement the~~  
21 ~~plan as presented by the Committee; provided, the President Pro~~  
22 ~~Tempore of the Senate or the Speaker of the House of Representatives~~  
23 ~~shall approve all proposed designs related to renovation, repair and~~  
24 ~~remodeling of space within the State Capitol Building under the~~

1 ~~management and control of the Legislature and allocated to that~~  
2 ~~officer's house of the Legislature pursuant to the provisions of~~  
3 ~~Section 15.1 of this title, and any subsequent changes to such~~  
4 ~~plans. Joint approval of the President Pro Tempore of the Senate~~  
5 ~~and the Speaker of the House of Representatives shall be required~~  
6 ~~for such plans for space under the management and control of the~~  
7 ~~Legislature and not allocated to a specific house of the~~  
8 ~~Legislature. Such approval shall be in writing.~~

9 ~~O. Insofar as they are not in conflict with the provisions of~~  
10 ~~this section, the provisions of Section 151 et seq. of this title~~  
11 ~~shall apply to this section.~~

12 SECTION 6. AMENDATORY 74 O.S. 2021, Section 4101, is  
13 amended to read as follows:

14 Section 4101. As used in Sections 4101 through ~~4108~~ 4110.1 of  
15 this title:

16 1. "Public areas" means those areas in the Capitol open to the  
17 general public for general visitation; and

18 2. "Art" means fine art of museum quality representing the  
19 highest quality of art objects available to include paintings,  
20 murals, graphic arts, art photography and sculpture, aesthetically  
21 aligned with recognized values, created by the conscious use of  
22 skill and creative imagination;;

1       3. "Enhancement" means an increase or improvement upon the  
2 quality, value, or extent of the original design intent of the  
3 Capitol, Governor's Mansion, or the respective grounds;

4       4. "Grounds" means all land surrounding the State Capitol and  
5 bordered by Lincoln Boulevard, and the land contained within the  
6 fence line surrounding the Governor's Mansion;

7       5. "Maintenance" means keeping spaces, structures, and  
8 infrastructure in proper operating condition in a routine, scheduled  
9 or anticipated fashion to prevent failure or degradation;

10       6. "Modification" means any change to an existing physical  
11 attribute of the Capitol, Governor's Mansion, or the respective  
12 grounds;

13       7. "Preservation" means the act or process of applying measures  
14 necessary to sustain the existing form, integrity, and materials of  
15 a historic property. Work including preliminary measures to protect  
16 and stabilize the property, generally focusing upon the ongoing  
17 maintenance and repair of historic materials and features, rather  
18 than extensive replacement and new construction; and

19       8. "Restoration" means the act or process of accurately  
20 depicting the form, features, and character of the Capitol as the  
21 building appeared in 1917, and dome in 2002, by means of the removal  
22 of features from later periods in its history and reconstruction of  
23 missing features from the restoration period.

1 SECTION 7. AMENDATORY 74 O.S. 2021, Section 4102, is  
2 amended to read as follows:

3 Section 4102. There is hereby re-created, to continue until  
4 ~~July 1, 2024~~ July 1, 2026, in accordance with the provisions of the  
5 Oklahoma Sunset Law, the State Capitol Preservation Commission which  
6 shall be responsible for planning and supervising the preservation  
7 and restoration of the interior and exterior of the State Capitol  
8 Building, hereinafter referred to as the Capitol, and the Governor's  
9 Mansion. The Commission shall ~~control~~ approve the display of art  
10 objects in public areas of the Capitol and the Governor's Mansion.  
11 The State Capitol Preservation Commission shall provide the highest  
12 quality maintenance, restoration, preservation, enhancement, and  
13 modification of and long-term planning for the interior and exterior  
14 of the State Capitol, hereinafter referred to as the Capitol,  
15 Governor's Mansion, and the respective grounds for the perpetual use  
16 by the state government and the enjoyment of all persons.

17 SECTION 8. AMENDATORY 74 O.S. 2021, Section 4103, is  
18 amended to read as follows:

19 Section 4103. A. The State Capitol Preservation Commission  
20 shall be composed of fifteen (15) members as follows:

21 1. ~~Three members shall be appointed by the~~ The Governor, or  
22 designee;

23 2. ~~Three members shall be appointed by the~~ The President Pro  
24 Tempore of the Senate, or designee;

1 3. ~~Three members shall be appointed by the~~ The Speaker of the  
2 House of Representatives, or designee;

3 4. ~~One member shall be appointed by the~~ The Chief Justice of  
4 the ~~Oklahoma~~ Supreme Court, or designee; and

5 5. One member of the Senate appointed by the President Pro  
6 Tempore of the Senate;

7 6. One former senator appointed by the President Pro Tempore of  
8 the Senate;

9 7. One member of the House of Representatives appointed by the  
10 Speaker of the House of Representatives;

11 8. One former member of the House of Representatives appointed  
12 by the Speaker of the House of Representatives;

13 9. The Secretary of State; and

14 10. The following shall be ex officio nonvoting members:

15 a. ~~Chairman~~ Executive Director of the Oklahoma Arts  
16 Council, or designee,

17 b. ~~President~~ Executive Director of the Oklahoma  
18 Historical Society, or designee,

19 c. Capitol Architect and Curator,

20 d. ~~Superintendent of the Capitol~~ legislative liaison, and

21 e. Director of the Office of Management and Enterprise  
22 Services or a designee, and

23 f. a licensed architect with experience in historic  
24 preservation projects appointed by the Governor.



