

1 ENGROSSED SENATE  
2 BILL NO. 1405

By: Pugh of the Senate

3 and

4 Martinez of the House

5  
6 [ state government - Oklahoma Tourism and Recreation  
7 Commission - appointing authority - effective date ]  
8

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

10 SECTION 1. AMENDATORY 74 O.S. 2011, Section 2203, is  
11 amended to read as follows:

12 Section 2203. A. The Oklahoma Tourism and Recreation  
13 Commission shall consist of eight (8) members who shall serve a term  
14 of six (6) years. No more than one Commission member shall be from  
15 any one county. ~~The Lieutenant Governor shall serve as an ex~~  
16 ~~officio voting member of the Commission.~~

17 B. One member shall be appointed from each congressional  
18 district, who shall be a resident and a qualified elector in the  
19 district from which appointed, and the remaining members shall be  
20 appointed from the state at large. If congressional districts are  
21 redrawn each member appointed shall complete the current term of  
22 office at which time a new appointment shall be made in compliance  
23 with the redrawn congressional district.  
24

1 C. Commission members shall be appointed by the Lieutenant  
2 Governor, with the advice and consent of the Senate, and shall serve  
3 at the pleasure of the Lieutenant Governor. Whenever a vacancy on  
4 the Commission occurs by death, resignation, or otherwise, the  
5 Lieutenant Governor shall fill the same by appointment, with the  
6 advice and consent of the Senate, and the appointee shall hold  
7 office during the unexpired term. Each member shall hold office  
8 until a successor has been appointed and qualified. Five members of  
9 the Commission shall constitute a quorum, and the vote of the  
10 majority of members present shall be necessary for any action to be  
11 taken by the Commission. No vacancy in the membership of the  
12 Commission shall impair the rights of a quorum to exercise and  
13 perform all the rights and duties of the Commission.

14 D. With the exception of the ex officio, no member of the  
15 Commission shall seek election to a federal, state, or county office  
16 while serving on the Commission.

17 E. Each member of the Commission, before serving on the  
18 Commission, shall take and subscribe to the constitutional and  
19 statutory oaths of office and file ~~said~~ the oaths with the Secretary  
20 of State. Members of the Commission shall be reimbursed for travel  
21 expenses to Commission meetings as provided in the State Travel  
22 Reimbursement Act of the Oklahoma Statutes.

23 F. The Commission shall be organized by the Lieutenant Governor  
24 who shall appoint from the Commission the Chair, the Vice Chair, and

1 the Secretary. The Commission is authorized and directed to adopt  
2 rules pursuant to the provisions of the Administrative Procedures  
3 Act to execute the powers and duties of the Commission and  
4 Department.

5 G. The Commission may meet monthly and shall meet at least  
6 quarterly. The Commission may meet at such other times as it deems  
7 necessary for effectively performing its duties and  
8 responsibilities. Special meetings may be called by the Chair or by  
9 any three members of the Commission. The meetings of the Commission  
10 shall be subject to the Oklahoma Open Meeting Act.

11 H. The Commission is hereby declared to be a governmental  
12 agency and instrumentality of the State of Oklahoma with authority  
13 to exercise, in addition to those it now has, the rights, privileges  
14 and functions hereinafter specified.

15 SECTION 2. AMENDATORY 74 O.S. 2011, Section 2206, is  
16 amended to read as follows:

17 Section 2206. The chief executive officer of the Department  
18 shall be the Executive Director, who shall be appointed by the  
19 ~~Commission~~ Lieutenant Governor and who shall serve at the pleasure  
20 of ~~said Commission~~ the Lieutenant Governor. The Executive Director  
21 shall be chosen with regard to knowledge, training, experience, and  
22 ability to administer the functions of the Department. The  
23 Commission shall establish the salary of the Executive Director.

24 SECTION 3. This act shall become effective November 1, 2018.

1 Passed the Senate the 15th day of March, 2018.

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3 \_\_\_\_\_  
4 Presiding Officer of the Senate

5 Passed the House of Representatives the \_\_\_\_ day of \_\_\_\_\_,  
6 2018.

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8 \_\_\_\_\_  
9 Presiding Officer of the House  
10 of Representatives