

1 **SENATE FLOOR VERSION**

2 April 12, 2017

3 **AS AMENDED**

4 ENGROSSED HOUSE

5 BILL NO. 2316

6 By: McCall of the House

7 and

8 Schulz of the Senate

9 **[ state government - power of the Governor -**  
10 **President Pro Tempore of the Senate and the Speaker**  
11 **of the House of Representatives - appointments -**  
12 **codification - effective date ]**

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

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

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

20 B. In addition to any appointments created by expiring terms or  
21 vacancies provided by law, the Governor shall have the power to  
22 appoint, remove or replace any gubernatorial appointments on any  
23 agency, board or commission. Nothing in this section shall apply to  
24 appointments to any agency, board or commission if the appointment  
authority is provided for in the Constitution.

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

4 In addition to any appointments created by expiring terms or  
5 vacancies provided by law, the President Pro Tempore of the Senate  
6 and the Speaker of the House of Representatives shall have the power  
7 to appoint, remove or replace any of their respective appointments  
8 on any agency, board or commission. Nothing in this section shall  
9 apply to appointments to any agency, board or commission if the  
10 appointment authority is provided for in the Constitution.

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

13 Section 4-105. REMOVAL BY THE GOVERNOR. Members appointed to  
14 the Oklahoma Employment Security Commission shall serve at the  
15 pleasure of the Governor. The Governor may, at any time, ~~after~~  
16 ~~notice and hearing,~~ remove or replace any Commissioner ~~for cause,~~  
17 ~~and such Commissioner sought to be thus removed shall, if he so~~  
18 ~~desires, be given a copy of the charges brought against him, and be~~  
19 ~~given an opportunity of being publicly heard in person, or by~~  
20 ~~counsel, upon not less than ten (10) days' notice. Such hearing~~  
21 ~~shall be had before the Governor of the State of Oklahoma. If such~~  
22 ~~Commissioner be removed, the Governor shall file in the office of~~  
23 ~~the Secretary of State a complete statement of all charges made~~

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1 ~~against such Commissioner, and a complete record of the Governor's~~  
2 ~~proceedings and his findings thereon.~~

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

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

12 1. One member, who shall be a physician licensed to practice in  
13 this state, and one member, who shall be a psychiatrist certified as  
14 a diplomate of the American Board of Psychiatry and Neurology, shall  
15 both be appointed from a list containing the names of not less than  
16 three physicians and not less than three psychiatrists submitted to  
17 the Governor by the Oklahoma State Medical Association;

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

22 3. One member, who shall be a psychologist, licensed to  
23 practice in this state, who shall be appointed from a list of not  
24

1 less than three names submitted to the Governor by the Oklahoma  
2 State Psychological Association;

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

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

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

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

16 D. All regularly scheduled meetings of the Board shall be held  
17 at the Central Office of the Department of Mental Health and  
18 Substance Abuse Services, Oklahoma City, Oklahoma, unless otherwise  
19 scheduled. Six members shall constitute a quorum at any meeting,  
20 and all action may be taken by an affirmative vote of the majority  
21 of the members present at any such meeting.

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

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

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

7 H. Members of the Board of Mental Health and Substance Abuse  
8 Services shall be allowed to serve on the State Board of Medical  
9 Licensure and Supervision during members' terms on the Board of  
10 Mental Health and Substance Abuse Services.

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

14 Section 901. A. There is hereby created a Long-Range Capital  
15 Planning Commission to advise and assist the Legislature in  
16 providing for real property capital facility needs for this state.  
17 The Commission shall consist of nine (9) members as follows:

18 1. Three members appointed by the President Pro Tempore of the  
19 Senate;

20 2. Three members appointed by the Speaker of the House of  
21 Representatives; and

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

23 All appointees shall serve at the will and pleasure of the  
24 appointing authority and may be removed or replaced without cause

1 and be from the public at large. Within thirty (30) days of the  
2 effective date of this act, the appointing authorities shall appoint  
3 new members to the Commission; provided, a member serving on the  
4 effective date of this act may be reappointed if he or she is  
5 otherwise qualified. Of the members initially appointed by each  
6 appointing authority after the effective date of this act, one shall  
7 be appointed for a one-year term, one shall be appointed for a two-  
8 year term and one shall be appointed for a three-year term.  
9 Thereafter, their successors shall be appointed for four-year terms.  
10 Any vacancy shall be filled for the remainder of the unexpired term  
11 in the same manner as the original appointment. The appointing  
12 authorities shall appoint members who possess knowledge, skills and  
13 abilities to perform the duties of the Commission. No member of the  
14 Commission shall be interested, directly or indirectly, in any  
15 contract entered into for a project approved by the Commission  
16 during the period of service of the member, nor shall any person be  
17 appointed as a member of the Commission if such person is  
18 interested, directly or indirectly, in a contract entered into for a  
19 project approved prior to the appointment. An indirect interest  
20 shall include, but not be limited to, an interest of an immediate  
21 family member of the member of the Commission or a business with  
22 which the member of the Commission is associated.