1 B. ~~The initial term of office of the appointed members shall be~~  
2 ~~as follows:~~

3 ~~1. One of the members appointed by the Governor, the President~~  
4 ~~Pro Tempore of the Senate, the Speaker of the House of~~  
5 ~~Representatives, and the member appointed by the Chief Justice of~~  
6 ~~the Oklahoma Supreme Court shall serve a one-year term;~~

7 ~~2. One of the members appointed by the Governor, the President~~  
8 ~~Pro Tempore of the Senate, and the Speaker of the House of~~  
9 ~~Representatives shall serve a three-year term; and~~

10 ~~3. One of the members appointed by the Governor, the President~~  
11 ~~Pro Tempore of the Senate, and the Speaker of the House of~~  
12 ~~Representatives shall serve a five-year term.~~

13 ~~The term of office for each successor shall be for five (5)~~  
14 ~~years. Any member of the Legislature who is appointed to the~~  
15 ~~Commission shall serve only as long as the member is a member of the~~  
16 ~~respective house from which the member was appointed. All appointed~~  
17 ~~voting and ex officio non-voting members of the State Capitol~~  
18 ~~Preservation Commission shall serve at the pleasure of their~~  
19 ~~appointing authority.~~

20 C. ~~The Commission shall elect a chair and a vice-chair from its~~  
21 ~~membership to serve for a period of two (2) years. The first chair~~  
22 ~~of the Commission shall be the Governor, or designee, who will serve~~  
23 ~~a term of two (2) years. Thereafter, the chair of the Commission~~  
24 ~~shall rotate between the President Pro Tempore of the Senate, or~~

1 designee, Speaker of the House of Representatives, or designee, and  
2 the Governor, or designee, for two-year increments in perpetuity.

3 Members of the Commission shall not be compensated except for  
4 reimbursement as provided in the State Travel Reimbursement Act.

5 D. The Office of Management and Enterprise Services shall make  
6 the necessary arrangements for support services for the State  
7 Capitol Preservation Commission. The State Capitol Preservation  
8 Commission shall meet at least once per quarter and at the call of  
9 the chair as needed. A quorum of the voting members shall be  
10 present for any action taken. A quorum is the majority of the  
11 appointed voting members. The Commission shall be subject to the  
12 Oklahoma Open Meeting Act.

13 E. The Commission functions performed by the Governor,  
14 President Pro Tempore of the Senate, Speaker of the House of  
15 Representatives, Secretary of State, and appointed senators and  
16 representatives are additional functions of their other public  
17 offices and duties.

18 SECTION 9. AMENDATORY 74 O.S. 2021, Section 4104, is  
19 amended to read as follows:

20 Section 4104. A. The State Capitol Preservation Commission  
21 shall provide oversight and advice to the legislative liaison and  
22 shall:

23 1. ~~Research, plan, and have control of modifications and decor~~  
24 ~~of the interior and exterior of the Capitol and the Governor's~~  
25

1 ~~Mansion~~ Provide guidance in the maintenance, restoration,  
2 preservation, enhancement, or modification of the Capitol,  
3 Governor's Mansion, and the respective grounds;

4 2. ~~Establish standards for the acquisition and display of works~~  
5 ~~of art for public display in the Capitol and the Governor's Mansion~~  
6 ~~and select such works. Such works of art shall be directly related~~  
7 ~~to the history and culture of the State of Oklahoma~~ Review and  
8 accept the annual budget and the long-range master plan submitted by  
9 the OMES Facility Management Division or legislative liaison for the  
10 Capitol, Governor's Mansion, and the respective grounds;

11 3. Establish procedures by which private contributions of  
12 suitable art can be accepted for the Capitol and the Governor's  
13 Mansion. The Commission is authorized to accept and make proper  
14 disposition of works of art as may be donated to the Commission and  
15 this state. Review and accept all requests for preservation,  
16 restoration, enhancement, and modification to the Capitol,  
17 Governor's Mansion, and the respective grounds submitted by the  
18 legislative liaison. This shall not apply to actions deemed by the  
19 Capitol superintendent to be maintenance necessary for the upkeep  
20 and function of the Capitol, Governor's Mansion, and the respective  
21 grounds;

