

STATE OF OKLAHOMA

2nd Session of the 46th Legislature (1998)

HOUSE BILL NO. 2671

By: Seikel

AS INTRODUCED

An Act relating to mental health; amending 43A O.S. 1991, Section 2-103, which relates to the Board of Mental Health and Substance Abuse Services; modifying membership of board; establishing length of terms; providing for successors; and providing an effective date.

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

SECTION 1. AMENDATORY 43A O.S. 1991, Section 2-103, is amended to read as follows:

Section 2-103. The Board of Mental Health and Substance Abuse Services shall be composed of ~~seven (7)~~ ten (10) members appointed by the Governor with the consent of the Senate. Immediately after June 3, 1953, one member shall be appointed for a term expiring December 31, 1953, and one each for terms ending respectively one (1), two (2), three (3), four (4), five (5) and six (6) years thereafter. Upon the expiration of any of the terms a successor shall be appointed for a full term of seven (7) years. One member, who shall be a physician licensed to practice in this state, and one member, who shall be a psychiatrist certified as a diplomate of the American Board of Psychiatry and Neurology, shall both be appointed from a list containing the names of not less than three physicians

and not less than three psychiatrists submitted to the Governor by the Oklahoma State Medical Association; one member shall be an attorney licensed to practice in this state and shall be appointed from a list of not less than three names submitted to the Governor by the Oklahoma Bar Association; ~~and~~ one member shall be a psychologist, licensed to practice in this state, who shall be appointed from a list of not less than three names submitted to the Governor by the Oklahoma State Psychological Association; one member shall be a Community Mental Health provider and appointed from a list of not less than three names submitted to the Governor by the Oklahoma Association of Non-Profit Behavioral Health Care Providers for a term of five (5) years; one member shall be a Certified Alcohol and Drug Counselor, who shall be appointed from a list of not less than three names submitted to the Governor by the Oklahoma Drug and Alcohol Professional Counselor Certification Board for a term of six (6) years; and one member shall be a consumer of mental health or substance abuse services and appointed from a list of not less than three names submitted to the Governor by the Oklahoma Association for the Mentally Ill for a term of seven (7) years. Upon the expiration of any of these terms, a successor shall be appointed for a term of seven (7) years. No person shall be appointed a member of the Board who has been a member of the Legislature of this state within the preceding five (5) years. The Board shall elect its own chairman and vice-chairman.

The chairman may call meetings at any time. All regularly scheduled meetings will be held at the Central Office of the Department of Mental Health and Substance Abuse Services, Oklahoma City, Oklahoma, unless otherwise scheduled. The Board, not in conjunction with a regularly scheduled meeting, or their designee, shall visit each facility once during each fiscal year with a report on the status of each facility given to the full Board after such visit. ~~Four~~ Six members shall constitute a quorum at any meeting,

and all action may be taken by an affirmative vote of the majority of the members present at any such meeting.

The action taken by the Board on any matter, or any document passed by the Board, shall be considered official when such action is placed in writing and signed by the chairman, or vice-chairman.

The duties of the Board shall pertain to the care, treatment, and hospitalization of the mentally ill, and alcohol- or drug-dependent persons.

Members of the Board of Mental Health and Substance Abuse Services shall be allowed their necessary travel expenses pursuant to the State Travel Reimbursement Act, Section 500.1 et seq. of Title 74 of the Oklahoma Statutes.

SECTION 2. This act shall become effective November 1, 1998.

46-2-8773

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