

SHORT TITLE: County government; application of the County Budget Act and the county budget board; appointing data processing director; authorizing office space; election of chair; effective date.

STATE OF OKLAHOMA

1st Session of the 46th Legislature (1997)

SENATE BILL NO. 497

By: Herbert

AS INTRODUCED

An Act relating to county government; amending 19 O.S. 1991, Sections 377, 1403 and 1407, which relate to data processing technician, application of the County Budget Act and the county budget board; allowing county budget board to appoint data processing director; authorizing the hiring of assistants upon certain approval; authorizing office space and supplies, subject to certain approval; stating condition for certain action; providing for election of chair; and providing an effective date.

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

SECTION 1. AMENDATORY 19 O.S. 1991, Section 377, is amended to read as follows:

Section 377. ~~The board of county commissioners of any county may employ a competent~~ A. In counties having a county budget board created pursuant to Section 1402 et seq. of this title, the board may, upon an affirmative vote of a majority of all the board members then in office, appoint a county data processing technician director, who shall perform the duties of data processing management as prescribed and directed by the board ~~of county commissioners, and such data processing technician shall not be employed beyond the~~

~~term of office of the board of county commissioners employing him~~
and shall be under the general supervision and direction of the
appointing authority. ~~The said data processing technician director~~
shall receive as compensation a salary to be fixed by the ~~board of~~
~~county commissioners for his services~~ appointing authority, to be
paid out of the general operating fund of the county.

B. The county data processing director is authorized to hire
assistants to carry out the duties and responsibilities provided by
law and as may be delegated by the appointing authority. The
employment and salary of any assistant shall be upon the approval of
the appointing authority.

C. The compensations of the director and such personnel shall
not be governed by the "Comprehensive Salary Code".

D. The county data processing director shall, at the expense of
the county, be authorized to obtain adequate office space,
furnishings, equipment and supplies to carry out the duties and
responsibilities of the office as provided by law and as may be
delegated by the appointing authority. The acquisition of such
furnishings, equipment and supplies shall be upon the approval of
the appointing authority and the acquisition of office space shall
be upon the approval of the board of county commissioners.

E. The data processing ~~technician~~ director shall be covered by
the county blanket bond.

SECTION 2. AMENDATORY 19 O.S. 1991, Section 1403, is
amended to read as follows:

Section 1403. ~~This act~~ Section 1401 et seq. of this title shall
apply to any county which by resolution of the governing body elects
to come under and comply with all its provisions and requirements.
Once a county has selected the County Budget Act to govern its
budget procedures, the provisions of ~~this act~~ Section 1401 et seq.
of this title shall take precedence over any other state laws
applicable to county budgets, except as may be provided otherwise in

~~this act~~ Section 1401 et seq. of this title and supersede any conflicting laws. Any action of a county governing body to implement, rescind or repeal the application of ~~this act~~ Section 1401 et seq. of this title shall be upon approval of a majority of all the members of the board then in office and shall be effective as of the beginning or end of a budget year pursuant to ~~this act~~ Section 1401 et seq. of this title.

SECTION 3. AMENDATORY 19 O.S. 1991, Section 1407, is amended to read as follows:

Section 1407. A county budget board is created in each county which elects to come under the provisions of this ~~act~~ title. The board shall consist of each elected county officer. ~~The chairman of the board of county commissioners shall serve as chairman of the county budget board. The county clerk shall serve as secretary of the county budget board. The chairman shall have all the rights and privileges as any other member of the board, including the right to vote on questions. Each member of the board shall be entitled to cast one vote.~~ The members shall elect a ~~vice-chairman~~ chair and vice-chair from among them and develop such other rules or procedures as may be necessary to ensure the orderly conduct of business. The ~~vice-chairman~~ vice-chair shall serve as ~~chairman~~ chair during the absence or vacancy of the ~~chairman~~ chair. The county clerk shall serve as secretary of the county budget board. The chair shall have all the rights and privileges as any other member of the board, including the right to vote on questions. Each member of the board shall be entitled to cast one vote. When a vacancy occurs in the office of any county officer serving as a member of the board, such position on the board shall be considered vacant until the county office is filled in the manner provided by law. Regular meetings of the board shall be set by the board. Special meetings shall be held at the call of the ~~chairman~~ chair or any two ~~(2)~~ members of the board. A majority of all the members of

the board then in office shall constitute a quorum and have the power to transact business. Any official action of the board in adopting or revising the county budget or any portion thereof shall be effective upon the approving vote of a majority of all the board members then in office.

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

46-1-0244

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