23 B. A chair of the Commission shall be elected from its  
24 membership. Five members of the Commission shall constitute a

1 quorum. Members of the Commission shall serve without compensation,  
2 but shall be entitled to reimbursement, pursuant to the State Travel  
3 Reimbursement Act, for expenses incurred in the performance of their  
4 duties.

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

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

9 E. The Office of Management and Enterprise Services, with the  
10 advice and assistance of the Oklahoma State Bond Advisor, shall  
11 provide staffing for the Commission and other such assistance as the  
12 Commission may require.

13 F. 1. The Commission shall prepare each year an annual capital  
14 plan budget and a state capital plan for addressing state capital  
15 facility needs for the next ensuing eight (8) years. The Oklahoma  
16 State Regents for Higher Education and each state governmental  
17 entity as defined in Section 695.3 of this title shall cooperate  
18 with the Commission in the preparation of the state plan. Each  
19 year, on or about December 1, the plan shall be submitted to the  
20 Governor, Speaker of the House of Representatives and President Pro  
21 Tempore of the Senate. The Long-Range Capital Planning Commission  
22 shall annually update the eight-year plan. The Office of Management  
23 and Enterprise Services shall perform routine services to support  
24 the eight-year plan, including but not limited to, agency-level

1 planning, real estate services, construction services and facility  
2 operations as provided by law.

3 2. In addition to the requirements set forth in Section ~~10~~  
4 901.1 of this ~~act~~ title, the capital plan should:

- 5 a. supplement and integrate, not replace, existing  
6 capital planning processes,
- 7 b. assess long-term needs for capital facilities to  
8 support state government needs as determined by the  
9 Commission,
- 10 c. review and assess the inventory of capital facilities  
11 held by the state, and make recommendations on  
12 reallocation, reuse or liquidation of properties for  
13 incorporation into the annual capital plan,
- 14 d. include a projection of economic and demographic  
15 trends likely to influence the needs of state  
16 government during the eight-year period,
- 17 e. address agency strategic facility plans for new,  
18 improved, renovated, or expanded capital facilities or  
19 facilities that should be reallocated or liquidated,
- 20 f. include estimates of life cycle costs for new and  
21 substantially expanded or renovated facilities,
- 22 g. evaluate the effectiveness of planning processes at  
23 the agency level to account for all capital facility  
24

1 costs for incorporation into the annual capital  
2 budget,

3 h. account for projections of debt service and revenues  
4 available from general obligation bonds and other  
5 sources, including but not limited to, the Maintenance  
6 of State Buildings Revolving Fund,

7 i. analyze the capacity of the state to incur debt or  
8 finance public capital facilities,

9 j. include a comprehensive listing of all capital  
10 expenditures of the state which the Commission  
11 recommends be undertaken or continued for any state  
12 agency in the next two (2) fiscal years, together with  
13 information as to the effect of such capital projects  
14 on future operating expenses of the state, and with  
15 recommendations as to the priority of such capital  
16 projects and the means of funding them,

17 k. forecast the requirements for capital projects of  
18 state agencies for the eight-year-period and for such  
19 additional periods, if any, as may be necessary or  
20 desirable for adequate presentation of particular  
21 capital projects, and include a schedule for the  
22 planning and implementation or construction of such  
23 capital projects,

24

- 1           1.    set forth a proposed itemized budget for the next  
2                    fiscal year of recommended capital expenditures  
3                    inclusive of all funding sources, for each agency,  
4                    including facility rent and lease payments, energy and  
5                    utility expenditures, operations and maintenance,  
6                    capital improvements and capital development projects  
7                    as necessary to optimize and preserve the state's  
8                    capital assets,
- 9           m.    include the findings of the Oklahoma State Government  
10                   Asset Reduction and Cost Savings Program and the  
11                   indexing of the most necessary capital improvements to  
12                   the expenditure of funds from the Maintenance of State  
13                   Buildings Revolving Fund,
- 14           n.    include such other information as the Commission deems  
15                   relevant to its duties, and
- 16           o.    include findings of the Oklahoma State Government  
17                   Asset Reduction and Cost Savings Program and the  
18                   indexing of the most necessary capital improvements to  
19                   the expenditure of funds from the Maintenance of State  
20                   Buildings Revolving Fund.