22 4. ~~Have authority to approve and submit to the Long-Range~~  
23 ~~Capital Planning Commission any proposed modification, alteration,~~  
24 ~~renovation, repair, or construction on any part of the Capitol and~~

1 ~~the Governor's Mansion~~ Review and accept a security plan submitted  
2 by the Department of Public Safety for the Capitol, Governor's  
3 Mansion, and the respective grounds; and

4 5. Have final approval authority for any plans or programs for  
5 the restoration, preservation, or display of fine art programs in  
6 and surrounding the Capitol and the Governor's Mansion. Review and  
7 accept administrative rules submitted by OMES Facilities Management  
8 or the legislative liaison concerning the Capitol, Governor's  
9 Mansion, the respective contents, and the respective concerns;

10 6. Review and adopt preservation zones and design standards  
11 submitted by the State Capitol Preservation Office for the Capitol,  
12 Governor's Mansion, and the respective grounds;

13 7. Review and accept standards for the selection and  
14 acquisition of works of art and monuments for permanent and  
15 temporary public display in the Capitol, the Governor's Mansion, and  
16 the respective grounds. Such works of art shall be directly related  
17 to the history and culture of this state;

18 8. Consult the Oklahoma Arts Council to determine the location  
19 of all works of art and monuments to be displayed;

20 9. Provide for the allocation of physical space in the Capitol  
21 to tenants within the limits of Section 15.1 of Title 73 of the  
22 Oklahoma Statutes. Each tenant shall be responsible for assigning  
23 its membership and personnel to locations within its allotted space;

24 and

1        10. Provide for designation of parking space blocks to be  
2 allotted to the tenants in the Capitol. Tenants will be responsible  
3 for assignment of individual parking spaces.

4        ~~B. The Long Range Capital Planning Commission shall submit any~~  
5 ~~capital construction or renovation project with respect to the State~~  
6 ~~Capitol or the Governor's Mansion to the State Capitol Preservation~~  
7 ~~Commission for its advisory opinion prior to consideration by the~~  
8 ~~Long Range Capital Planning Commission~~ As of the effective date of  
9 this act, the State Capitol Preservation Commission shall assume  
10 oversight responsibility of the Capitol Restoration Project from the  
11 State Capitol Repair Expenditure Oversight Committee created in  
12 Section 345 of Title 73 of the Oklahoma Statutes.

13        SECTION 10.        NEW LAW        A new section of law to be codified  
14 in the Oklahoma Statutes as Section 4105a of Title 74, unless there  
15 is created a duplication in numbering, reads as follows:

16        There is hereby established the position of the Capitol  
17 Architect and Curator who shall:

18        1. Develop the technical plans and programs for consideration  
19 by the State Capitol Preservation Commission and the Long-Range  
20 Capitol Planning Commission with regard to restoration, renovation,  
21 and preservation of the Capitol and the Governor's Mansion;

22        2. Advise the State Capitol Preservation Commission regarding  
23 the space demands of the various agencies in the Capitol and the  
24 Governor's Mansion;

1           3. Maintain a record of all structural and decor changes made  
2 in the Capitol and the Governor's Mansion; and

3           4. Make recommendations to the State Capitol Preservation  
4 Commission of necessary action on proposed modifications in decor or  
5 design to ensure preservation and maintenance of the cultural and  
6 historic integrity of the Capitol and the Governor's Mansion. The  
7 Director of the Office of Management and Enterprise Services may  
8 contract for the services of a Capitol Architect and Curator or  
9 employ such an individual on either a full- or part-time basis.  
10 Compensation for the position will be in accord with similar  
11 professional positions in state government.

12           SECTION 11.       NEW LAW       A new section of law to be codified  
13 in the Oklahoma Statutes as Section 4105.1 of Title 74, unless there  
14 is created a duplication in numbering, reads as follows:

15           A. The OMES Facilities Management Division shall be the  
16 custodian of the Capitol, Governor's Mansion, and the respective  
17 grounds. To aid in these duties, the Office is established under  
18 the State Capitol Preservation Commission. All administration and  
19 budgetary decisions for the Office shall be made by OMES with  
20 authorization by the State Capitol Preservation Commission.

