

1 ENGROSSED HOUSE AMENDMENT
TO
2 ENGROSSED SENATE BILL NO. 1296 By: Rosino of the Senate
3 and
4 Newton of the House
5

6
7 An Act relating to the Opioid Overdose Fatality
8 Review Board; amending 63 O.S. 2021, Section 2-1002,
9 which relates to composition and meetings of the
10 Board; modifying required frequency of meetings;
11 establishing quorum and certain voting threshold;
12 updating statutory reference; updating statutory
13 language; providing an effective date; and declaring
14 an emergency.

15 AMENDMENT NO. 1. Strike the title, enacting clause, and entire bill
16 and insert:

17
18 "An Act relating to the Opioid Overdose Fatality
19 Review Board; amending 63 O.S. 2021, Section 2-1002,
20 which relates to composition and meetings of the
21 Board; modifying membership of the Board; modifying
22 required frequency of meetings; establishing quorum
23 requirement; providing an effective date; and
24 declaring an emergency.

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

1 SECTION 1. AMENDATORY 63 O.S. 2021, Section 2-1002, is
2 amended to read as follows:

3 Section 2-1002. A. The Opioid Overdose Fatality Review Board
4 shall be composed of ~~twenty-two (22)~~ twenty (20) members, or their
5 designees, as follows:

6 1. ~~Twelve~~ Eleven of the members shall be:

7 a. the Attorney General or designee,

8 b. the Chief Medical Examiner or designee,

9 c. the State Commissioner of Health or designee,

10 ~~d. the Chief of Injury Prevention Services of the State~~
11 ~~Department of Health or designee,~~

12 ~~e.~~ the President of the Oklahoma State Medical
13 Association or designee,

14 ~~f.~~

15 e. the Director of the Oklahoma State Bureau of Narcotics
16 and Dangerous Drugs Control or designee,

17 ~~g.~~

18 f. the Commissioner of ~~the Department of~~ Mental Health
19 and Substance Abuse Services or designee,

20 ~~h.~~

21 g. the President of the Oklahoma Osteopathic Association
22 or designee,

23 ~~i.~~

24

1 h. the Director of the Department of Human Services or
2 designee,

3 ~~j.~~

4 i. the Director of the Oklahoma State Bureau of
5 Investigation or designee,

6 ~~k.~~

7 j. the President of the Association of Oklahoma Narcotic
8 Enforcers or designee, and

9 ~~l.~~

10 k. the Executive Director of the State Board of Pharmacy
11 or designee; and

12 2. ~~Ten~~ Nine of the members shall be appointed by the Attorney
13 General, shall serve for terms of two (2) years and shall be
14 eligible for reappointment. The members shall be persons having
15 training and experience in matters related to opioid abuse and
16 prevention. The appointed members shall include:

17 a. a county sheriff selected from a list of three names
18 submitted by the executive board of the Oklahoma
19 Sheriffs' Association,

20 b. a chief of a municipal police department selected from
21 a list of three names submitted by the Oklahoma
22 Association of Chiefs of Police,

23 c. ~~an attorney licensed in this state who is in private~~
24 ~~practice selected from a list of three names submitted~~

1 ~~by the Board of Governors of the Oklahoma Bar~~
2 ~~Association,~~

3 ~~d.~~ a district attorney selected from a list of three
4 names submitted by the District Attorneys Council,

5 ~~e.~~

6 d. a physician with emergency medical training selected
7 from a list of three names submitted by the Oklahoma
8 State Medical Association,

9 ~~f.~~

10 e. a physician with experience in drug addiction
11 treatment and recovery selected from a list of three
12 names submitted by the Oklahoma Osteopathic
13 Association,

14 ~~g.~~

15 f. a nurse selected from a list of three names submitted
16 by the Oklahoma Nurses Association,

17 ~~h.~~

18 g. two individuals, at least one of whom shall be a
19 person who currently receives or formerly has been a
20 consumer of addiction recovery services related to
21 opioid use, selected from a list of three names
22 submitted by the Department of Mental Health and
23 Substance Abuse Services, and

24 ~~i.~~

1 h. a member of the judiciary selected from a list of
2 three names submitted by the Oklahoma Supreme Court.

3 B. Every two (2) years the Board shall elect from among its
4 membership a chair and a ~~vice-chair~~ vice chair. The Board shall
5 meet ~~at least quarterly and may meet more~~ as frequently as necessary
6 as determined by the chair. Ten members shall constitute a quorum,
7 and a majority of the required quorum shall be sufficient for the
8 Board to take action by vote. Members shall serve without
9 compensation but may be reimbursed for necessary travel out of funds
10 available to the Office of the Attorney General and the Department
11 of Mental Health and Substance Abuse Services pursuant to the State
12 Travel Reimbursement Act; provided, that the reimbursement shall be
13 paid, in the case of state employee members, by the agency employing
14 the member.

15 C. With funds appropriated or otherwise available for that
16 purpose, the Office of the Attorney General, jointly with the
17 Department of Mental Health and Substance Abuse Services, shall
18 provide administrative assistance and services to the Opioid
19 Overdose Fatality Review Board.

