

1 STATE OF OKLAHOMA

2 1st Session of the 51st Legislature (2007)

3 COMMITTEE SUBSTITUTE

4 FOR

5 HOUSE BILL NO. 2192

By: Cargill

6
7 COMMITTEE SUBSTITUTE

8 An Act relating to public libraries; amending 65 O.S.
9 2001, Section 554, which relates to membership of the
10 metropolitan library commission; updating statutory
11 language; modifying composition of the commission in
12 certain counties; specifying membership; providing
13 for appointment; providing for continuation of term
14 for certain members; providing for term of office,
15 vacancies, removal, and compensation; providing for
16 membership and duties of certain librarian; providing
17 an effective date; and declaring an emergency.

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

19 SECTION 1. AMENDATORY 65 O.S. 2001, Section 554, is
20 amended to read as follows:

21 Section 554. A. The metropolitan library commission for any
22 county with a population of less than six hundred thousand (600,000)
23 as determined by the latest Federal Decennial Census shall consist
24 of eleven (11) members. Six of the members shall be appointed by
the mayor of the county seat city, subject to approval of the
governing body ~~thereof~~ of that city. Three of the members shall be

1 appointed by the board of county commissioners. The mayor of the
2 county seat city and the chairman of the board of county
3 commissioners shall be ex officio members of the commission and
4 shall be entitled to vote on all matters. The initial appointments
5 by the city shall designate two members to serve a term of three (3)
6 years, two members to serve a term of two (2) years, and two members
7 to serve a term of one (1) year. The initial appointments by the
8 county shall designate one member to serve a term of three (3)
9 years, one member to serve a term of two (2) years, and one member
10 to serve a term of one (1) year. The terms of such initial
11 appointees and the terms of all future appointees of both the city
12 and county shall expire July 31 of the year the term expires,
13 regardless of the calendar date when ~~such~~ the appointments are made.
14 Subsequent appointments of either the city or the county shall be
15 for three-year terms, except in the case of an appointment to fill a
16 vacancy in the membership of the commission, which latter
17 appointment shall be for the balance of the unexpired term of the
18 member whose death, resignation, or removal has created the vacancy.
19 A member of this commission, once qualified, can be removed during
20 ~~his~~ the term of office only for misconduct or neglect of duty and,
21 if ~~he~~ the member requests a hearing before the governing body ~~by~~
22 which ~~he was~~ appointed the member, after ~~such~~ a hearing has been
23 held. All members of the commission shall serve without
24 compensation and shall serve until their successors are appointed

1 and confirmed. The librarian provided for in Section 556 of this
2 title shall be the secretary of the metropolitan library commission
3 and shall be a nonvoting member of the commission.

4 B. ~~The composition of and appointment procedure for any~~
5 ~~metropolitan library commission serving a metropolitan library~~
6 ~~system existing as of July 1, 1992, shall not be affected by the~~
7 ~~provisions of this act~~ 1. Beginning July 31, 2007, the metropolitan
8 library commission for any county with a population of six hundred
9 thousand (600,000) or more as determined by the latest Federal
10 Decennial Census shall consist of the following members:

11 a. thirteen members who shall be appointed by the mayor
12 of the county seat city, subject to the approval of
13 the governing body of that city,

14 b. one member who shall be appointed by the board of
15 county commissioners to serve as an at-large member of
16 the commission representing citizens living in areas
17 of the county not otherwise represented by an
18 appointee,

19 c. one member from each municipality in the county which
20 has a library or library extension located within the
21 boundaries of the municipality and which is a part of
22 the metropolitan library system, who shall be
23 appointed by the mayor of each municipality
24

1 respectively, subject to the approval of the governing
2 body of each municipality,

3 d. the mayor of the county seat city, who shall be an ex
4 officio member, and

5 e. the chair of the board of county commissioners, who
6 shall be an ex officio member.

7 2. Any member serving on a commission subject to the provisions
8 of this subsection on the effective date of this act may at the
9 discretion of the appointing authority continue to serve until
10 expiration of the term.

11 3. For any commission created pursuant to this subsection, the
12 mayor of the county seat city and the chairman of the board of
13 county commissioners shall be ex officio members of the commission
14 and shall be entitled to vote on all matters.

15 4. For any commission created pursuant to this subsection, the
16 terms of the initial appointees of the county seat city shall be
17 staggered so that the terms of all the members do not expire in the
18 same year. The terms of all appointees to the commission shall
19 expire July 31 of the year the term expires, regardless of the
20 calendar date the appointments are made. All appointments to the
21 commission shall be for three-year terms, except in the case of an
22 appointment to fill a vacancy in the membership of the commission,
23 which shall be for the balance of the unexpired term. Once
24 qualified, a member of the commission may be removed from office

1 only for misconduct or neglect of duty. If the member requests a
2 hearing before the governing body which appointed the member,
3 removal shall be effective only after a hearing has been held. All
4 members of the commission shall serve without compensation and shall
5 serve until a successor is appointed and confirmed. The librarian
6 provided for in Section 556 of this title shall be the secretary of
7 the commission and shall be a nonvoting member of the commission.

8 SECTION 2. This act shall become effective July 31, 2007.

9 SECTION 3. It being immediately necessary for the preservation
10 of the public peace, health and safety, an emergency is hereby
11 declared to exist, by reason whereof this act shall take effect and
12 be in full force from and after its passage and approval.

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