

STATE OF OKLAHOMA

2nd Session of the 43rd Legislature (1992)

HOUSE BILL NO. 2436

BY: McCORKELL

AS INTRODUCED

AN ACT RELATING TO STATE GOVERNMENT; AMENDING 47 O.S. 1991, SECTION 1162, WHICH RELATES TO THE TRUCKING INDUSTRY SELF-FUNDED RESEARCH AND DEVELOPMENT (TISRAD) COMMITTEE; AMENDING 74 O.S. 1991, SECTION 5060.6, WHICH RELATES TO THE OKLAHOMA CENTER FOR THE ADVANCEMENT OF SCIENCE AND TECHNOLOGY; AMENDING 74 O.S. 1991, SECTION 5065.1, WHICH RELATES TO THE OKLAHOMA AGROINDUSTRY POLICY COMMISSION; AUTHORIZING A DESIGNATE FOR THE DIRECTOR OF THE DEPARTMENT OF COMMERCE TO THE TISRAD COMMITTEE, BOARD OF DIRECTORS OF THE OKLAHOMA CENTER FOR THE ADVANCEMENT OF SCIENCE AND TECHNOLOGY, AND THE AGROINDUSTRY POLICY COMMISSION; AND DECLARING AN EMERGENCY.

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

SECTION 1. AMENDATORY 47 O.S. 1991, Section 1162, is amended to read as follows:

Section 1162. There is hereby created the Trucking Industry Self-Funded Research and Development Committee, hereinafter referred to as TISRAD Committee, consisting of the Lieutenant Governor of the

State of Oklahoma, who shall serve as Chairman of the Committee, a member of the Oklahoma Corporation Commission to be determined by the Corporation Commission, a member of the Oklahoma Tax Commission to be determined by the Tax Commission, the Secretary of the Department of Transportation, the executive director of the Department of Commerce, or the designee of the director and the Commissioner of the Department of Public Safety. Ex officio members of the TISRAD Committee shall be the Chairman of the Transportation Committee of the Oklahoma State Senate and the Chairman of the Transportation Committee of the Oklahoma House of Representatives. The TISRAD Committee shall, in conjunction with the Associated Motor Carriers and the Motor Transportation Safety, Education and Economic Development Research Foundation, develop safety, education and economic development research programs for motor transportation including, but not limited to:

1. Share the Road Safety programs;
2. Heavy Truck Accident Analysis programs;
3. Trucking Industry Taxation and Development programs;
4. Economic Regulatory Research programs;
5. Highway and Bridge Use and Research programs; and
6. Vo-Tech Commercial Driver Training and Motor Transport

Professional Skills Program.

All data and analysis developed in the programs shall be made available in report form on an annual basis to the Governor, the Legislature and the various agencies of government concerned at no charge.

SECTION 2. AMENDATORY 74 O.S. 1991, Section 5060.6, is amended to read as follows:

Section 5060.6 A. The Oklahoma Center for the Advancement of Science and Technology shall be governed by a board of directors consisting of the following members:

1. The Director of the Oklahoma Department of Commerce or his designee;

2. The Chancellor of the Oklahoma State Regents for Higher Education;

3. Dean of the Division of Agriculture, Oklahoma State University;

4. A member of the House of Representatives, who shall serve as an ex officio nonvoting member, appointed by the Speaker of the House of Representatives;

5. A member of the Senate, who shall serve as an ex officio nonvoting member, appointed by the President Pro Tempore of the Senate;

6. One member of Oklahoma Futures as selected by Oklahoma Futures who shall be a person of demonstrated commitment to the advancement of science and technology in Oklahoma;

7. Two members, appointed by the Governor, who shall be engineers or scientists with extensive experience in managing basic or applied scientific or technological research at Oklahoma institutions of higher education; and

8. Six persons appointed by the Governor. In making such appointments to the board of directors, the Governor shall appoint persons who are recognized for outstanding knowledge of, leadership in and commitment to the advancement of science and technology in Oklahoma. In making such appointments, the Governor shall give due consideration to the appointment of persons some of whom represent small business, some of whom have experience in basic or applied scientific and technological research and some of whom have experience in the following industries:

- a. agriculture,
- b. oil and natural gas,
- c. early stage, high-risk venture capital finance,
- d. other significant Oklahoma industries,

- e. other emerging Oklahoma industries, potentially significant to the state economy, and
- f. higher education.

