

1 ENGROSSED SENATE  
2 BILL NO. 1941

By: Thompson and Rader of the  
Senate

3 and

4 Wallace, Hilbert and Ortega  
5 of the House

6  
7 An Act relating to Oklahoma state parks; authorizing  
8 Oklahoma Capitol Improvement Authority to acquire  
9 title to certain property; authorizing Oklahoma  
10 Capitol Improvement Authority to issue certain  
11 obligations; authorizing capitalization of interest  
12 for a specified time period; stating legislative  
13 intent with respect to certain debt payments;  
14 providing for payment of professional expenses or  
15 fees; requiring issuance of obligations in two-part  
16 series; stating amounts of series; requiring Quartz  
17 Mountain to be included in first phase of repairs;  
18 prescribing procedures related to sale of  
19 obligations; prescribing maturity; authorizing use of  
20 interest for certain partial payment; providing for  
21 exemption from income tax; providing for investment  
22 of bond proceeds; and providing for codification.  
23  
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 360 of Title 73, unless there is  
created a duplication in numbering, reads as follows:

A. The Oklahoma Capitol Improvement Authority is hereby  
authorized to acquire real property or interests therein, together  
with improvements located thereon, and personal property and invest

1 capital into improvements for purposes of construction, repair and  
2 rehabilitation of state parks.

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

11 B. For the purpose of paying the costs for acquisition of the  
12 real property and improvements and personal property authorized in  
13 subsection A of this section, and for the purpose authorized in  
14 subsection C of this section, the Authority is hereby authorized to  
15 borrow monies on the credit of the income and revenues to be derived  
16 from the leasing of such real property and improvements and, in  
17 anticipation of collection of such income and revenues, issue  
18 negotiable obligations in the amount sufficient to generate net  
19 proceeds of Forty-eight Million Six Hundred Thousand Dollars  
20 (\$48,600,000.00) after providing for costs of issuance, credit  
21 enhancement, reserves and other associated expenses related to the  
22 financing. 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 one (1) year from the date of issuance. It

1 is the intent of the Legislature to appropriate to the Oklahoma  
2 Department of Tourism and Recreation sufficient monies to make  
3 rental payments for the purposes of retiring the obligations created  
4 pursuant to this section.

5 C. To the extent funds are available, the Authority shall  
6 provide for the payment of professional fees and associated costs  
7 approved by the Authority.

8 D. The Authority may issue obligations in one or more series  
9 and in conjunction with other issues of the Authority. Provided,  
10 the first net proceeds in the amount of Twenty Million Five Hundred  
11 Twenty Thousand Dollars (\$20,520,000.00) issued pursuant to this act  
12 shall be utilized for purposes of construction, repair and  
13 rehabilitation of state park facilities. Provided, net proceeds in  
14 the amount of Three Million Dollars (\$3,000,000.00) from the first  
15 net proceeds shall be utilized for the purposes of construction,  
16 repair and rehabilitation of the Quartz Mountain Arts and Conference  
17 Center, the Quartz Mountain Lodge and the Quartz Mountain State  
18 Park. The remaining net proceeds in the amount of Twenty-eight  
19 Million Eighty Thousand Dollars (\$28,080,000.00) issued pursuant to  
20 this act shall be utilized for purposes of construction, repair and  
21 rehabilitation of state park facilities. The Authority is  
22 authorized to hire bond counsel, financial consultants and such  
23 other professionals as it may deem necessary to provide for the  
24 efficient sale of the obligations and may utilize a portion of the

1 proceeds of any borrowing to create such reserves as may be deemed  
2 necessary and to pay costs associated with the issuance and  
3 administration of such obligations.

4 E. The obligations authorized under this section may be sold at  
5 either competitive or negotiated sale, as determined by the  
6 Authority, and in such form and at such prices as may be authorized  
7 by the Authority. The Authority may enter into agreements with such  
8 credit enhancers and liquidity providers as may be determined  
9 necessary to efficiently market the obligations. The obligations  
10 may mature and have such provisions for redemption as shall be  
11 determined by the Authority, but in no event shall the final  
12 maturity of such obligations occur later than twenty (20) years from  
13 the first principal maturity date.

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

17 G. The obligations issued under this section, the transfer  
18 thereof and the interest earned on such obligations, including any  
19 profit derived from the sale thereof, shall not be subject to  
20 taxation of any kind by this state, or by any county, municipality  
21 or political subdivision therein.

22 H. The Authority may direct the investment of all monies in any  
23 funds or accounts created in connection with the offering of the  
24 obligations authorized under this section. Such investments shall

1 be made in a manner consistent with the investment guidelines of the  
2 State Treasurer. The Authority may place additional restrictions on  
3 the investment of such monies if necessary to enhance the  
4 marketability of the obligations.

5 Passed the Senate the 13th day of May, 2020.

6

7

\_\_\_\_\_  
Presiding Officer of the Senate

8

9 Passed the House of Representatives the \_\_\_\_ day of \_\_\_\_\_,

10 2020.

11

12

\_\_\_\_\_  
Presiding Officer of the House  
of Representatives

13

14

15

16

17

18

19

20

21

22

23

24