

1 **SENATE FLOOR VERSION**

2 April 12, 2023

3 ENGROSSED HOUSE
4 BILL NO. 2820

By: Kendrix of the House

5 and

6 Bergstrom of the Senate

7
8 An Act relating to sunset; amending 70 O.S. 2021,
9 Section 23-105, which relates to the Oklahoma
10 Educational Television Authority; re-creating the
11 authority; and modifying termination date.

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

13 SECTION 1. AMENDATORY 70 O.S. 2021, Section 23-105, is
14 amended to read as follows:

15 Section 23-105. There is hereby re-created, to continue until
16 July 1, ~~2023~~ 2026, in accordance with the provisions of the Oklahoma
17 Sunset Law, Section 3901 et seq. of Title 74 of the Oklahoma
18 Statutes, a body corporate and politic to be known as the "Oklahoma
19 Educational Television Authority", and by that name the Authority
20 may sue and be sued, and plead and be impleaded. The Authority is
21 hereby constituted an instrumentality of the state, and the exercise
22 by the Authority of the powers conferred by this article for the
23 planning, construction, operation, and maintenance of educational
24

1 television facilities shall be deemed and held to be an essential
2 function of the state.

3 The Oklahoma Educational Television Authority shall consist of
4 thirteen (13) members, including the President of the University of
5 Oklahoma, the President of Oklahoma State University, the State
6 Superintendent of Public Instruction, the Chancellor of the Oklahoma
7 State Regents for Higher Education, the president of one of the
8 state-supported four-year colleges to be chosen by the presidents of
9 this group of institutions, the president of one of the state-
10 supported two-year colleges to be chosen by the presidents of this
11 group of institutions, and seven additional members to be appointed
12 by the Governor with the advice and consent of the Senate, to serve
13 seven-year terms.

14 The appointed members shall have been residents of the state for
15 at least five (5) years preceding the date of their appointment.
16 The appointed members shall include one member from each of the
17 congressional districts and any remaining members shall be appointed
18 from the state at large. However, when congressional districts are
19 redrawn each member appointed prior to July 1 of the year in which
20 such modification becomes effective shall complete the current term
21 of office and appointments made after July 1 of the year in which
22 such modification becomes effective shall be based on the redrawn
23 districts. Appointments made after July 1 of the year in which such
24 modification becomes effective shall be from any redrawn districts

1 which are not represented by ~~a board~~ an authority member until such
2 time as each of the modified congressional districts are represented
3 by ~~a board~~ an authority member. A majority of the appointed members
4 shall be actively engaged in the profession of education. Each
5 appointed member of the Authority, before entering upon the duties
6 of the member, shall take the oath provided for by Section 1 of
7 Article XV of the Constitution of the State of Oklahoma.

8 The seven original members appointed by the Governor shall
9 continue in office for terms expiring on June 30, 1954; June 30,
10 1955; June 30, 1956; June 30, 1957; June 30, 1958; June 30, 1959;
11 and June 30, 1960, respectively. The terms of each of the original
12 appointed members shall be designated by the Governor, and said
13 members shall serve for their appointed terms and until their
14 respective successors shall be appointed and qualified. The
15 successor of each appointed member shall be appointed for a term of
16 seven (7) years, except that any person appointed to fill a vacancy
17 shall be appointed to serve only for the unexpired term in said
18 vacancy.

19 The Authority shall elect from the membership of the Authority a
20 ~~chairman~~ chair, a ~~vice-chairman~~ vice-chair, and a secretary-
21 treasurer. Any such officers elected by the Authority on or after
22 July 1, 1984, shall be appointed to serve a term of one (1) year.
23 Seven members of the Authority shall constitute a quorum, and the
24 vote of seven members shall be necessary for any action taken by the

1 Authority. No vacancy in the membership of the Authority shall
2 impair the right of a quorum to exercise all the rights and perform
3 all the duties of the Authority. The Authority shall meet at least
4 quarterly.

5 The members of the Authority shall not be entitled to
6 compensation for their services, but each member shall be reimbursed
7 for travel expenses incurred in performing official duties in
8 accordance with the provisions of the State Travel Reimbursement
9 Act. No liability or obligation shall be incurred by the Authority
10 beyond the extent to which monies shall have been provided pursuant
11 to the authority of this article.

12 COMMITTEE REPORT BY: COMMITTEE ON ADMINISTRATIVE RULES
13 April 12, 2023 - DO PASS
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