

STATE OF OKLAHOMA

1st Session of the 46th Legislature (1997)

COMMITTEE SUBSTITUTE
FOR
SENATE BILL NO. 476

By: Stipe

COMMITTEE SUBSTITUTE

(Professions and occupations and state government -
salaries of personnel within the State Board of Medical
Licensure and Supervision - effective date -

emergency)

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

SECTION 1. AMENDATORY 59 O.S. 1991, Section 512, as last amended by Section 35, Chapter 323, O.S.L. 1994 (59 O.S. Supp. 1996, Section 512), is amended to read as follows:

Section 512. The secretary of the State Board of Medical Licensure and Supervision shall be paid an annual salary in an amount fixed by the Board. The Board shall have the authority to expend such funds as are necessary in carrying out the duties of the Board and shall have the authority to hire all necessary personnel, at salaries to be fixed by the Board, as the Board shall deem necessary; provided, however, the Board shall establish an annual salary of not less than Sixty Thousand Dollars (\$60,000.00), payable monthly, for the executive director of the Board. The Board shall have the authority to hire attorneys to represent the Board in all legal matters and to assist authorized state and county officers in prosecuting or restraining violations of Section 481 et seq. of this title, and to fix the salaries or per diem of ~~said~~ such attorneys.

The Board shall have the authority to hire one or more investigators as may be necessary to carry out the provisions of Section 481 et seq. of this act title at an annual salary to be fixed by the Board. Such investigators shall be commissioned peace officers of this state. In addition, such investigators shall have the authority and duty to investigate and inspect the records of all persons in order to determine ~~whether or not the narcotic laws or the compliance with controlled dangerous drug substance laws have been complied with.~~

The Board is specifically authorized to contract with state agencies or other bodies to perform investigative services at a rate set by the Board.

The Board is authorized to pay the travel expenses of Board employees and members in accordance with the State Travel Reimbursement Act, Section 500.1 et seq. of Title 74 of the Oklahoma Statutes.

The expenditures authorized herein shall not be a charge against the state, but the same shall be paid solely from the Board's depository fund.

SECTION 2. AMENDATORY 63 O.S. 1991, Section 934, as amended by Section 2, Chapter 234, O.S.L. 1996 (63 O.S. Supp. 1996, Section 934), is amended to read as follows:

Section 934. The Board of Medicolegal Investigations shall appoint a Chief Medical Examiner who shall be a physician licensed to practice in ~~Oklahoma~~ this state and a diplomate of the American Board of Pathology or the American Osteopathic Board of Pathology in forensic pathology. The Chief Medical Examiner shall serve at the pleasure of the Board, who shall set the annual salary of the Chief Medical Examiner at not less than One Hundred Twenty-five Thousand Dollars (\$125,000.00), payable monthly. In addition to the duties prescribed by law, the Chief Medical Examiner may teach in any

medical school in this state and conduct special classes for law enforcement officers.

SECTION 3. AMENDATORY 74 O.S. 1991, Section 3601, as last amended by Section 1, Chapter 351, O.S.L. 1996 (74 O.S. Supp. 1996, Section 3601), is amended to read as follows:

Section 3601. A. For purposes of Sections 3601 through 3603 of this title, the term "employee" means a full-time employee or any number of part-time employees whose combined weekly hours of employment equal those of a full-time employee, but shall not include temporary employees working on a seasonal basis between May 1 and October 31.

