

1 STATE OF OKLAHOMA

2 2nd Session of the 51st Legislature (2008)

3 COMMITTEE SUBSTITUTE
4 FOR

5 HOUSE BILL NO. 2297

By: Benge and Miller of the
House

6 and

7 Crutchfield, Johnson
(Mike), Adelson and Myers
8 of the Senate

9
10 COMMITTEE SUBSTITUTE

11 An Act relating to state government; amending 74 O.S.
12 2001, Section 4257, as last amended by Section 1,
13 Chapter 461, O.S.L. 2004 (74 O.S. Supp. 2007, Section
14 4257), which relates to employment of state board or
15 commission members; allowing employment of former
16 regent by institution of higher education after
17 certain period; and declaring an emergency.

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

19 SECTION 1. AMENDATORY 74 O.S. 2001, Section 4257, as
20 last amended by Section 1, Chapter 461, O.S.L. 2004 (74 O.S. Supp.
21 2007, Section 4257), is amended to read as follows:

22 Section 4257. A. Except as otherwise provided by law, no state
23 board or commission shall employ any former member of the board or
24 commission.

1 B. 1. A state board or commission may employ a former member
2 of the board or commission if at least one (1) year has passed since
3 the term of office of the former member has expired or since the
4 date the former member resigned from the board or commission.

5 2. An institution of higher education may employ a former
6 member of the board of regents which has oversight over the
7 institution if at least six (6) months have passed since the term of
8 office of the former member has expired or since the date the former
9 member resigned from the board of regents.

10 C. Notwithstanding subsection B of this section, a state board
11 or commission may employ:

12 1. A state employee who is an ex officio member of that board
13 or commission and who is required by law to be a member of that
14 board or commission; or

15 2. A former statewide elected official who was an ex officio
16 member of that board or commission if the former statewide elected
17 official completed the term in office. This subsection shall not
18 apply to a statewide elected official who is an ex officio member of
19 a board or commission.

20 D. Any person who willfully violates any provision of this
21 section shall be guilty of a misdemeanor and upon conviction thereof
22 shall be punished by a fine of not less than Fifty Dollars (\$50.00)
23 nor more than One Thousand Dollars (\$1,000.00), or by imprisonment
24 for not longer than six (6) months or by both such fine and

1 imprisonment, and upon conviction shall be ineligible for
2 appointment to or employment in a position in state service and, if
3 at the time of conviction is an employee of the state, the employee
4 shall forfeit the position.

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

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