

ENROLLED SENATE
BILL NO. 340

By: Dickerson of the Senate

and

Corn of the House

An Act relating to Indians; amending 74 O.S. 1991, Section 1201, as last amended by Section 1, Chapter 150, O.S.L. 1998 (74 O.S. Supp. 2000, Section 1201), which relates to the Oklahoma Indian Affairs Commission; updating names of certain entities; and declaring an emergency.

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

SECTION 1. AMENDATORY 74 O.S. 1991, Section 1201, as last amended by Section 1, Chapter 150, O.S.L. 1998 (74 O.S. Supp. 2000, 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 twenty (20) members: nine appointed members and eleven nonvoting, ex officio members. The appointed members shall be appointed by the Governor with the advice and consent of the Senate. Each appointed member shall be an enrolled member of one of the thirty-nine (39) tribal governments in Oklahoma. 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 confirmed. Failure of any appointed member to attend three consecutive regularly scheduled monthly meetings shall result in forfeiture of appointment. Provided, absences may be excused under extraordinary circumstances as determined by the Commission.

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

1. Four of the members shall represent the tribes under the Bureau of Indian Affairs Eastern Oklahoma Region Office located in Muskogee, Oklahoma, and appointed from a list provided by the Oklahoma Indian Affairs Commission;

2. Four of the members shall represent the tribes under the Bureau of Indian Affairs Southern Plains Region Office located in Anadarko, Oklahoma, and appointed from a list provided by the Oklahoma Indian Affairs Commission; and

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

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

1. The Superintendent of Public Instruction, or designee;
2. The Executive Director of the Oklahoma Department of Commerce, or designee;
3. The Director of the Oklahoma Department of Tourism and Recreation, or designee;
4. The Director of the Department of Human Services, or designee;
5. The Director of the Oklahoma Historical Society, or designee;
6. The Director of the Oklahoma Arts Council, or designee;
7. The Attorney General, or designee;
8. The Secretary of State, or designee;
9. The Secretary of Transportation, or designee;
10. The Governor of the State of Oklahoma, or designee; and
11. The Executive Director of the Native American Cultural and Educational Authority of Oklahoma, or 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 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.

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.

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

G. The Commission shall meet regularly at least once every other month and at such other times as may be set by the Chair. 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. 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.

Passed the Senate the 5th day of March, 2001.

Presiding Officer of the Senate

Passed the House of Representatives the 11th day of April, 2001.

Presiding Officer of the House
of Representatives