

1 STATE OF OKLAHOMA

2 1st Session of the 55th Legislature (2015)

3 SENATE BILL 8

By: Barrington

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5
6 AS INTRODUCED

7 An Act relating to the Oklahoma Law Enforcement
8 Retirement Board; amending 47 O.S. 2011, Section 2-
9 303, as amended by Section 171, Chapter 304, O.S.L.
10 2012 (47 O.S. Supp. 2014, Section 2-303), which
11 relates to the Oklahoma Law Enforcement Retirement
12 Board; amending membership; making language gender
13 neutral; and providing an effective date.

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

15 SECTION 1. AMENDATORY 47 O.S. 2011, Section 2-303, as
16 amended by Section 171, Chapter 304, O.S.L. 2012 (47 O.S. Supp.
17 2014, Section 2-303), is amended to read as follows:

18 Section 2-303. A. There shall be an "Oklahoma Law Enforcement
19 Retirement Board" to administer the fund of the Oklahoma Law
20 Enforcement Retirement System. The Board shall be composed of the
21 Commissioner of Public Safety or his or her designee, the Director
22 of the Office of Management and Enterprise Services or his or her
23 designee, three members to be appointed by the Governor one of whom
24 shall be both a retired member of the System and a member of the
Retired Troopers Association, one member to be appointed by the

1 Speaker of the House of Representatives, one member to be appointed
2 by the President Pro Tempore of the Senate, two members of the
3 Highway Patrol Division and one member of the Communication Division
4 of the Department of Public Safety, one member of the Oklahoma State
5 Bureau of Investigation, one member of the Oklahoma State Bureau of
6 Narcotics and Dangerous Drugs Control and one member of the
7 Alcoholic Beverage Laws Enforcement Commission, elected by and from
8 the membership of the System. The terms of elected members of the
9 Board now serving shall expire on June 30, 1980. The present Board
10 shall conduct an election for the selection of elected members of
11 the Board, prior to ~~the operative date of this act~~ July 1, 1988.
12 One member of the Oklahoma Highway Patrol and the member of the
13 Oklahoma State Bureau of Investigation, initially elected, shall
14 serve through June 30, 1982, the member of the Oklahoma Alcoholic
15 Beverage Control Board, initially elected, shall serve through June
16 30, 1984, and the remaining elected members shall serve through June
17 30, 1983. Members subsequently elected shall serve for terms of
18 three (3) years.

19 B. 1. The initial term of office of the member appointed to
20 the Board by the Speaker of the House of Representatives and the
21 member appointed to the Board by the President Pro Tempore of the
22 Senate shall expire on January 3, 1989. The members thereafter
23 appointed by the Speaker of the House of Representatives and by the
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1 President Pro Tempore of the Senate shall serve terms of office of
2 four (4) years.

3 2. The member appointed by the Governor serving on the Board on
4 ~~the operative date of this act~~ July 1, 1988, shall serve the
5 remainder of the unexpired term of the member. The member appointed
6 by the Governor to fill that position after the expiration of the
7 term of office of the member serving on ~~the operative date of this~~
8 ~~act~~ July 1, 1988, shall serve through January 13, 1991. The members
9 thereafter appointed by the Governor shall serve a term of office of
10 four (4) years which is coterminous with the term of office of the
11 office of the appointing authority.

12 3. The initial term of office of the two additional
13 appointments to the Board by the Governor shall expire on January
14 14, 1991. The members thereafter appointed by the Governor shall
15 serve terms of office of four (4) years which are coterminous with
16 the term of office of the office of the appointing authority.

17 4. Vacancies shall be filled for the unexpired term of office
18 in the same manner as the original appointment was made.

19 C. The members appointed to the Board by the Speaker of the
20 House of Representatives, by the President Pro Tempore of the Senate
21 and by the Governor or a member who is a designee of an ex officio
22 member of the Board shall:
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1 1. Have demonstrated professional experience in investment or
2 funds management, public funds management, public or private pension
3 fund management or retirement system management; or

4 2. Have demonstrated experience in the banking profession and
5 have demonstrated professional experience in investment or funds
6 management; or

7 3. Be licensed to practice law in this state and have
8 demonstrated professional experience in commercial matters; or

9 4. Be licensed by the Oklahoma Accountancy Board to practice in
10 this state as a public accountant or a certified public accountant.

11 The appointing authorities, in making appointments that conform
12 to the requirements of this subsection, shall give due consideration
13 to balancing the appointments among the criteria specified in
14 paragraphs 1 through 4 of this subsection.

15 D. No member of the Board shall be a lobbyist registered in
16 this state as provided by law.

17 E. Notwithstanding any of the provisions of this section to the
18 contrary, any person serving as an appointed member of the Board on
19 ~~the operative date of this act~~ July 1, 1988, shall be eligible for
20 reappointment when the term of office of the member expires.

21 F. Every two (2) years, one of the members of the Board shall
22 be selected by the Board as president and another member as
23 secretary of the Board.

1 G. Any member of the Board elected by the membership of the
2 System may be recalled for cause at a special election held for that
3 purpose by the members of the System. Such an election shall be
4 called and held by the president and secretary of the Board upon a
5 written request therefor signed by not less than one-third (1/3) of
6 the members of the System and shall be held pursuant to notice given
7 to all members of the System stating the date for such election
8 which shall not be less than ten (10) days from the date of the
9 issuance of such notice. All members of the System shall be
10 entitled to vote by secret ballot and, if two-thirds (2/3) or more
11 of the membership of the System vote for his or her recall, the
12 elected member of the Board designated in such request, notice and
13 secret ballot shall cease to be a member of the Board and the
14 president and secretary of the Board shall call and hold a special
15 election by the members of the System to fill the remainder of the
16 term of the member so recalled.

17 H. The Oklahoma Law Enforcement Retirement System shall retain
18 an Executive Director and shall establish the Executive Director's
19 compensation. The Executive Director shall be the managing and
20 administrative officer of the System and as such shall have charge
21 of the office, records and supervision and direction of the
22 employees of the System. The Executive Director shall be
23 responsible for the overall operations and to perform duties
24 specified in Section 2-300 of this title and as specified by the

1 Board. The Executive Director shall be subject to the policy
2 directions of the Board and may employ such persons as are deemed
3 necessary to administer the System.

4 SECTION 2. This act shall become effective November 1, 2015.

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