B. The maximum number of full-time-equivalent employees for each of the following agencies, boards, commissions, departments, or programs shall not exceed the numbers specified in this section during the fiscal year ending June 30, 1997, except as may be authorized pursuant to the provisions of Section 3603 of this title. The salary of the chief executive officer for each of the following agencies, boards, commissions, departments, or programs shall not exceed the amount specified, per annum, payable monthly, for the fiscal year ending June 30, 1997-:

	MAXIMUM NUMBER OF FULL-TIME-EQUIVALENT EMPLOYEES	MAXIMUM ANNUAL SALARY FOR CHIEF EXECUTIVE OFFICER
Board of Managers of the State Insurance Fund	591	\$82,641.00
Oklahoma Employment Security Commission	1150	\$76,991.00
Public <u>Oklahoma Board of Accountancy Board</u>	8	\$51,552.00
Board of Governors of Licensed Architects and Landscape Architects	4	\$39,191.00
Board of Chiropractic Examiners	2	\$27,000.00
<u>State Board of Cosmetology Board</u>	16	\$31,723.00

<u>Oklahoma Board of Governors of Registered Dentists</u>	<u>Dentistry</u>	5	
			\$35,794.00
<u>Oklahoma State Board of</u>	Embalmers and Funeral Directors	Board	5
			\$34,129.00
<u>State Board of Registration for</u>	Professional Engineers and Land		
Surveyors	Board	7	\$38,788.00
Oklahoma State Board of Medical Licensure and Supervision—		27	
			\$46,171.00
Commission on Marginally Producing Oil and Gas Wells		3	\$50,388.00
Oklahoma Motor Vehicle Commission		4	\$48,011.00
Oklahoma Board of Nurse Registration and Nursing Education		17	
			\$55,991.00
<u>Oklahoma State Board of Examiners for</u>	Nursing Homes	Board	<u>Home</u>
Administrators		4	\$41,291.00
<u>Optometry Board of Examiners in Optometry</u>		1	
<u>State Board of Osteopathic Examiners</u>		5	\$46,100.00
Oklahoma Peanut		2	
Commission			\$43,386.00
State Board of Pharmacy		8	\$57,531.00
Pediatrics <u>Oklahoma State Board of Podiatric Medical Examiners</u>		1	
<u>State Board of Examiners of</u>	Psychologists	Board	2
			\$31,400.00
<u>Oklahoma</u> Real Estate Commission		26	\$50,591.00
<u>Board of Examiners for</u>	Speech Pathology and Audiology	Board	1
			\$10,064.00
Oklahoma Used Motor Vehicle and Parts Commission		10	\$47,986.00
Board of Veterinary Medical Examiners		4	\$29,500.00
Oklahoma Wheat Commission		7	\$48,011.00
<u>Oklahoma</u> Firefighters Pension and Retirement System <u>Board</u>		11	
			\$65,701.00
<u>Oklahoma</u> Police Pension and Retirement System		7	\$65,701.00
Oklahoma Teachers' Retirement System		40	\$74,032.00

Oklahoma Public Employees Retirement System	44	\$74,032.00
<u>Oklahoma</u> Student Loan Authority	45	\$92,741.00
Oklahoma Industrial Finance Authority/Oklahoma Development Finance Authority	15	\$89,178.00
<u>Oklahoma</u> State and Education Employees Group Insurance Board	165	\$87,491.00
Oklahoma Capital Investment Board	4	\$72,000.00
<u>Oklahoma State Board of Licensed Social Workers</u> Board		\$30,700.00
State Employees Benefit <u>Benefits</u> Council	21	\$70,291.00
Grand River Dam Authority	524	\$95,658.00

C. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the Oklahoma Public Employees Retirement System Board of Trustees by law shall be set by the ~~said~~ Board of Trustees of such system. All offices, positions and personnel of the Oklahoma Public Employees Retirement System shall be classified and subject to the provisions of the Merit System of Personnel Administration as provided in the Oklahoma Personnel Act, Section 840-1.1 et seq. of this title, except for those offices, positions and personnel comprising the exempt unclassified service authorized in Section 840-5.5 of this title; and except for one (1) other position.

D. Temporary employees of the Oklahoma Used Motor Vehicle and Parts Commission between the dates of November 1 and January 31 annually shall not be counted toward the maximum number of full-time-equivalent employees provided for in this section.

E. Any salary increases provided for by law for chief executive officer positions in this section shall be made regardless of any salary limitation set by this section.

SECTION 4. This act shall become effective July 1, 1997.

SECTION 5. 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.

46-1-1064

CJ