

1 ENGROSSED HOUSE
2 BILL NO. 3560

By: Roe and McEntire of the
House

3 and

4 Rosino of the Senate
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8 An Act relating to mental health; amending 43A O.S.
9 2021, Section 2-111, which relates to real property
10 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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13 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

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

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

21 2. The trust shall provide that:

22 a. the property placed into the trust may never be sold,
23 except for the tracts specifically described in
24 subparagraph c of this paragraph, if it is determined

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

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

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

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

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

6 Passed the House of Representatives the 9th day of March, 2022.

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Presiding Officer of the House
of Representatives

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Passed the Senate the ___ day of _____, 2022.

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Presiding Officer of the Senate

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