

1 STATE OF OKLAHOMA

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

3 COMMITTEE SUBSTITUTE

4 FOR

HOUSE BILL NO. 3560

By: Roe

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8 COMMITTEE SUBSTITUTE

9 An Act relating to mental health; amending 43A O.S.  
10 2021, Section 2-111, which relates to real property  
11 trusts; adding tracts of land that may be sold by the  
Department of Mental Health and Substance Abuse  
Services; and providing an effective date.

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

15 SECTION 1. AMENDATORY 43A O.S. 2021, Section 2-111, is  
16 amended to read as follows:

17 Section 2-111. A. 1. The Board of Mental Health and Substance  
18 Abuse Services is hereby authorized and directed to create a trust  
19 into which all real property held by or for the benefit of the  
20 Department of Mental Health and Substance Abuse Services shall be  
21 transferred.

22 2. The trust shall provide that:

23 a. the property placed into the trust may never be sold,  
24 except for the tracts specifically described in

1           subparagraph c of this paragraph, if it is determined  
2           by the trustees for the Department's Real Property  
3           Trust and by the Department that such a sale is in the  
4           best interests of the Department, and then the  
5           proceeds shall be used exclusively for tangible  
6           infrastructure improvements that benefit the persons  
7           served by the Department, otherwise the property shall  
8           be held in perpetuity for the sole benefit of the  
9           Department,

10          b.    the property held by the trust which is not needed for  
11                use by the Department may be leased or rented to  
12                others and all income received from such leases or  
13                rentals shall be payable to the Department for use by  
14                the Department to fulfill the purposes of the  
15                Department, except as provided in subparagraph d of  
16                this section,

17          c.    the following tract or tracts of land may be sold as  
18                set forth in subparagraph a of this paragraph:

19                (1) Land owned by the Department located in Sections  
20                    20 and 29, Township 9 North, Range 2 West,  
21                    Cleveland County, Oklahoma,

22                (2) Land owned by the Department located in Block 5  
23                    of Culbertson Heights Addition to the City of  
24                    Oklahoma City, Oklahoma County, Oklahoma, ~~and~~

1 (3) Land owned by the Department located in Section  
2 27, Township 9 North, Range 2 West, Cleveland  
3 County, Oklahoma,

4 (4) Land owned by the Department located in Section  
5 20 Township 20, Range 13 and described as PRT NW  
6 NW BEG 659.68S & 310.67E NWC NW TH N142.64 NE150  
7 NW140 to PT on SL Mohawk BLVD NE300 SE187.75  
8 E204.92 to PT 405W EL NW NW S355.89 to PT on NL  
9 ATLANTA CIRCLE ADD W604.06 POB SEC 20 20 13 5.168  
10 ACS in Tulsa County, Oklahoma,

11 (5) Land owned by the Department located in all that  
12 part of the North Half of the Northwest Quarter  
13 of the Northwest Quarter (N/2 NW1/4 NW1/4) of  
14 Section 20 North, Range 13 East of the Indian  
15 Base and Meridian, Tulsa County, State of  
16 Oklahoma, according to the United States  
17 Government Survey thereof, being more  
18 particularly described as BEGINNING at the  
19 Northeast corner of said NW/4 NW/4; thence West  
20 along the North line of said NW/4, a distance of  
21 405 feet to a point; thence South and parallel to  
22 the East line of said NW/4, a distance of 615.53  
23 feet to a point; thence East and parallel to the  
24 North line of said NW/4, a distance of 405 feet

1                   to a point in the East line of said NW/4 NW/4,  
2                   and said point being 615.53 feet South of the  
3                   Northeast corner of said NW/4 NW/4; thence North  
4                   along the East line of said NW/4 NW/4 a distance  
5                   of 615.53 feet to a Point and Place of the  
6                   Beginning, and

7                   (6) Land owned by the Department located in Lots 13  
8                   through 24, Inclusive Block 5 and Bath Orchard  
9                   Addition to Oklahoma City, SE 1/4 of Section 26,  
10                   Township 12 North, Range 3 West, and

11                   d.    under no condition should any real property held in  
12                   trust be sold to fund prevention, mental health or  
13                   addiction treatment services.

14                   B.    Upon the creation of the trust authorized in subsection A of  
15 this section, the Office of Management and Enterprise Services is  
16 directed to provide all necessary assistance to the Department of  
17 Mental Health and Substance Abuse Services to identify and transfer  
18 all property held by or for the benefit of the Department of Mental  
19 Health and Substance Abuse Services to the trust.    Except as  
20 provided in subsection C of this section, the Office of Management  
21 and Enterprise Services is authorized and directed to provide all  
22 requested assistance to the Department of Mental Health and  
23 Substance Abuse Services in leasing property placed in such trust.

1 C. The Commissioners of the Land Office are authorized and  
2 directed to provide all requested assistance to the Department of  
3 Mental Health and Substance Abuse Services in leasing mineral  
4 interests placed in such trust.

5 SECTION 2. This act shall become effective November 1, 2022.

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7 58-2-10919 KN 03/02/22

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