

1 **SENATE FLOOR VERSION**

2 February 25, 2019

3 SENATE BILL NO. 1039

By: David of the Senate

4 and

5 Wallace of the House

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7
8 An Act relating to the Oklahoma State University
9 Medical Authority Act; amending 63 O.S. 2011, Section
10 3275, which relates to members; deleting obsolete
11 language; and providing an effective date.

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

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

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

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

23 1. One member shall be appointed by the Governor, with the
24 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~~

24

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. Any

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

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

14 COMMITTEE REPORT BY: COMMITTEE ON HEALTH AND HUMAN SERVICES
15 February 25, 2019 - DO PASS
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