B. Persons appointed to the board of directors shall serve at the pleasure of the Governor. No appointed member may serve more than two consecutive full terms of office on the board of directors. The two legislatively appointed members of the board of directors shall be persons of demonstrated knowledge of and commitment to the advancement of science and technology in Oklahoma and shall serve at the pleasure of their respective appointing authority.

C. In making appointments to the board of directors of the Oklahoma Center for the Advancement of Science and Technology, appropriate consideration shall be given to appointment of members of the Oklahoma Science and Technology Advisory Committee as well as to representation upon the board by race, gender and geographical area.

D. Any vacancy in board positions filled by appointment of the Governor shall be filled for the unexpired term in the same manner as the original appointment.

E. The board of directors shall elect, annually, a chairman who shall be from the private sector membership of the board. A vice-chairman shall be elected annually from among all the members of the board of directors. Persons elected to the position of chairman or vice-chairman shall not serve more than two consecutive terms in said position.

F. The board of directors shall meet at least once each calendar quarter and at such other times:

1. As provided for in the charter or bylaws of the Center;
2. Upon call of the chairman;
3. Upon call of the president of the Center; or
4. Upon written request of a majority of the directors.

G. Six voting members of the board of directors shall constitute a quorum. A quorum of the board of directors shall be necessary to transact Center business. All actions of the directors shall be made by a majority of the quorum present.

H. Members of the board of directors shall be entitled to compensation and expenses as may be provided in the charter or bylaws of the Center.

I. The board of directors shall establish an executive committee composed of the chairman, vice-chairman and three (3) additional voting members chosen by the chairman from among the remaining directors. The at-large members of the executive committee may not serve more than two (2) full consecutive terms. The executive committee, in intervals between board meetings, may transact any board business that has been delegated to the executive committee. A majority of the executive committee shall be necessary to transact business and all actions of the executive committee shall be by a majority vote of the committee.

SECTION 3. AMENDATORY 74 O.S. 1991, Section 5065.1, is amended to read as follows:

Section 5065.1 A. There is hereby created the Oklahoma Agroindustry Policy Commission herein called Commission, which shall exist as a temporary Commission to study and analyze all Oklahoma agroindustry programs, policies and institutions. For the purposes of this act, the term agroindustry shall be defined as the production, harvesting, transporting, storage, marketing and processing of farm products and the supplying of feed, seed, farm chemicals and farm equipment.

B. The Commission shall be composed of fifteen (15) members as follows:

1. Five persons to be appointed by the Governor, with the following qualifications:

a. one shall be engaged in the business of farming,

- b. three shall be agribusinessmen, and
- c. one shall have international agriculture marketing experience;

2. The Director of the Oklahoma Department of Commerce or his designee;

3. The Commissioner of the State Department of Agriculture;

4. The Chancellor of the Oklahoma State Regents for Higher Education;

5. The Director of the Oklahoma State University Cooperative Extension Service;

6. One member of the Oklahoma House of Representatives to be appointed by the Speaker of the House of Representatives; and

7. One member of the State Senate to be appointed by the President Pro Tempore of the Senate;

8. The following shall be ex officio members:

- a. the chairmen of the Agriculture Committees of the Oklahoma House of Representatives and of the State Senate, and

- b. the chairmen of the Economic Development Committees of the Oklahoma House of Representatives and of the State Senate.

C. Each appointing officer, in making said appointments, shall give due consideration and appropriate recognition to persons who are recognized for outstanding knowledge and leadership in their fields of agroindustry, and to both of the major political parties in the state and in making their appointments, the President Pro Tempore and the Speaker shall each appoint at least one member of the political party having the second largest number of members in their respective houses of the Legislature.

D. Whenever a vacancy shall occur on the Commission, the officer making the initial appointment shall appoint a person to fill the vacancy.

E. The members of the Commission appointed by the Governor shall receive no compensation but shall be reimbursed for necessary travel expenses incurred in the performance of their duties in accordance with the provisions of the State Travel Reimbursement Act. Legislative members shall receive reimbursement for their expenses in attending such meetings pursuant to Section 456 of Title 74 of the Oklahoma Statutes. Members who are state executive officers shall not receive reimbursement for travel expenses for meetings held in Oklahoma City.

F. Appointive members of the Commission shall be named within thirty (30) days of the effective date of this act.

SECTION 4. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.

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