21           G.    The capital plan budget shall include, for each expenditure  
22                   and class of expenditures, the capital facility costs to be incurred  
23                   during the next ensuing fiscal year, inclusive of the annual  
24                   operating and maintenance costs of such facilities and a schedule of

1 depreciation calculated in accordance with the principles and  
2 standards of capital budgeting authorized by subsection H of this  
3 section.

4 H. The Commission, with the assistance of the Office of  
5 Management and Enterprise Services, shall prepare and publish rules  
6 and regulations that set forth principles and standards for capital  
7 planning and budgeting to be used by state agencies. The rules and  
8 regulations shall set forth definitions of relevant terms to be used  
9 in the capital planning and budgeting processes, establish  
10 accounting standards and standards for costs and benefits of public  
11 facility investments.

12 I. 1. The Commission, the Office of Management and Enterprise  
13 Services, and the Oklahoma State Bond Advisor may request the  
14 assistance of such personnel of any state agency in order to perform  
15 their duties pursuant to the State Capital Improvement Planning Act  
16 and such agencies shall respond and provide any such assistance as  
17 may be required. The Commission may use existing studies, surveys,  
18 plans, data and other materials in the possession of any state  
19 agency. Each such agency shall make the same available to the  
20 Commission so that the Commission may have available to it current  
21 information with respect to the capital plans and programs of each  
22 such agency.

23 2. The officers and personnel of any state agency may serve at  
24 the request of the Commission upon such advisory committees as the

1 Commission may create and such officers and personnel may serve upon  
2 such committees without forfeiture of office or employment and with  
3 no loss or diminution of the compensation, status, rights and  
4 privileges which they otherwise enjoy.

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

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

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

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

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

18 2. Two members shall be appointed by the Speaker of the House  
19 of Representatives; and

20 3. Three members shall be appointed by the Governor. Two of  
21 the members appointed by the Governor shall be consumers.

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

24 Members appointed pursuant to this paragraph, with the exception of

1 the consumer members, shall include persons having experience in  
2 medical care, health care services, health care delivery, health  
3 care finance, health insurance and managed health care. Consumer  
4 members shall have no financial or professional interest in medical  
5 care, health care services, health care delivery, health finance,  
6 health insurance or managed care. In making the appointments, the  
7 appointing authority shall also give consideration to urban, rural,  
8 gender and minority representation.

9 C. 1. As the terms of office of members appointed before July  
10 1, 1995, expire, appointments made on or after July 1, 1995, shall  
11 be subject to the following requirements:

12 a. ~~One~~ one member appointed by the Governor shall be a  
13 resident of the First Congressional District. The  
14 term of office of the member appointed by the Governor  
15 and serving as of the effective date of this act shall  
16 expire on September 1, 2003~~†~~†

17 b. ~~One~~ one member appointed by the President Pro Tempore  
18 of the Senate shall be a resident of the Second  
19 Congressional District and a consumer. The term of  
20 office of the member appointed by the President Pro  
21 Tempore of the Senate and serving as of the effective  
22 date of this act shall expire on September 1, 1999~~†~~†

23 c. ~~One~~ one member appointed by the President Pro Tempore  
24 of the Senate shall be a resident of the Third

1 Congressional District. The term of office of the  
2 member appointed by the President Pro Tempore of the  
3 Senate and serving as of the effective date of this  
4 act shall expire on September 1, 2004~~+~~L

5 d. ~~One~~ one member appointed by the Speaker of the House  
6 of Representatives shall be a resident of the Fourth  
7 Congressional District. The term of office of the  
8 member appointed by the Speaker of the House of  
9 Representatives and serving as of the effective date  
10 of this act shall expire on September 1, 2001~~+~~L

11 e. ~~One~~ one member appointed by the Speaker of the House  
12 of Representatives shall be a resident of the Fifth  
13 Congressional District and a consumer. The term of  
14 office of the member appointed by the Speaker of the  
15 House of Representatives and serving as of the  
16 effective date of this act shall expire on September  
17 1, 1998~~+~~L

18 f. ~~One~~ one member appointed by the Governor shall be a  
19 resident of the Sixth Congressional District and a  
20 consumer. The term of office of the member appointed  
21 by the Governor and serving as of the effective date  
22 of this act shall expire on September 1, 2000~~+~~L and

23 g. ~~The~~ the second consumer member appointed by the  
24 Governor shall be appointed at large. The term of

1 office of the member appointed by the Governor and  
2 serving as of the effective date of this act shall  
3 expire on September 1, 2002.

