

1 ENGROSSED HOUSE
2 BILL NO. 2316

By: McCall of the House

and

Schulz of the Senate

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5
6 An Act relating to state government; amending 74 O.S.
7 2011, Section 2, which relates to power of the
8 Governor; authorizing Governor to appoint or replace
9 certain persons; authorizing President Pro Tempore of
10 the Senate and the Speaker of the House of
11 Representatives to appoint or replace certain
12 persons; amending 40 O.S. 2011, Section 4-105, which
13 relates to the Oklahoma Employment Security
14 Commission; modifying appointments made by the
15 Governor; amending 43A O.S. 2011, Section 2-103,
16 which relates to the Board of Mental Health and
17 Substance Abuse Services; modifying appointments made
18 by the Governor; amending 62 O.S. 2011, Section 901,
19 as last amended by Section 9, Chapter 209, O.S.L.
20 2013 (62 O.S. Supp. 2016, Section 901), which relates
21 to the Long-Range Capital Planning Commission;
22 modifying appointments to the Commission; amending 63
23 O.S. 2011, Section 5007, which relates to the
24 Oklahoma Health Care Authority Board; modifying
appointments to the Board; amending 68 O.S. 2011,
Section 102, which relates to the Oklahoma Tax
Commission; modifying appointments made by the
Governor; amending 70 O.S. 2011, Section 14-101,
which relates to the State Board of Career and
Technology Education; modifying appointments made by
the Governor; providing for codification; and
providing an effective date.

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

SECTION 1. AMENDATORY 74 O.S. 2011, Section 2, is
amended to read as follows:

1 Section 2. A. The Governor shall have power to remove any
2 officers appointed by him, ~~in case of incompetency, neglect of duty,~~
3 ~~or malfeasance in office; and may then fill the same as provided in~~
4 ~~cases of vacancy~~ or her.

5 B. In addition to any appointments created by expiring terms or
6 vacancies provided by law, the Governor shall have the power to
7 appoint, remove or replace any gubernatorial appointments on any
8 agency, board or commission. Nothing in this section shall apply to
9 appointments to any agency, board or commission if the appointment
10 authority is provided for in the Constitution.

11 SECTION 2. NEW LAW A new section of law to be codified
12 in the Oklahoma Statutes as Section 464.1 of Title 74, unless there
13 is created a duplication in numbering, reads as follows:

14 In addition to any appointments created by expiring terms or
15 vacancies provided by law, the President Pro Tempore of the Senate
16 and the Speaker of the House of Representatives shall have the power
17 to appoint, remove or replace any of their respective appointments
18 on any agency, board or commission. Nothing in this section shall
19 apply to appointments to any agency, board or commission if the
20 appointment authority is provided for in the Constitution.

21 SECTION 3. AMENDATORY 40 O.S. 2011, Section 4-105, is
22 amended to read as follows:

23 Section 4-105. REMOVAL BY THE GOVERNOR. Members appointed to
24 the Oklahoma Employment Security Commission shall serve at the

1 pleasure of the Governor. The Governor may, at any time, ~~after~~
2 ~~notice and hearing,~~ remove or replace any Commissioner ~~for cause,~~
3 ~~and such Commissioner sought to be thus removed shall, if he so~~
4 ~~desires, be given a copy of the charges brought against him, and be~~
5 ~~given an opportunity of being publicly heard in person, or by~~
6 ~~counsel, upon not less than ten (10) days' notice. Such hearing~~
7 ~~shall be had before the Governor of the State of Oklahoma. If such~~
8 ~~Commissioner be removed, the Governor shall file in the office of~~
9 ~~the Secretary of State a complete statement of all charges made~~
10 ~~against such Commissioner, and a complete record of the Governor's~~
11 ~~proceedings and his findings thereon.~~

12 SECTION 4. AMENDATORY 43A O.S. 2011, Section 2-103, is
13 amended to read as follows:

14 Section 2-103. A. The Board of Mental Health and Substance
15 Abuse Services shall be composed of eleven (11) members, appointed
16 by the Governor, with the advice and consent of the Senate. Each
17 term is for a seven-year period and members may be reappointed to
18 subsequent terms. Board members shall serve at the pleasure of the
19 Governor and may be removed or replaced without cause. Board
20 members shall meet the following criteria:

21 1. One member, who shall be a physician licensed to practice in
22 this state, and one member, who shall be a psychiatrist certified as
23 a diplomate of the American Board of Psychiatry and Neurology, shall
24 both be appointed from a list containing the names of not less than

1 three physicians and not less than three psychiatrists submitted to
2 the Governor by the Oklahoma State Medical Association;

3 2. One member, who shall be an attorney licensed to practice in
4 this state and shall be appointed from a list of not less than three
5 names submitted to the Governor by the Board of Governors of the
6 Oklahoma Bar Association;

7 3. One member, who shall be a psychologist, licensed to
8 practice in this state, who shall be appointed from a list of not
9 less than three names submitted to the Governor by the Oklahoma
10 State Psychological Association;

11 4. Three members, qualified by education and experience in the
12 area of substance abuse recovery, who shall be appointed from a list
13 of not less than ten names submitted to the Governor by a state
14 association of substance abuse recovery programs or organizations;
15 and

16 5. Four members who shall be citizens of this state, at least
17 one of whom shall be either a current or former consumer of mental
18 health services.

19 B. No person shall be appointed a member of the Board who has
20 been a member of the Legislature of this state within the preceding
21 five (5) years.

22 C. The Board shall elect from among its members a chair and a
23 vice-chair. The chair may call meetings at any time.

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1 D. All regularly scheduled meetings of the Board shall be held
2 at the Central Office of the Department of Mental Health and
3 Substance Abuse Services, Oklahoma City, Oklahoma, unless otherwise
4 scheduled. Six members shall constitute a quorum at any meeting,
5 and all action may be taken by an affirmative vote of the majority
6 of the members present at any such meeting.

7 E. The action taken by the Board on any matter, or any document
8 passed by the Board, shall be considered official when such action
9 is placed in writing and signed by the chair or vice-chair.

10 F. The duties of the Board shall pertain to the care,
11 treatment, and hospitalization of persons with mental illness, or
12 alcohol- or drug-dependent persons.

13 G. Members of the Board of Mental Health and Substance Abuse
14 Services shall be allowed their necessary travel expenses pursuant
15 to the provisions of the State Travel Reimbursement Act.

16 H. Members of the Board of Mental Health and Substance Abuse
17 Services shall be allowed to serve on the State Board of Medical
18 Licensure and Supervision during members' terms on the Board of
19 Mental Health and Substance Abuse Services.

20 SECTION 5. AMENDATORY 62 O.S. 2011, Section 901, as last
21 amended by Section 9, Chapter 209, O.S.L. 2013 (62 O.S. Supp. 2016,
22 Section 901), is amended to read as follows:

23 Section 901. A. There is hereby created a Long-Range Capital
24 Planning Commission to advise and assist the Legislature in

1 providing for real property capital facility needs for this state.

2 The Commission shall consist of nine (9) members as follows:

3 1. Three members appointed by the President Pro Tempore of the
4 Senate;

5 2. Three members appointed by the Speaker of the House of
6 Representatives; and

7 3. Three members shall be appointed by the Governor.

8 All appointees shall serve at the will and pleasure of the
9 appointing authority and may be removed or replaced without cause
10 and be from the public at large. Within thirty (30) days of the
11 effective date of this act, the appointing authorities shall appoint
12 new members to the Commission; provided, a member serving on the
13 effective date of this act may be reappointed if he or she is
14 otherwise qualified. Of the members initially appointed by each
15 appointing authority after the effective date of this act, one shall
16 be appointed for a one-year term, one shall be appointed for a two-
17 year term and one shall be appointed for a three-year term.
18 Thereafter, their successors shall be appointed for four-year terms.
19 Any vacancy shall be filled for the remainder of the unexpired term
20 in the same manner as the original appointment. The appointing
21 authorities shall appoint members who possess knowledge, skills and
22 abilities to perform the duties of the Commission. No member of the
23 Commission shall be interested, directly or indirectly, in any
24 contract entered into for a project approved by the Commission

1 during the period of service of the member, nor shall any person be
2 appointed as a member of the Commission if such person is
3 interested, directly or indirectly, in a contract entered into for a
4 project approved prior to the appointment. An indirect interest
5 shall include, but not be limited to, an interest of an immediate
6 family member of the member of the Commission or a business with
7 which the member of the Commission is associated.

