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SHORT TITLE: Medicine; setting salaries; correcting language;
effective date; emergency.

STATE OF OKLAHOMA

2nd Session of the 46th Legislature (1998)

SENATE BILL NO. 809

By: Stipe

AS INTRODUCED

An Act relating to professions and occupations;
amending 59 O.S. 1991, Section 512, as amended by
Section 35, Chapter 323, O.S.L. 1994 (59 O.S. Supp.
1997, Section 512), which relates to medicine;
granting the State Board of Medical Licensure and
Supervision the power to set the Executive
Director's salary; correcting language; amending 74
O.S. 1991, Section 3601, as last amended by Section
2, Chapter 412, O.S.L. 1997 (74 O.S. Supp. 1997,
Section 3601), which relates to employee
compensation; setting the maximum salary for the
Executive Director of the State Board of Medical
Licensure and Supervision; correcting language;
providing an effective date; and declaring an
emergency.

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

SECTION 1. AMENDATORY 59 O.S. 1991, Section 512, as
amended by Section 35, Chapter 323, O.S.L. 1994 (59 O.S. Supp. 1997,
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 more 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 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.

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 74 O.S. 1991, Section 3601, as last amended by Section 2, Chapter 412, O.S.L. 1997 (74 O.S. Supp. 1997, 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, 1998, 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, ~~1998~~ 1999.

	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</u> Accountancy Board	8	\$51,552.00
<u>The</u> Board of Governors of <u>the</u> Licensed Architects and Landscape Architects <u>of Oklahoma</u>	4	\$39,191.00
Board of Chiropractic Examiners	2	\$27,000.00
<u>State Board of</u> Cosmetology Board	16	\$33,309.00
<u>Oklahoma</u> Board of Governors of Registered Dentists <u>Dentistry</u>	5	\$35,794.00
<u>Oklahoma State Board of</u> Embalmers and Funeral Directors Board	5	\$35,835.00
<u>State Board of Registration for</u> Professional Engineers and Land Surveyors Board	7	\$40,727.00
Oklahoma State Board of Medical Licensure and Supervision	27	\$48,480.00

		<u>\$60,000.00</u>
Commission on Marginally Producing Oil and Gas Wells	3	
		\$52,000.00
Oklahoma Motor Vehicle Commission	4	\$48,011.00
Oklahoma Board of Nurse Registration and Nursing Education	20	
		\$55,991.00
<u>Oklahoma State Board of Examiners for Nursing Homes Board Home</u>		
<u>Administrators</u>	4	\$41,291.00
Optometry Board of <u>Examiners in Optometry</u>	1	
<u>State</u> Board of Osteopathic Examiners	5	\$48,405.00
Oklahoma Peanut Commission	2	\$43,386.00
<u>Oklahoma</u> State Board of Pharmacy	9	\$57,531.00
Podiatry Board of <u>Podiatric Medical Examiners</u> (Part-time)	1	
		\$16,520.00
<u>State Board of Examiners of</u> Psychologists Board	2	\$31,400.00
<u>Oklahoma</u> Real Estate Commission	26	\$53,121.00
<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
<u>State</u> Board of Veterinary Medical Examiners	4	\$29,500.00
Oklahoma Wheat Commission	7	\$48,011.00
<u>Oklahoma</u> Firefighters Pension and Retirement System	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	48	\$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
State and Education Employees Group Insurance Board	165	\$87,491.00
Oklahoma Capital Investment Board	4	\$72,000.00
<u>State Board of Licensed</u> Social Workers Board	1	\$30,700.00

<u>Oklahoma State Employees Benefit Benefits Council</u>		24\$70,291.00
Grand River Dam Authority	524	\$95,658.00
State Board of Examiners of Perfusionists	1	

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.

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 3. This act shall become effective July 1, 1998.

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.

46-2-1889 SJ