4 2. Appointments made subsequent to the effective date of this  
5 act shall not be restricted to any particular congressional  
6 district. Appointments made after July 1 of the year in which a  
7 redrawing of a congressional district becomes effective shall be  
8 from the state at large. However, no appointments may be made after  
9 July 1 of the year in which such modification becomes effective if  
10 such appointment would result in more than two members serving from  
11 the same modified district.

12 D. The terms of the members serving on the Board as of the  
13 effective date of this act shall expire on September 1 of the year  
14 in which the respective terms expire. Thereafter, as new terms  
15 begin, members shall be appointed to four-year staggered terms which  
16 shall expire on September 1. Should a member serve less than a  
17 four-year term, the term of office of the member subsequently  
18 appointed shall be for the remainder of the four-year term.

19 E. On and after July 1, 1994, any subsequently appointed  
20 administrator of the Authority shall be appointed by the Board. The  
21 administrator shall have the training and experience necessary for  
22 the administration of the Authority, as determined by the Board,  
23 including, but not limited to, prior experience in the  
24

1 administration of managed health care. The administrator shall  
2 serve at the pleasure of the Board.

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

4 1. Establish the policies of the Oklahoma Health Care  
5 Authority;

6 2. Appoint the Administrator of the Authority;

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

10 4. Adopt, publish and submit by January 1 of each year to the  
11 Governor, the President Pro Tempore of the Senate, and the Speaker  
12 of the House of Representatives appropriate administrative policies  
13 and the business plan for that year. All actions governed by said  
14 administrative policies and annual business plan shall be examined  
15 annually in an independent audit.

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

18 2. A majority of the members of the Board shall constitute a  
19 quorum for the transaction of business and for taking any official  
20 action. Official action of the Board must have a favorable vote by  
21 a majority of the members present.

22 3. Members appointed pursuant to subsection A of this section  
23 shall serve without compensation but shall be reimbursed for  
24

1 expenses incurred in the performance of their duties in accordance  
2 with the State Travel Reimbursement Act.

3 H. The Board and the Authority shall act in accordance with the  
4 provisions of the Oklahoma Open Meeting Act, the Oklahoma Open  
5 Records Act and the Administrative Procedures Act.

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

8 Section 102. The "Oklahoma Tax Commission" is hereby created,  
9 and shall possess such duties, powers and authority as are  
10 hereinafter defined, and as are now or as may hereafter be conferred  
11 upon it by law. The Tax Commission shall consist of three (3)  
12 persons to be appointed by the Governor of the State of Oklahoma by  
13 and with the consent of the State Senate of the State of Oklahoma.  
14 No more than two ~~(2)~~ members of the Tax Commission shall be, or  
15 shall have been in the previous six (6) months, members of the same  
16 political party. The members of the Tax Commission shall ~~not~~ be  
17 subject to removal or replacement from office at the will and  
18 pleasure of the Governor, ~~but may be removed only for cause and in~~  
19 ~~the manner provided by law for the removal of state officials not~~  
20 ~~subject to impeachment under the provision of Section 1, Article~~  
21 ~~VIII, of the Constitution.~~

22 The members of the Oklahoma Tax Commission as now constituted  
23 shall continue to serve until the members of the Tax Commission  
24 created by this act are duly appointed, confirmed and qualified.

1 Within twenty (20) days after the effective date of this act, the  
2 Governor shall appoint a new Tax Commission with the term of office  
3 of one member to expire on the second Monday of January 1955, the  
4 term of office of the second member to expire on the second Monday  
5 of January 1957, and the term of office of the third member to  
6 expire on the second Monday of January 1959. Except as set out  
7 above the term of office of each member of said Commission shall be  
8 for six (6) years with the term of office of one member of the Tax  
9 Commission expiring on the second Monday of January of each  
10 odd-numbered year. Provided, however, that a member of the  
11 Commission shall continue to serve after the expiration of his term  
12 of office until his successor is appointed, confirmed and qualified.