8 B. A chair of the Commission shall be elected from its
9 membership. Five members of the Commission shall constitute a
10 quorum. Members of the Commission shall serve without compensation,
11 but shall be entitled to reimbursement, pursuant to the State Travel
12 Reimbursement Act, for expenses incurred in the performance of their
13 duties.

14 C. Initial appointments to the Commission shall be made within
15 thirty (30) days of the effective date of this act.

16 D. The Commission shall have the authority to promulgate rules
17 and regulations necessary to implement the provisions of this act.

18 E. The Office of Management and Enterprise Services, with the
19 advice and assistance of the Oklahoma State Bond Advisor, shall
20 provide staffing for the Commission and other such assistance as the
21 Commission may require.

22 F. 1. The Commission shall prepare each year an annual capital
23 plan budget and a state capital plan for addressing state capital
24 facility needs for the next ensuing eight (8) years. The Oklahoma

1 State Regents for Higher Education and each state governmental
2 entity as defined in Section 695.3 of this title shall cooperate
3 with the Commission in the preparation of the state plan. Each
4 year, on or about December 1, the plan shall be submitted to the
5 Governor, Speaker of the House of Representatives and President Pro
6 Tempore of the Senate. The Long-Range Capital Planning Commission
7 shall annually update the eight-year plan. The Office of Management
8 and Enterprise Services shall perform routine services to support
9 the eight-year plan, including but not limited to, agency-level
10 planning, real estate services, construction services and facility
11 operations as provided by law.

12 2. In addition to the requirements set forth in Section ~~10~~
13 901.1 of this ~~act~~ title, the capital plan should:

- 14 a. supplement and integrate, not replace, existing
15 capital planning processes,
- 16 b. assess long-term needs for capital facilities to
17 support state government needs as determined by the
18 Commission,
- 19 c. review and assess the inventory of capital facilities
20 held by the state, and make recommendations on
21 reallocation, reuse or liquidation of properties for
22 incorporation into the annual capital plan,

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- 1 d. include a projection of economic and demographic
2 trends likely to influence the needs of state
3 government during the eight-year period,
- 4 e. address agency strategic facility plans for new,
5 improved, renovated, or expanded capital facilities or
6 facilities that should be reallocated or liquidated,
- 7 f. include estimates of life cycle costs for new and
8 substantially expanded or renovated facilities,
- 9 g. evaluate the effectiveness of planning processes at
10 the agency level to account for all capital facility
11 costs for incorporation into the annual capital
12 budget,
- 13 h. account for projections of debt service and revenues
14 available from general obligation bonds and other
15 sources, including but not limited to, the Maintenance
16 of State Buildings Revolving Fund,
- 17 i. analyze the capacity of the state to incur debt or
18 finance public capital facilities,
- 19 j. include a comprehensive listing of all capital
20 expenditures of the state which the Commission
21 recommends be undertaken or continued for any state
22 agency in the next two (2) fiscal years, together with
23 information as to the effect of such capital projects
24 on future operating expenses of the state, and with

1 recommendations as to the priority of such capital
2 projects and the means of funding them,

3 k. forecast the requirements for capital projects of
4 state agencies for the eight-year-period and for such
5 additional periods, if any, as may be necessary or
6 desirable for adequate presentation of particular
7 capital projects, and include a schedule for the
8 planning and implementation or construction of such
9 capital projects,

