

1 ENGROSSED HOUSE AMENDMENT  
TO  
2 ENGROSSED SENATE BILL NO. 1347 By: Simpson of the Senate  
3 and  
4 Hardin of the House  
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7 An Act relating to soldiers and sailors; creating The  
8 Oklahoma Veterans Facility Investment Act of 2018;  
9 authorizing the Oklahoma Department of Veterans  
10 Affairs to develop a long-term care facility;  
11 amending 72 O.S. 2011, Section 229, which relates to  
12 Oklahoma veterans centers; clarifying that certain  
13 facilities remain ongoing pursuant to statutory  
14 authority; authorizing issuance of certain net amount  
15 of obligations by Oklahoma Capitol Improvement  
16 Authority for funding of certain projects for the  
17 Oklahoma Department of Veterans Affairs; providing  
18 for debt retirement payments; directing how title is  
19 to be held and when it is to be transferred;  
20 authorizing capitalization of certain interest for  
21 specified period of time; stating legislative intent;  
22 requiring Authority to pay certain fees and costs  
23 under certain circumstances; providing methods of  
24 issuance for obligations; authorizing hiring of  
certain professionals; authorizing payment of certain  
costs by creating reserves; limiting maturity of  
obligations; providing for utilization of certain  
interest earnings; providing tax exemption; providing  
for investment of certain monies; providing for  
rental payments; requiring compliance with certain  
statutory provisions; providing for noncodification;  
providing for codification; and providing an  
effective date.

22 AUTHOR: Remove Representative Hardin as principal House author and  
23 substitute with Representative West (Josh)  
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1 AMENDMENT NO. 1. Page 1, lines 6 through 19, strike the title to  
2 read

3 "[ soldiers and sailors - creating the Oklahoma  
4 Veterans Facility Investment Act of 2018 -  
5 effective date ]"

6  
7 Passed the House of Representatives the 16th day of April, 2018.  
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Presiding Officer of the House of  
11 Representatives

12 Passed the Senate the \_\_\_\_ day of \_\_\_\_\_, 2018.  
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Presiding Officer of the Senate  
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2 BILL NO. 1347

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rental payments; requiring compliance with certain  
statutory provisions; providing for noncodification;  
providing for codification; and providing an  
effective date.

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

SECTION 1. NEW LAW A new section of law not to be  
codified in the Oklahoma Statutes reads as follows:

1 This act shall be known and may be cited as the "Oklahoma  
2 Veterans Facility Investment Act of 2018".

3 SECTION 2. NEW LAW A new section of law to be codified  
4 in the Oklahoma Statutes as Section 229.1 of Title 72, unless there  
5 is created a duplication in numbering, reads as follows:

6 A. The Oklahoma Department of Veterans Affairs is authorized to  
7 plan, develop and construct a long-term care facility for the  
8 purpose of assuming the operations of the Oklahoma War Veterans  
9 Center established in Talihina pursuant to Section 229 of Title 72  
10 of the Oklahoma Statutes. The Department may construct new  
11 facilities or refurbish any existing facilities on property  
12 currently owned by the State of Oklahoma or on property purchased or  
13 donated from other sources, including but not limited to private  
14 owners or other governmental or municipal entities.

15 B. The location of the facilities shall be subject only to such  
16 geographical constraints as are imposed by the United States  
17 Department of Veterans Affairs to preserve and continue recognition  
18 and certification of the facility as a State Veterans' Home.

19 C. The location and site of the facility shall be determined by  
20 the Oklahoma Veterans Commission. The Oklahoma Veterans Commission  
21 may consider any and all criteria which, in its sole discretion,  
22 further the interests of Oklahoma veterans.

23 D. Operations of the Oklahoma War Veterans Center established  
24 in Talihina pursuant to Section 229 of Title 72 of the Oklahoma

1 Statutes shall continue until such time as its operations are  
2 transferred to the location identified pursuant to the authority  
3 conferred upon the Oklahoma Veterans Commission under subsection A  
4 of this section.

5 SECTION 3. AMENDATORY 72 O.S. 2011, Section 229, is  
6 amended to read as follows:

7 Section 229. ~~There~~ A. Until operations are transferred  
8 pursuant to subsection B of this section, there is hereby  
9 established, in addition to the Oklahoma Veterans Centers  
10 established by Sections 221 and 226 of ~~Title 72 of the Oklahoma~~  
11 ~~Statutes~~ this title, the Oklahoma Veterans Center at Talihina,  
12 Oklahoma, on the site of the Oklahoma State Sanatorium, Talihina,  
13 Oklahoma. All persons serving as employees of the Oklahoma State  
14 Sanatorium under the provisions of the State Merit System of  
15 Personnel Administration shall continue to serve as employees of the  
16 Oklahoma Veterans Center at Talihina, provided that such employees  
17 remain in the classified service. All employees hired by the  
18 Oklahoma Veterans Center at Talihina on or after the effective date  
19 of this act shall be under the Oklahoma Merit System of Personnel  
20 Administration, except one manager, one principal assistant or  
21 deputy, one private secretary, part-time physicians and other  
22 professional personnel engaged in clinical and consultant services.  
23 The average number of full-time-equivalent employees utilized in the  
24 total operation of the Oklahoma War Veterans Center, Talihina, shall

1 not exceed one hundred fifty-three ~~(153)~~ during the fiscal year  
2 ending June 30, 1976. The buildings, equipment and land under the  
3 jurisdiction of the Oklahoma State Sanatorium, Talihina, are hereby  
4 transferred to the Oklahoma War Veterans Center, Talihina.

