

ENROLLED SENATE
BILL NO. 113

By: Haney and Cain of the
Senate

and

Bastin and Matlock of the
House

An Act relating to state government; amending 74 O.S. 1991, Sections 1201 and 1202, which relate to the Oklahoma Indian Affairs Commission; modifying membership of the Commission; providing for forfeiture of office under certain circumstances; specifying certain duties of the director; modifying purpose of the Commission; expanding duties of the Commission; and providing an effective date.

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

SECTION 1. AMENDATORY 74 O.S. 1991, Section 1201, is amended to read as follows:

Section 1201. A. There is hereby created the Oklahoma Indian Affairs Commission. The Commission shall consist of ~~nine (9)~~ sixteen (16) members: nine appointed members and seven nonvoting, ex officio members. The appointed members shall be appointed by the Governor, ~~by and~~ with the advice and consent of the Senate. All Commission members shall be residents of the State of Oklahoma at the time of their appointment. All appointments to the Commission shall be for terms of three (3) years. Members shall serve until their successors are appointed and qualified. Failure of any appointed member to attend three consecutive regularly scheduled monthly meetings shall result in forfeiture of office.

B. Appointments to the Commission shall be made as follows:

1. Four of the members shall be appointed from a list of persons supplied by the tribes represented by the Bureau of Indian Affairs Office located in Muskogee, Oklahoma;

2. Four of the members shall be appointed from a list of persons supplied by the tribes represented by the Bureau of Indian Affairs Office located in Anadarko, Oklahoma; and

3. One of the members shall be appointed at large.

C. The seven nonvoting, ex officio members shall be:

1. The Superintendent of Public Instruction, or his or her designee;

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

3. The Director of the Oklahoma Department of Tourism and Recreation, or his or her designee;

4. The Director of the Department of Human Services, or his or her designee;

5. The Director of the Department of Policy and Management, or his or her designee;

6. The Director of the State Arts Council, or his or her designee; and

7. The Attorney General, or his or her designee.

D. A Director, who must be an American Indian of at least one-quarter blood, shall be appointed by the Commission to serve at the pleasure of the Governor Commission. The Director shall attend and serve as secretary of all meetings of the Commission and shall be responsible for the execution and administration of the program and projects of the Commission authorized by law and adopted by the Commission in furtherance thereof.

~~D. E.~~ E. In appointing members of the Commission to succeed those previously appointed, appointments shall be restricted to not more than one representative of any tribe. Appointments to the Commission will be geographically distributed to represent the various tribal governments in Oklahoma.

~~E. F.~~ F. ~~The Office of Public Affairs~~ Department of Central Services shall provide suitable office space for said Commission in the State Capitol or other buildings in the State Capitol area.

~~F. G.~~ G. The Commission shall meet regularly at least once per month and at such other times as may be set by the Chairman. Members of the Commission shall receive no salary, but shall be entitled to travel reimbursement as provided by the State Travel Reimbursement Act, Section 500.1 et seq. of this title.

SECTION 2. AMENDATORY 74 O.S. 1991, Section 1202, is amended to read as follows:

Section 1202. It shall be the purpose of the Oklahoma Indian Affairs Commission to work toward promoting unity, purpose and understanding among the Indian people of Oklahoma and the Commission shall serve as liaison between the Indian people of the state, Indian leaders of the state, tribal governments, private sector entities, the various ~~Indian agencies both federal and state agencies,~~ and the executive and legislative branches of the state government, who share a concern for developing mutual goals beneficial to Indian affairs. In furtherance of such purpose, the Commission shall:

~~(a) annually~~ 1. Annually choose from among its number, a Chairman, who shall be the presiding officer at all meetings of the Commission, and shall appoint other necessary part-time and full-time personnel;

~~(b) the Director shall attend and serve as secretary of all meetings of the Commission and shall be responsible for the execution and administration of the program and projects of the Commission authorized by law and adopted by the Commission in furtherance thereof.~~

~~(c) appoint~~ 2. Appoint an advisory committee or committees as it may deem advisable in furtherance of its purpose; provided, members of any such advisory committee, as such, shall receive no compensation;

~~(d) foster~~ 3. Foster, conduct and contract for research projects, and prepare and disseminate to private businesses and industry its reports, findings and other pertinent facts and information that may assist business and industry in promoting opportunity for all Indian people;

~~(e) make a biennial~~ 4. Make an annual report to the Governor and to the Legislature of its activities under this act ~~and make;~~

5. Make recommendations concerning additional state and federal legislation in the field of Indian affairs; and

6. Develop and promote cooperative programs between tribal governments, state government and private entities in the areas of health, education, tourism and economic development.

SECTION 3. This act shall become effective September 1, 1993.
Passed the Senate the 11th day of May, 1993.

President of the Senate

Passed the House of Representatives the 24th day of May, 1993.

Speaker of the House of
Representatives