10 l. set forth a proposed itemized budget for the next
11 fiscal year of recommended capital expenditures
12 inclusive of all funding sources, for each agency,
13 including facility rent and lease payments, energy and
14 utility expenditures, operations and maintenance,
15 capital improvements and capital development projects
16 as necessary to optimize and preserve the state's
17 capital assets,

18 m. include the findings of the Oklahoma State Government
19 Asset Reduction and Cost Savings Program and the
20 indexing of the most necessary capital improvements to
21 the expenditure of funds from the Maintenance of State
22 Buildings Revolving Fund,

23 n. include such other information as the Commission deems
24 relevant to its duties, and

1 o. include findings of the Oklahoma State Government
2 Asset Reduction and Cost Savings Program and the
3 indexing of the most necessary capital improvements to
4 the expenditure of funds from the Maintenance of State
5 Buildings Revolving Fund.

6 G. The capital plan budget shall include, for each expenditure
7 and class of expenditures, the capital facility costs to be incurred
8 during the next ensuing fiscal year, inclusive of the annual
9 operating and maintenance costs of such facilities and a schedule of
10 depreciation calculated in accordance with the principles and
11 standards of capital budgeting authorized by subsection H of this
12 section.

13 H. The Commission, with the assistance of the Office of
14 Management and Enterprise Services, shall prepare and publish rules
15 and regulations that set forth principles and standards for capital
16 planning and budgeting to be used by state agencies. The rules and
17 regulations shall set forth definitions of relevant terms to be used
18 in the capital planning and budgeting processes, establish
19 accounting standards and standards for costs and benefits of public
20 facility investments.

21 I. 1. The Commission, the Office of Management and Enterprise
22 Services, and the Oklahoma State Bond Advisor may request the
23 assistance of such personnel of any state agency in order to perform
24 their duties pursuant to the State Capital Improvement Planning Act

1 and such agencies shall respond and provide any such assistance as
2 may be required. The Commission may use existing studies, surveys,
3 plans, data and other materials in the possession of any state
4 agency. Each such agency shall make the same available to the
5 Commission so that the Commission may have available to it current
6 information with respect to the capital plans and programs of each
7 such agency.

8 2. The officers and personnel of any state agency may serve at
9 the request of the Commission upon such advisory committees as the
10 Commission may create and such officers and personnel may serve upon
11 such committees without forfeiture of office or employment and with
12 no loss or diminution of the compensation, status, rights and
13 privileges which they otherwise enjoy.

14 J. This section shall not be applicable to the following or
15 their lands, properties, buildings, funds or revenue:

- 16 1. The Oklahoma Ordnance Works Authority; and
- 17 2. The Commissioners of the Land Office.

18 SECTION 6. AMENDATORY 63 O.S. 2011, Section 5007, is
19 amended to read as follows:

20 Section 5007. A. There is hereby created the Oklahoma Health
21 Care Authority Board. On and after July 1, 1994, as the terms of
22 the initially appointed members expire, the Board shall be composed
23 of seven appointed members who shall serve for terms of four (4)
24 years and shall be appointed as follows:

1 1. Two members shall be appointed by the President Pro Tempore
2 of the Senate;

3 2. Two members shall be appointed by the Speaker of the House
4 of Representatives; and

5 3. Three members shall be appointed by the Governor. Two of
6 the members appointed by the Governor shall be consumers.

7 B. All members of the Board shall serve at the pleasure of the
8 appointing authority and may be removed or replaced without cause.

9 Members appointed pursuant to this paragraph, with the exception of
10 the consumer members, shall include persons having experience in
11 medical care, health care services, health care delivery, health
12 care finance, health insurance and managed health care. Consumer
13 members shall have no financial or professional interest in medical
14 care, health care services, health care delivery, health finance,
15 health insurance or managed care. In making the appointments, the
16 appointing authority shall also give consideration to urban, rural,
17 gender and minority representation.