21           B. The duties of OMES Facilities Management are as follows:

22           1. The Office shall have the responsibility for maintenance,  
23 restoration, preservation, enhancement, and modification of the  
24 Capitol, Governor's Mansion, and respective grounds including

1 facilities planning, facilities construction, and facilities  
2 administration;

3 2. The Office shall be responsible for all maintenance duties  
4 necessary to properly preserve and maintain the Capitol, Governor's  
5 Mansion, and the respective grounds;

6 3. The Office shall be responsible for devising and developing  
7 processes for tenants in the Capitol and Governor's Mansion to  
8 submit requests for maintenance, restoration, preservation,  
9 enhancement, and modification and evaluating such requests;

10 4. The Office shall be responsible for submitting preservation  
11 zones and design standards to the State Capitol Preservation  
12 Commission;

13 5. The Office shall manage each project to ensure execution of  
14 the highest quality work product, time-cost schedules, and efficient  
15 contract performance;

16 6. The Office shall be responsible for producing an annual  
17 budget and submitting it to the State Capitol Preservation  
18 Commission;

19 7. The Office shall be responsible for creating a long-range  
20 master plan for the maintenance and upkeep of the Capitol,  
21 Governor's Mansion, and the respective grounds which shall be  
22 submitted to the State Capitol Preservation Commission every three  
23 (3) years;

1           8. The Office shall be responsible for operation or  
2 coordinating operation of the visitor center, visitor relations  
3 activities, and tours in the Capitol;

4           9. The Office shall be responsible for operation of all dining  
5 and vending services in the Capitol and shall approve food trucks  
6 and other mobile food preparation vehicles on the grounds;

7           10. The Office shall be responsible for taking and approving  
8 reservations in all meeting rooms and areas of the Capitol and  
9 grounds not allocated to the Legislature by the Section 15.1 of  
10 Title 73 of the Oklahoma Statutes;

11           11. The Office shall be responsible for approving all events  
12 and gatherings in the Capitol and on the respective grounds except  
13 for space designated in Section 15.1 of Title 73 of the Oklahoma  
14 Statutes;

15           12. The Office shall coordinate with the Oklahoma Arts Council  
16 for curation of and care for all exhibits, art, monuments, and  
17 memorials at the Capitol, Governor's Mansion, and the respective  
18 grounds;

19           13. The Office shall coordinate with the Department of Public  
20 Safety to ensure the safety of all visitors, employees, and elected  
21 officials who are in the Capitol, Governor's Mansion, or on the  
22 respective grounds. In cooperation with the Department of Public  
23 Safety, a security plan shall be submitted to the State Capitol  
24 Preservation Commission every three (3) years;



1 14. The Office shall be responsible for all maintenance,  
2 upkeep, and access to all parking lots on the grounds of the Capitol  
3 and Governor's Mansion;

4 15. The Office shall be responsible for submitting proposed  
5 administrative rules to the State Capitol Preservation Commission to  
6 govern the execution of the duties of the Office; and

7 16. The Office may collect rent from third-party vendors in the  
8 Capitol and proceeds from the sale of merchandise or services  
9 rendered.

10 C. OMES leadership is responsible for ensuring the duties of  
11 the Office are carried out in an effective and efficient manner.  
12 OMES Facilities Management shall employ all staff and consultants  
13 necessary to perform the duties of the Office including, but not  
14 limited to, a licensed architect.

15 SECTION 12. AMENDATORY 74 O.S. 2021, Section 4108, is  
16 amended to read as follows:

17 Section 4108. The provisions of Sections 4101 through ~~4107~~  
18 4110.1 of this title shall apply to all modifications in the  
19 structure or decor of the Capitol ~~and the,~~ Governor's Mansion, and  
20 the respective grounds except for those immediate emergency repairs  
21 needed to prevent loss or damage to property or to protect the  
22 health and safety of the public during use of the building and any  
23 art displayed on the grounds.

1 SECTION 13. NEW LAW A new section of law to be codified  
2 in the Oklahoma Statutes as Section 4108.1 of Title 74, unless there  
3 is created a duplication in numbering, reads as follows:

4 The Oklahoma Arts Council shall be given the responsibility to  
5 maintain, preserve, or restore any art that is in storage or on  
6 display in the Capitol, Governor's Mansion, and the respective  
7 grounds. The council is authorized to hold exhibitions and  
8 commissions to display art to the general public. The Oklahoma Arts  
9 Council may request direct appropriations or submit requests to OMES  
10 Facilities Management.

11 SECTION 14. AMENDATORY 74 O.S. 2021, Section 4109, is  
12 amended to read as follows:

13 Section 4109. ~~By the order of the Director of the Office of~~  
14 ~~Management and Enterprise Services, restoration and preservation~~  
15 Maintenance, restoration, preservation, enhancement, and  
16 modification projects of the ~~State Capitol Building or of the,~~  
17 Governor's Mansion, and the respective grounds may be exempted from  
18 the provisions of the Public Competitive Bidding Act of 1974,  
19 Section 101 et seq. of Title 61 of the Oklahoma Statutes. For  
20 exempted ~~State Capitol Building~~ or Governor's Mansion construction  
21 projects, the Office of Management and Enterprise Services shall  
22 select among contractors qualified by past experience to conduct  
23 historical preservation projects.

1 SECTION 15. REPEALER 74 O.S. 2021, Sections 4106 and  
2 4107, are hereby repealed.

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

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