

1 Authority in fulfilling the responsibilities of Section 1226 et seq.
2 of this title, as requested by the authority.

3 B. The Authority shall consist of seven appointed members who
4 are members of a federally recognized American Indian Tribe located
5 within this state, six ex officio members and four appointed members
6 from the business community. Each appointed member, excluding ex
7 officio members, shall have one vote for purposes of conducting the
8 business of the Authority. Except for the members appointed
9 pursuant to paragraph 3 of this subsection, the appointed members
10 shall be residents of the state, and shall have been qualified
11 electors therein for a period of at least one (1) year preceding
12 their appointment. Any member of the Authority shall be eligible
13 for reappointment, and no member shall be removed from office except
14 for good cause shown. At the expiration of any term, the person
15 holding such office shall continue to serve until such person's duly
16 appointed successor shall be appointed and qualified.

17 1. Seven members appointed to serve shall serve overlapping
18 terms and shall be chosen as follows: three members shall be
19 appointed by the Governor; two members shall be appointed by the
20 President Pro Tempore of the Senate; and two members shall be
21 appointed by the Speaker of the House of Representatives. Each of
22 these members shall be a member of a federally recognized American
23 Indian tribe located within this state. Such tribal membership

1 shall be determined by the respective tribes. Appointments shall be
2 made from names provided by tribal governments, councils or other
3 recognized tribal entities. Appointments shall be restricted to not
4 more than one representative of any tribe. Such appointed members
5 initially appointed shall continue in office for terms of from three
6 (3) to seven (7) years, respectively, from the date of their
7 appointment, with the term of each initially appointed member to be
8 designated by the Governor at the time of the appointment, with one
9 member to be appointed to a three-year term, two members to be
10 appointed to a four-year term, one member to be appointed to a five-
11 year term, one member to be appointed to a six-year term, and two
12 members to be appointed to a seven-year term. Any person appointed
13 to fill a vacancy shall serve only for the unexpired term. Upon the
14 expiration of a term, on or after July 1, 2000, any succeeding term
15 shall be for four (4) years.

16 2. The six ex officio members shall be as follows: the
17 Executive Director of the Oklahoma Indian Affairs Commission, or the
18 designee of the same; the Lieutenant Governor, or the designee of
19 same; the Director of the Oklahoma Historical Society, or the
20 designee of same; the Secretary of Commerce, or the designee of
21 same; the Executive Director of the Oklahoma Arts Council, or the
22 designee of same; and the Executive Director of the Oklahoma Tourism
23 and Recreation Department, or the designee of the same.

1 3. The four appointed members from the business community shall
2 be chosen as follows: two members shall be appointed by the
3 Governor; one member shall be appointed by the Speaker of the House
4 of Representatives; and one member shall be appointed by the
5 President Pro Tempore of the Senate. Each member shall have at
6 least fifteen (15) years of experience in business, banking, finance
7 or corporate law, and shall have demonstrated outstanding ability in
8 business or industry. However, in lieu of appointing a member with
9 such experience, one of the two members appointed by the Governor
10 may be a person who has exhibited at least three (3) years of
11 outstanding leadership and involvement in recognized Native American
12 organizations and activities. Upon the expiration of a term, on or
13 after July 1, 2000, any succeeding term shall be for four (4) years.
14 Any person appointed to fill a vacancy shall serve only for the
15 unexpired term.

16 C. The Authority shall elect one of its members as chairperson,
17 and another as vice-chairperson, and also shall elect a secretary,
18 treasurer and such other officers as the Authority may deem
19 appropriate. A majority of the members of the Authority (exclusive
20 of vacancies) shall constitute a quorum and the vote of a majority
21 of the members (exclusive of vacancies) shall be necessary for any
22 action taken by the Authority. No vacancy in the membership of the

1 Authority shall impair the right of a quorum to exercise all the
2 rights and perform all the duties of the Authority.

3 D. Before the issuance of any revenue bonds under the
4 provisions of Section 1226 et seq. of this title, each member of the
5 Authority shall execute a surety bond in the penal sum of Twenty-
6 five Thousand Dollars (\$25,000.00) and the secretary and treasurer
7 shall execute a surety bond in the penal sum of One Hundred Thousand
8 Dollars (\$100,000.00), each such surety bond to be conditioned upon
9 the faithful performance of the duties of his or her office, to be
10 executed by a surety company authorized to transact business in the
11 State of Oklahoma as surety, and to be filed in the office of the
12 Secretary of State.

13 E. The members of the Authority shall not be entitled to
14 compensation for their services, but each member shall be reimbursed
15 for actual expenses necessarily incurred in the performance of
16 duties on behalf of the Authority, provided that members of the
17 Authority shall be compensated for their travel expenses pursuant to
18 the State Travel Reimbursement Act, ~~Section 500.1 et seq. of this~~
19 ~~title.~~ All expenses incurred in carrying out the provisions of
20 Section 1226 et seq. of this title shall be payable solely from
21 funds provided under the authority of Section 1226 et seq. of this
22 title and no liability or obligation shall be incurred by the
23 Authority hereunder beyond the extent to which monies shall have

1 been provided under the authority of Section 1226 et seq. of this
2 title.

3 F. The Authority is authorized to establish subcommittees as
4 necessary to perform its functions and duties. A subcommittee may
5 be composed of Authority members and/or nonmembers and shall not
6 have more than five members. Nonmembers of a subcommittee shall be
7 reimbursed by the Authority in accordance with the State Travel
8 Reimbursement Act.

9 G. Members of the Authority shall be exempt from the provisions
10 of Section 6 of Title 51 of the Oklahoma Statutes, which prohibits
11 the holding of any other office during the member's term of office
12 on the Commission

13 SECTION 2. It being immediately necessary for the preservation
14 of the public peace, health and safety, an emergency is hereby
15 declared to exist, by reason whereof this act shall take effect and
16 be in full force from and after its passage and approval.

17 COMMITTEE REPORT BY: COMMITTEE ON GENERAL GOVERNMENT, dated 2-14-05
18 - DO PASS, As Coauthored.