18 C. 1. As the terms of office of members appointed before July
19 1, 1995, expire, appointments made on or after July 1, 1995, shall
20 be subject to the following requirements:

21 a. ~~One~~ one member appointed by the Governor shall be a
22 resident of the First Congressional District. The
23 term of office of the member appointed by the Governor
24

1 and serving as of the effective date of this act shall
2 expire on September 1, 2003~~†~~L

3 b. ~~One~~ one member appointed by the President Pro Tempore
4 of the Senate shall be a resident of the Second
5 Congressional District and a consumer. The term of
6 office of the member appointed by the President Pro
7 Tempore of the Senate and serving as of the effective
8 date of this act shall expire on September 1, 1999~~†~~L

9 c. ~~One~~ one member appointed by the President Pro Tempore
10 of the Senate shall be a resident of the Third
11 Congressional District. The term of office of the
12 member appointed by the President Pro Tempore of the
13 Senate and serving as of the effective date of this
14 act shall expire on September 1, 2004~~†~~L

15 d. ~~One~~ one member appointed by the Speaker of the House
16 of Representatives shall be a resident of the Fourth
17 Congressional District. The term of office of the
18 member appointed by the Speaker of the House of
19 Representatives and serving as of the effective date
20 of this act shall expire on September 1, 2001~~†~~L

21 e. ~~One~~ one member appointed by the Speaker of the House
22 of Representatives shall be a resident of the Fifth
23 Congressional District and a consumer. The term of
24 office of the member appointed by the Speaker of the

1 House of Representatives and serving as of the
2 effective date of this act shall expire on September
3 1, 1998~~+~~L

4 f. ~~One~~ one member appointed by the Governor shall be a
5 resident of the Sixth Congressional District and a
6 consumer. The term of office of the member appointed
7 by the Governor and serving as of the effective date
8 of this act shall expire on September 1, 2000~~+~~L and

9 g. ~~The~~ the second consumer member appointed by the
10 Governor shall be appointed at large. The term of
11 office of the member appointed by the Governor and
12 serving as of the effective date of this act shall
13 expire on September 1, 2002.

14 2. Appointments made subsequent to the effective date of this
15 act shall not be restricted to any particular congressional
16 district. Appointments made after July 1 of the year in which a
17 redrawing of a congressional district becomes effective shall be
18 from the state at large. However, no appointments may be made after
19 July 1 of the year in which such modification becomes effective if
20 such appointment would result in more than two members serving from
21 the same modified district.

22 D. The terms of the members serving on the Board as of the
23 effective date of this act shall expire on September 1 of the year
24 in which the respective terms expire. Thereafter, as new terms

1 begin, members shall be appointed to four-year staggered terms which
2 shall expire on September 1. Should a member serve less than a
3 four-year term, the term of office of the member subsequently
4 appointed shall be for the remainder of the four-year term.

5 E. On and after July 1, 1994, any subsequently appointed
6 administrator of the Authority shall be appointed by the Board. The
7 administrator shall have the training and experience necessary for
8 the administration of the Authority, as determined by the Board,
9 including, but not limited to, prior experience in the
10 administration of managed health care. The administrator shall
11 serve at the pleasure of the Board.

12 F. The Board shall have the power and duty to:

13 1. Establish the policies of the Oklahoma Health Care
14 Authority;

15 2. Appoint the Administrator of the Authority;

16 3. Adopt and promulgate rules as necessary and appropriate to
17 carry out the duties and responsibilities of the Authority. The
18 Board shall be the rulemaking body for the Authority; and

19 4. Adopt, publish and submit by January 1 of each year to the
20 Governor, the President Pro Tempore of the Senate, and the Speaker
21 of the House of Representatives appropriate administrative policies
22 and the business plan for that year. All actions governed by said
23 administrative policies and annual business plan shall be examined
24 annually in an independent audit.

1 G. 1. A vacancy in a position shall be filled in the same
2 manner as provided in subsection A of this section.

3 2. A majority of the members of the Board shall constitute a
4 quorum for the transaction of business and for taking any official
5 action. Official action of the Board must have a favorable vote by
6 a majority of the members present.

7 3. Members appointed pursuant to subsection A of this section
8 shall serve without compensation but shall be reimbursed for
9 expenses incurred in the performance of their duties in accordance
10 with the State Travel Reimbursement Act.

