

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 2nd Session of the 56th Legislature (2018)

4 ENGROSSED SENATE

5 BILL NO. 1405

By: Pugh of the Senate

6 and

7 Martinez of the House

8
9 [state government - Oklahoma Tourism and Recreation
10 Commission - appointing authority - effective date]

11
12 ~~BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:~~

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

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

20 B. One member shall be appointed from each congressional
21 district, who shall be a resident and a qualified elector in the
22 district from which appointed, and the remaining members shall be
23 appointed from the state at large. If congressional districts are
24 redrawn each member appointed shall complete the current term of

1 office at which time a new appointment shall be made in compliance
2 with the redrawn congressional district.

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

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

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

1 F. The Commission shall be organized by the Lieutenant Governor
2 who shall appoint from the Commission the Chair, the Vice Chair, and
3 the Secretary. The Commission is authorized and directed to adopt
4 rules pursuant to the provisions of the Administrative Procedures
5 Act to execute the powers and duties of the Commission and
6 Department.

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

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

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

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

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

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5 COMMITTEE REPORT BY: COMMITTEE ON GOVERNMENT MODERNIZATION, dated
6 03/28/2018 - DO PASS, As Amended.

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