13 In the event of a vacancy in the membership of the Tax  
14 Commission before the expiration of any term of office, the Governor  
15 shall fill such vacancy for the unexpired term within twenty (20)  
16 days, and no member of the Commission shall be entitled to draw any  
17 salary or perform any service until his appointment is confirmed by  
18 the Senate, if the Senate then be in session. If the Senate be not  
19 in session, then such member may serve and draw his salary until  
20 some special or regular session convenes; and if his appointment is  
21 then not confirmed within twenty (20) days, he shall cease to  
22 perform such services and cease to draw a salary.

23 Each member of the Tax Commission shall, at the time of his  
24 appointment, be a resident and citizen of the State of Oklahoma, and

1 shall devote all of his time to the administration of the affairs of  
2 the Tax Commission. The Governor shall at the time of making the  
3 initial appointments, and also at the time of making each  
4 appointment to fill a vacancy on the Commission as provided by this  
5 act, designate one member to serve as Chairman, one member to serve  
6 as Vice Chairman and one member to serve as Secretary.

7 The Oklahoma Tax Commission shall appoint an administrator who  
8 shall serve at the pleasure of the Commission and who shall be the  
9 administrative officer of the Commission and manage the activities  
10 of the employees provided for in Sections 104 and 105 of this title.

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

13 Section 14-101. A. There is hereby created the State Board of  
14 Career and Technology Education which shall succeed to all of the  
15 powers and duties heretofore invested in the State Board for  
16 Vocational Education. The membership of the State Board of Career  
17 and Technology Education shall consist of:

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

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

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

24

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

11           However, when congressional districts are redrawn each member  
12 appointed prior to July 1 of the year in which such modification  
13 becomes effective shall complete the current term of office and  
14 appointments made after July 1 of the year in which such  
15 modification becomes effective shall be based on the redrawn  
16 districts. Appointments made after July 1 of the year in which such  
17 modification becomes effective shall be from any redrawn districts  
18 which are not represented by a board member until such time as each  
19 of the modified congressional districts are represented by a board  
20 member. No member shall be appointed pursuant to this paragraph who  
21 has not resided in the relevant congressional district for at least  
22 six (6) months prior to the date of appointment; and

23           4. One member who represents the public, private and/or  
24 educational interests of the state shall be appointed by the

1 Governor from the state at large with the advice and consent of the  
2 Senate.

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

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

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

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

- 13 a. one for a term to expire on April 1, 2004,
- 14 b. one for a term to expire on April 1, 2005,
- 15 c. one for a term to expire on April 1, 2006,
- 16 d. one for a term to expire on April 1, 2007,
- 17 e. one for a term to expire on April 1, 2008, and
- 18 f. one for a term to expire on April 1, 2009;

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

21 4. After the initial terms, all members appointed by the  
22 Governor shall be appointed for terms of six (6) years. All  
23 appointed members of the Board shall serve at the pleasure of the  
24 Governor and may be removed or replaced without cause. Initial

1 appointments pursuant to the provisions of this section shall be  
2 made no later than September 1, 2003. All terms shall expire on the  
3 first day of April of the year in which the term of each member  
4 expires, except for the terms of office of members serving on the  
5 Board on the effective date of this section, which shall expire  
6 August 31, 2003;

7 5. The Chair of the Board shall be the State Superintendent of  
8 Public Instruction. The Director of the Oklahoma Department of  
9 Career and Technology Education shall serve as an ex officio  
10 nonvoting member and shall be the executive officer of the Board;  
11 and

12 6. Members of the State Board of Career and Technology  
13 Education shall be subject to the orientation and continuing  
14 education requirements for school board members specified in  
15 Sections 5-110 and 5-110.1 of this title. Failure of a member to  
16 satisfy these requirements shall result in the member vacating the  
17 seat and the vacancy being filled as provided by law.

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

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

1 E. The official name of the Board which is known as the "State  
2 Board of Vocational and Technical Education" shall be designated in  
3 all future references as the "State Board of Career and Technology  
4 Education". Any references in the statutes to the State Board of  
5 Vocational and Technical Education shall be deemed references to the  
6 State Board of Career and Technology Education.

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

8 COMMITTEE REPORT BY: COMMITTEE ON RULES  
9 April 12, 2017 - DO PASS AS AMENDED

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