20 SECTION 2. This act shall become effective July 1, 2024.

21 SECTION 3. It being immediately necessary for the preservation
22 of the public peace, health or safety, an emergency is hereby
23 declared to exist, by reason whereof this act shall take effect and
24 be in full force from and after its passage and approval."

1 Passed the House of Representatives the 23rd day of April, 2024.

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4 Presiding Officer of the House of
Representatives
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6 Passed the Senate the ____ day of _____, 2024.

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9 Presiding Officer of the Senate
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1 ENGROSSED SENATE
2 BILL NO. 1296

By: Rosino of the Senate

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7 Review Board; amending 63 O.S. 2021, Section 2-1002,
8 which relates to composition and meetings of the
9 Board; modifying required frequency of meetings;
10 establishing quorum and certain voting threshold;
11 updating statutory reference; updating statutory
12 language; providing an effective date; and declaring
13 an emergency.

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

15 SECTION 4. AMENDATORY 63 O.S. 2021, Section 2-1002, is
16 amended to read as follows:

17 Section 2-1002. A. The Opioid Overdose Fatality Review Board
18 shall be composed of twenty-two (22) members, or their designees, as
19 follows:

20 1. Twelve of the members shall be:

- 21 a. the Attorney General or designee,
- 22 b. the Chief Medical Examiner or designee,
- 23 c. the State Commissioner of Health or designee,
- 24 d. the Chief of Injury Prevention Services of the State
Department of Health or designee,

- e. the President of the Oklahoma State Medical Association or designee,
- f. the Director of the Oklahoma State Bureau of Narcotics and Dangerous Drugs Control or designee,
- g. the Commissioner of the Department of Mental Health and Substance Abuse Services or designee,
- h. the President of the Oklahoma Osteopathic Association or designee,
- i. the Director of the Department of Human Services or designee,
- j. the Director of the Oklahoma State Bureau of Investigation or designee,
- k. the President of the Association of Oklahoma Narcotic Enforcers or designee, and
- l. the Executive Director of the State Board of Pharmacy or designee; and

2. Ten of the members shall be appointed by the Attorney General, shall serve for terms of two (2) years and shall be eligible for reappointment. The members shall be persons having training and experience in matters related to opioid abuse and prevention. The appointed members shall include:

- a. a county sheriff selected from a list of three names submitted by the executive board of the Oklahoma Sheriffs' Association,

- 1 b. a chief of a municipal police department selected from
2 a list of three names submitted by the Oklahoma
3 Association of Chiefs of Police,
- 4 c. an attorney licensed in this state who is in private
5 practice selected from a list of three names submitted
6 by the Board of Governors of the Oklahoma Bar
7 Association,
- 8 d. a district attorney selected from a list of three
9 names submitted by the District Attorneys Council,
- 10 e. a physician with emergency medical training selected
11 from a list of three names submitted by the Oklahoma
12 State Medical Association,
- 13 f. a physician with experience in drug addiction
14 treatment and recovery selected from a list of three
15 names submitted by the Oklahoma Osteopathic
16 Association,
- 17 g. a nurse selected from a list of three names submitted
18 by the Oklahoma Nurses Association,
- 19 h. two individuals, at least one of whom shall be a
20 person who currently receives or formerly has been a
21 consumer of addiction recovery services related to
22 opioid use, selected from a list of three names
23 submitted by the Department of Mental Health and
24 Substance Abuse Services, and

1 i. a member of the judiciary selected from a list of
2 three names submitted by the ~~Oklahoma~~ Supreme Court.

3 B. Every two (2) years the Board shall elect from among its
4 membership a chair and a ~~vice-chair~~ vice chair. The Board shall
5 meet ~~at least quarterly and may meet more~~ as frequently as necessary
6 as determined by the chair. Nine members shall constitute a quorum,
7 and a majority of the required quorum shall be sufficient for the
8 Board to take action by vote. Members shall serve without
9 compensation but may be reimbursed for necessary travel out of funds
10 available to the Office of the Attorney General and the Department
11 of Mental Health and Substance Abuse Services pursuant to the State
12 Travel Reimbursement Act; provided, that the reimbursement shall be
13 paid in the case of state employee members by the agency employing
14 the member.

15 C. With funds appropriated or otherwise available for that
16 purpose, the Office of the Attorney General, jointly with the
17 Department of Mental Health and Substance Abuse Services, shall
18 provide administrative assistance and services to the Opioid
19 Overdose Fatality Review Board.

20 SECTION 5. This act shall become effective July 1, 2024.

21 SECTION 6. It being immediately necessary for the preservation
22 of the public peace, health or safety, an emergency is hereby
23 declared to exist, by reason whereof this act shall take effect and
24 be in full force from and after its passage and approval.

1 Passed the Senate the 27th day of February, 2024.

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3 _____
4 Presiding Officer of the Senate

5 Passed the House of Representatives the ____ day of _____,
6 2024.

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8 _____
9 Presiding Officer of the House
10 of Representatives