5 B. Operations of the Oklahoma Veterans Center established  
6 pursuant to this section shall continue until such time as  
7 operations are transferred to the location identified pursuant to  
8 the authority conferred upon the Oklahoma Veterans Commission under  
9 Section 2 of this act.

10 SECTION 4. NEW LAW A new section of law to be codified  
11 in the Oklahoma Statutes as Section 348 of Title 73, unless there is  
12 created a duplication in numbering, to read as follows:

13 A. In addition to any other authorization provided by law, the  
14 Oklahoma Capitol Improvement Authority is authorized to issue  
15 obligations to acquire real property, together with improvements  
16 located thereon, and personal property, to plan, develop and  
17 construct buildings, parking facilities and other improvements to  
18 real property, and to provide funding for repairs, planning,  
19 staging, refurbishments, and improvements to real and personal  
20 property, and for funding for construction of the long-term care  
21 facility authorized in subsection A of Section 2 of this act in a  
22 total amount necessary to generate Thirty-five Million Dollars  
23 (\$35,000,000.00) in project funds with debt retirement payments to  
24 be made as provided in this section.

1 B. The Authority may hold title to the real and personal  
2 property and improvements until such time as any obligations issued  
3 for this purpose are retired or defeased and may lease the real  
4 property and improvements to the Oklahoma Department of Veterans  
5 Affairs. Upon final redemption or defeasance of the obligations  
6 created pursuant to this section, title to the real and personal  
7 property and improvements shall be transferred from the Authority to  
8 the Oklahoma Department of Veterans Affairs.

9 C. For the purpose of paying the costs for acquisition and  
10 construction of the real property and improvements and personal  
11 property and making the repairs, planning, staging, refurbishments,  
12 and improvements to real and personal property, and providing  
13 funding for the long-term care facility authorized in subsection A  
14 of Section 2 of this act, and for the purpose authorized in  
15 subsection D of this section, the Authority is hereby authorized to  
16 borrow monies on the credit of the income and revenues to be derived  
17 from the leasing of such real and personal property, parking  
18 facilities, and improvements and, in anticipation of the collection  
19 of such income and revenues, to issue negotiable obligations in a  
20 total amount necessary to generate Thirty-five Million Dollars  
21 (\$35,000,000.00) in project funds, whether issued in one or more  
22 series. The Authority is authorized to capitalize interest on the  
23 obligations issued pursuant to the authority granted by this section  
24 for a period not to exceed two (2) years from the date of issuance.

1 Excluding any capitalized interest period, it is the intent of the  
2 Legislature to appropriate to the Oklahoma Department of Veterans  
3 Affairs sufficient monies to make rental payments for the purposes  
4 of retiring the obligations created pursuant to this section. To  
5 the extent funds are available from the proceeds of the borrowing  
6 authorized by this subsection, the Authority shall provide for the  
7 payment of professional fees and associated costs related to the  
8 projects authorized in this act.

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

17 E. The obligations authorized under this section may be sold at  
18 either competitive or negotiated sale, as determined by the  
19 Authority, and in such form and at such prices as may be authorized  
20 by the Authority. The Authority may enter into agreements with such  
21 credit enhancers and liquidity providers as may be determined  
22 necessary to efficiently market the obligations. The obligations  
23 may mature and have such provisions for redemption as shall be  
24 determined by the Authority, but in no event shall the final



1 maturity of such obligations occur later than twenty-five (25) years  
2 from 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, or by any county,  
10 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. The Oklahoma Department of Veterans Affairs will make the  
19 rental payments for the purpose of retiring the obligations created  
20 pursuant to the provisions of this section from current  
21 appropriations received by the Oklahoma Department of Veterans  
22 Affairs.

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1 J. Insofar as they are not in conflict with the provisions of  
2 this section, the provisions of Section 151 et seq. of Title 73 of  
3 the Oklahoma Statutes shall apply to this section.

4 SECTION 5. This act shall become effective in accordance with  
5 the provisions of Section 58 of Article V of the Oklahoma  
6 Constitution.

7 Passed the Senate the 13th day of March, 2018.

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9 \_\_\_\_\_  
10 Presiding Officer of the Senate

11 Passed the House of Representatives the \_\_\_\_ day of \_\_\_\_\_,  
12 2018.

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14 \_\_\_\_\_  
15 Presiding Officer of the House  
16 of Representatives

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