

COMMITTEE AMENDMENT
HOUSE OF REPRESENTATIVES
State of Oklahoma

SPEAKER:

CHAIR:

I move to amend HB4449 _____
Of the printed Bill
Page _____ Section _____ Lines _____
Of the Engrossed Bill

By striking the Title, the Enacting Clause, the entire bill, and by inserting in lieu thereof the following language:

AMEND TITLE TO CONFORM TO AMENDMENTS

Amendment submitted by: Kevin Wallace _____

Adopted: _____

Reading Clerk

1 STATE OF OKLAHOMA

2 2nd Session of the 58th Legislature (2022)

3 PROPOSED COMMITTEE
4 SUBSTITUTE
5 FOR
6 HOUSE BILL NO. 4449

By: Wallace and Martinez of the
House

7 and

8 Thompson and Hall of the
9 Senate

10
11 PROPOSED COMMITTEE SUBSTITUTE

12 An Act relating to the Oklahoma Military Department;
13 creating the Military Justice Revolving Fund;
14 establishing nature of fund; declaring funds
15 appropriated; authorizing expenditure for certain
16 purpose; providing budgeting and expenditure
17 requirements and limitations; amending 74 O.S. 2021,
18 Section 9030.5, which relates to art in public
19 places; exempting the Oklahoma Military Department
20 from certain art allocation requirement; updating
21 statutory outline; providing for codification;
22 providing an effective date; and declaring an
23 emergency.

24
BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. NEW LAW A new section of law to be codified
in the Oklahoma Statutes as Section 233.14 of Title 44, unless there
is created a duplication in numbering, reads as follows:

1 There is hereby created in the State Treasury a revolving fund
2 for the Oklahoma Military Department to be designated the "Military
3 Justice Revolving Fund". The fund shall be a continuing fund, not
4 subject to fiscal year limitations, and shall consist of all monies
5 directed for deposit to the fund by law. All monies accruing to the
6 credit of said fund are hereby appropriated and may be budgeted and
7 expended by the Oklahoma Military Department for the purpose of
8 prosecuting military misconduct as needed. Expenditures from said
9 fund shall be made upon warrants issued by the State Treasurer
10 against claims filed as prescribed by law with the Director of the
11 Office of Management and Enterprise Services for approval and
12 payment.

13 SECTION 2. AMENDATORY 74 O.S. 2021, Section 9030.5, is
14 amended to read as follows:

15 Section 9030.5 A. 1. Except as otherwise provided by
16 subsection C of this section, all state agencies, including
17 institutions within The Oklahoma State System of Higher Education,
18 all state departments, boards, councils, and commissions shall
19 allocate, as a nondeductible item out of any expenditures for
20 capital projects including, but not limited to, bond issues for
21 state construction excluding costs for bond issuance and related
22 reserves, an amount of one and one-half percent (1 1/2%) of the
23 expenditure to the Oklahoma Arts Council for the purpose of funding
24

1 the Oklahoma Art in Public Places Act, except as otherwise provided
2 by subsection B of this section.

3 2. The maximum assessment for any project shall not exceed Five
4 Hundred Thousand Dollars (\$500,000.00). This assessment shall not
5 apply to any private donations for a capital project. This
6 allocation shall be applicable to all state agency capital projects
7 approved by the appointing authority after September 1, 2004. The
8 works of art commissioned pursuant to the Oklahoma Art in Public
9 Places Act may be placed on public lands, integral to or attached to
10 a public building or structure, or detached within or outside a
11 public building or structure.

12 B. 1. Of the assessment provided for in subsection A of this
13 section, four-fifths (4/5) shall be placed in the Commissioning of
14 Art in Public Places Revolving Fund, created in Section 9030.6 of
15 this title, for the commission of any work of art for the Oklahoma
16 Art in Public Places Act. Institutions within The Oklahoma State
17 System of Higher Education shall remain in complete administrative
18 control of their four-fifths (4/5) assessment pursuant to this
19 subsection for the acquisition of art. The remaining one-fifth
20 (1/5) of the assessment shall be reserved for the Art in Public
21 Places Administrative and Maintenance Revolving Fund created by
22 Section 9030.7 of this title.

23 2. Monies deposited in the Art in Public Places Administrative
24 and Maintenance Revolving Fund for the purpose of this moratorium

1 shall be used for continued administration, educational costs and
2 maintenance.

3 C. The provisions of subsection A of this section shall not be
4 applicable:

5 1. For the fiscal years ending:

6 a. June 30, 2012,

7 b. June 30, 2013, and

8 c. June 30, 2014; and

9 2. To the following:

10 a. the Oklahoma Tourism and Recreation Department, and

11 b. the Oklahoma Military Department.

12 SECTION 3. This act shall become effective July 1, 2022.

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

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18 58-2-11284 JM 05/12/22

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