11 H. The Board and the Authority shall act in accordance with the
12 provisions of the Oklahoma Open Meeting Act, the Oklahoma Open
13 Records Act and the Administrative Procedures Act.

14 SECTION 7. AMENDATORY 68 O.S. 2011, Section 102, is
15 amended to read as follows:

16 Section 102. The "Oklahoma Tax Commission" is hereby created,
17 and shall possess such duties, powers and authority as are
18 hereinafter defined, and as are now or as may hereafter be conferred
19 upon it by law. The Tax Commission shall consist of three (3)
20 persons to be appointed by the Governor of the State of Oklahoma by
21 and with the consent of the State Senate of the State of Oklahoma.
22 No more than two ~~(2)~~ members of the Tax Commission shall be, or
23 shall have been in the previous six (6) months, members of the same
24 political party. The members of the Tax Commission shall ~~not~~ be

1 subject to removal or replacement from office at the will and
2 pleasure of the Governor, ~~but may be removed only for cause and in~~
3 ~~the manner provided by law for the removal of state officials not~~
4 ~~subject to impeachment under the provision of Section 1, Article~~
5 ~~VIII, of the Constitution.~~

6 The members of the Oklahoma Tax Commission as now constituted
7 shall continue to serve until the members of the Tax Commission
8 created by this act are duly appointed, confirmed and qualified.
9 Within twenty (20) days after the effective date of this act, the
10 Governor shall appoint a new Tax Commission with the term of office
11 of one member to expire on the second Monday of January 1955, the
12 term of office of the second member to expire on the second Monday
13 of January 1957, and the term of office of the third member to
14 expire on the second Monday of January 1959. Except as set out
15 above the term of office of each member of said Commission shall be
16 for six (6) years with the term of office of one member of the Tax
17 Commission expiring on the second Monday of January of each
18 odd-numbered year. Provided, however, that a member of the
19 Commission shall continue to serve after the expiration of his term
20 of office until his successor is appointed, confirmed and qualified.

21 In the event of a vacancy in the membership of the Tax
22 Commission before the expiration of any term of office, the Governor
23 shall fill such vacancy for the unexpired term within twenty (20)
24 days, and no member of the Commission shall be entitled to draw any

1 salary or perform any service until his appointment is confirmed by
2 the Senate, if the Senate then be in session. If the Senate be not
3 in session, then such member may serve and draw his salary until
4 some special or regular session convenes; and if his appointment is
5 then not confirmed within twenty (20) days, he shall cease to
6 perform such services and cease to draw a salary.

7 Each member of the Tax Commission shall, at the time of his
8 appointment, be a resident and citizen of the State of Oklahoma, and
9 shall devote all of his time to the administration of the affairs of
10 the Tax Commission. The Governor shall at the time of making the
11 initial appointments, and also at the time of making each
12 appointment to fill a vacancy on the Commission as provided by this
13 act, designate one member to serve as Chairman, one member to serve
14 as Vice Chairman and one member to serve as Secretary.

15 The Oklahoma Tax Commission shall appoint an administrator who
16 shall serve at the pleasure of the Commission and who shall be the
17 administrative officer of the Commission and manage the activities
18 of the employees provided for in Sections 104 and 105 of this title.

19 SECTION 8. AMENDATORY 70 O.S. 2011, Section 14-101, is
20 amended to read as follows:

21 Section 14-101. A. There is hereby created the State Board of
22 Career and Technology Education which shall succeed to all of the
23 powers and duties heretofore invested in the State Board for
24

1 Vocational Education. The membership of the State Board of Career
2 and Technology Education shall consist of:

3 1. The State Superintendent of Public Instruction who shall be
4 an ex officio voting member;

5 2. Two appointed members of the State Board of Education,
6 selected by the Governor, to serve as ex officio voting members.

