

1 STATE OF OKLAHOMA

2 1st Session of the 57th Legislature (2019)

3 SENATE BILL 438

By: Haste

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5  
6 AS INTRODUCED

7 An Act relating to public health and safety; amending  
8 63 O.S. 2011, Section 3275, which relates to the  
9 Oklahoma State University Medical Authority Act;  
10 modifying terms and appointment procedures for  
11 members of the Oklahoma State University Medical  
12 Authority; and providing an effective date.

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

14 SECTION 1. AMENDATORY 63 O.S. 2011, Section 3275, is  
15 amended to read as follows:

16 Section 3275. A. There is hereby created the Oklahoma State  
17 University Medical Authority, an agency of the State of Oklahoma, a  
18 body corporate and politic, with powers of government and with the  
19 authority to exercise the rights, privileges and functions as  
20 specified in the Oklahoma State University Medical Authority Act.  
21 The Oklahoma State University Medical Authority is covered by the  
22 Governmental Tort Claims Act.

23 B. The Authority shall consist of seven (7) members as follows:

24 1. One member shall be appointed by the Governor, with the  
25 advice and consent of the Senate;

1           2. One member shall be appointed by the President Pro Tempore  
2 of the Senate;

3           3. One member shall be appointed by the Speaker of the House of  
4 Representatives;

5           4. One member shall be the Chief Executive Officer of the  
6 Oklahoma Health Care Authority, or a designee;

7           5. One member shall be the President of the Oklahoma State  
8 University Center for Health Sciences;

9           6. One member to be appointed by the President of Oklahoma  
10 State University who shall be the Chief Executive Officer of any  
11 entity, other than the Oklahoma State University Medical Trust, with  
12 whom the Oklahoma State University College of Osteopathic Medicine  
13 has entered into an Academic Affiliation Agreement to serve as the  
14 primary site of practice and teaching hospital for medical residency  
15 programs, or a designee; and

16           7. One member shall be the Chief Executive Officer of the  
17 Oklahoma State University Medical Authority who shall be an ex  
18 officio, nonvoting member.

19           C. All appointed members ~~shall be appointed by June 1, 2006.~~  
20 ~~Of the members of the Authority initially appointed, the member~~  
21 ~~appointed by the President Pro Tempore of the Senate shall serve a~~  
22 ~~term of three (3) years; the member appointed by the Speaker of the~~  
23 ~~House of Representatives shall serve a term of two (2) years; and~~

1 ~~the member appointed by the Governor shall serve a term of one (1)~~  
2 ~~year. Successors~~ shall be appointed for terms of three (3) years.

3 D. Each member of the Authority, prior to appointment, shall be  
4 a resident of the state and a qualified elector.

5 E. Members shall be removable only for cause by the appointing  
6 authority. Any vacancy occurring on the Authority shall be filled  
7 by the original appointing authority.

8 F. The members of the Authority shall serve without  
9 compensation but may be reimbursed for all actual and necessary  
10 travel expenses incurred in performance of their duties in  
11 accordance with the provisions of the State Travel Reimbursement  
12 Act.

13 G. All members of the Authority and administrative personnel of  
14 the Authority shall be subject to the provisions of the Oklahoma  
15 Ethics Commission Rules, Chapter 62 Appendix of Title 74 of the  
16 Oklahoma Statutes.

17 H. A quorum of the Authority shall be four (4) voting members.  
18 The Authority shall elect a chair and vice chair from among its  
19 members. The chair must be an appointed member of the Authority.

20 I. The Authority shall be exempt from the Oklahoma Central  
21 Purchasing Act but shall be subject to the purchasing policies of  
22 Oklahoma State University Center for Health Sciences and shall be  
23 subject to the Oklahoma Open Meeting Act and the Oklahoma Open  
24 Records Act, except as otherwise provided by ~~this act~~ The Oklahoma

1 State University Medical Authority Act. Any information submitted  
2 to or compiled by the Authority except for budgetary information  
3 related to appropriations or the appropriations process with respect  
4 to the marketing plans, financial statements, trade secrets,  
5 research concepts, methods or products, or any other proprietary  
6 information of the Authority, persons, firms, associations,  
7 partnerships, agencies, corporations, institutions of higher  
8 education, nonprofit research institutions or other entities shall  
9 be confidential, except to the extent that the person or entity  
10 which provided the information or which is the subject of the  
11 information consents to disclosure. Executive sessions may be held  
12 to discuss such materials if deemed necessary by the Authority.

13 SECTION 2. This act shall become effective November 1, 2019.

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