7 One State Board member shall be selected for a one-year term and one
8 State Board member shall be selected for a two-year term;

9 3. Five members to be appointed by the Governor with the advice
10 and consent of the Senate. Each appointed member shall be an owner,
11 chief executive or operating officer, or business executive with
12 policy-making or hiring authority for a business or industry located
13 in the state or with a business or industry where a significant
14 number of the workforce performs a task for which training or other
15 educational service may be obtained from the career and technology
16 education system. The Governor shall appoint one such appointive
17 member from each of the congressional districts and any remaining
18 members shall be appointed from the state at large.

19 However, when congressional districts are redrawn each member
20 appointed prior to July 1 of the year in which such modification
21 becomes effective shall complete the current term of office and
22 appointments made after July 1 of the year in which such
23 modification becomes effective shall be based on the redrawn
24 districts. Appointments made after July 1 of the year in which such

1 modification becomes effective shall be from any redrawn districts
2 which are not represented by a board member until such time as each
3 of the modified congressional districts are represented by a board
4 member. No member shall be appointed pursuant to this paragraph who
5 has not resided in the relevant congressional district for at least
6 six (6) months prior to the date of appointment; and

7 4. One member who represents the public, private and/or
8 educational interests of the state shall be appointed by the
9 Governor from the state at large with the advice and consent of the
10 Senate.

11 B. All initial appointments made by the Governor pursuant to
12 this act shall be for terms as follows:

13 1. Initial appointments of the two members of the State Board
14 of Education pursuant to paragraph 2 of subsection A of this section
15 shall be for terms as follows:

- 16 a. one for a term to expire on April 1, 2004, and
- 17 b. one for a term to expire on April 1, 2005;

18 2. Initial appointments of the six members pursuant to
19 paragraphs 3 and 4 of subsection A of this section shall be for
20 terms as follows:

- 21 a. one for a term to expire on April 1, 2004,
- 22 b. one for a term to expire on April 1, 2005,
- 23 c. one for a term to expire on April 1, 2006,
- 24 d. one for a term to expire on April 1, 2007,

1 e. one for a term to expire on April 1, 2008, and

2 f. one for a term to expire on April 1, 2009;

3 3. The member appointed to represent the state at large shall
4 be the initial appointment for the term ending April 1, 2009;

5 4. After the initial terms, all members appointed by the
6 Governor shall be appointed for terms of six (6) years. All
7 appointed members of the Board shall serve at the pleasure of the
8 Governor and may be removed or replaced without cause. Initial
9 appointments pursuant to the provisions of this section shall be
10 made no later than September 1, 2003. All terms shall expire on the
11 first day of April of the year in which the term of each member
12 expires, except for the terms of office of members serving on the
13 Board on the effective date of this section, which shall expire
14 August 31, 2003;

15 5. The Chair of the Board shall be the State Superintendent of
16 Public Instruction. The Director of the Oklahoma Department of
17 Career and Technology Education shall serve as an ex officio
18 nonvoting member and shall be the executive officer of the Board;
19 and

20 6. Members of the State Board of Career and Technology
21 Education shall be subject to the orientation and continuing
22 education requirements for school board members specified in
23 Sections 5-110 and 5-110.1 of this title. Failure of a member to
24

1 satisfy these requirements shall result in the member vacating the
2 seat and the vacancy being filled as provided by law.

3 C. No person shall be eligible to be appointed to serve on the
4 Board unless the person has been awarded a high school diploma or
5 certificate of high school equivalency.

6 D. For each additional month employed, the additional salary
7 shall be calculated on the basis of one-tenth (1/10) of the base
8 salary as prescribed by the school district for a teacher of like
9 qualifications employed on a ~~ten-months~~ ten-month basis.

10 E. The official name of the Board which is known as the "State
11 Board of Vocational and Technical Education" shall be designated in
12 all future references as the "State Board of Career and Technology
13 Education". Any references in the statutes to the State Board of
14 Vocational and Technical Education shall be deemed references to the
15 State Board of Career and Technology Education.

16 SECTION 9. This act shall become effective November 1, 2017.

17 Passed the House of Representatives the 13th day of March, 2017.

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19

Presiding Officer of the House
of Representatives

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22 Passed the Senate the ___ day of _____, 2017.

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Presiding Officer of the Senate