

1 STATE OF OKLAHOMA

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

3 HOUSE BILL 2669

By: Gilbert

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5
6 AS INTRODUCED

7 An Act relating to higher education; amending 70
8 O.S. 2001, Section 4413, which relates to Tulsa
9 Community College; limiting appointments to the Board
10 of Regents of the Tulsa Community College; making the
11 positions on the Board elected upon a certain date;
12 requiring appointed members to continue serving on
13 the Board until expiration of the term; allowing
14 appointed members to run for election if eligible;
15 establishing the terms for each elected position;
16 requiring elections to be held on certain date;
17 directing the county election board to conduct the
18 elections; providing for term of office; providing
19 for vacancies; updating statutory language; deleting
20 obsolete language; and providing an effective date.

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

22 SECTION 1. AMENDATORY 70 O.S. 2001, Section 4413, is
23 amended to read as follows:

24 Section 4413. A. The Oklahoma State Regents for Higher
Education shall have authority to establish a two-year community
college in Tulsa County to serve Tulsa County and surrounding area,
if provision is made locally for the donation, to the State of
Oklahoma, of a suitable site for the college, which shall be known

1 as the Tulsa Community College and shall be an integral part of The
2 Oklahoma State System of Higher Education, ~~and~~. Tulsa Community
3 College shall be entitled to the same privileges and be subject to
4 the same laws as other member institutions of such State System.

5 B. After the Oklahoma State Regents for Higher Education have
6 acted to establish the Tulsa Community College, there shall be
7 created the Board of Regents of the Tulsa Community College, which
8 shall consist of seven (7) members, ~~to be~~ and until June 30, 2009,
9 shall be appointed by the Governor, by and with the advice and
10 consent of the Senate. Four members of said Board shall be
11 residents of Tulsa County. Appointments shall be to numbered
12 positions on the Board, and the terms of members of the Board shall
13 be as follows:

14 Position No. 1. The term of office of one member shall expire
15 on the 30th day of June, 1969, and each seven (7) years thereafter;i

16 Position No. 2. The term of office of one member shall expire
17 on the 30th day of June, 1970, and each seven (7) years thereafter;i

18 Position No. 3. The term of office of one member shall expire
19 on the 30th day of June, 1971, and each seven (7) years thereafter;i

20 Position No. 4. The term of office of one member shall expire
21 on the 30th day of June, 1972, and each seven (7) years thereafter;i

22 Position No. 5. The term of office of one member shall expire
23 on the 30th day of June, 1973, and each seven (7) years thereafter;i

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1 Position No. 6. The term of office of one member shall expire
2 on the 30th day of June, 1974, and each seven (7) years thereafter;
3 and

4 Position No. 7. The term of office of one member shall expire
5 on the 30th day of June, 1975, and each seven (7) years thereafter.

6 ~~Vacancies~~ Until June 30, 2009, vacancies in positions on the
7 Board shall be filled by the Governor for the unexpired term, by and
8 with the advice and consent of the Senate.

9 C. Beginning July 1, 2009, the members of the Board of Regents
10 of the Tulsa Community College shall be elected by the voters of
11 Tulsa County. The appointed members serving on the Board on June
12 30, 2009, shall continue to serve until the position for which they
13 were appointed expires and the position becomes an elected position
14 as provided for in this subsection. If an appointed member meets
15 the eligibility requirements, the appointed member may run for the
16 elected position. Each position on the Board as listed in
17 subsection B of this section, upon expiration of the appointed term,
18 shall be elected as follows:

19 1. Position No. 6. The term of office shall begin on July 1,
20 2009, and expire on June 30, 2016, and each seven (7) years
21 thereafter;

22 2. Position No. 7. The term of office shall begin on July 1,
23 2010, and expire on June 30, 2017, and each seven (7) years
24 thereafter;

1 3. Position No. 1. The term of office shall begin on July 1,
2 2011, and expire on June 30, 2018, and each seven (7) years
3 thereafter;

4 4. Position No. 2. The term of office shall begin on July 1,
5 2012, and expire on June 30, 2019, and each seven (7) years
6 thereafter;

7 5. Position No. 3. The term of office shall begin on July 1,
8 2013, and expire on June 30, 2020, and each seven (7) years
9 thereafter;

10 6. Position No. 4. The term of office shall begin on July 1,
11 2014, and expire on June 30, 2021, and each seven (7) years
12 thereafter; and

13 7. Position No. 5. The term of office shall begin on July 1,
14 2015, and expire on June 30, 2022, and each seven (7) years
15 thereafter.

16 D. Beginning in 2009, an election shall be held in Tulsa County
17 each year, on the fourth Tuesday in January, to elect the successor
18 of the member of the Board of Regents whose term expires during the
19 year as set forth in subsection C of this section. To be eligible
20 to be a candidate for the Board, a person shall be a resident of
21 Tulsa County and meet the eligibility requirements set forth in
22 Section 13A-106 of Title 26 of the Oklahoma Statutes. The election
23 shall be conducted by the county election board of the county. Each
24 elected member shall be elected for a term of seven (7) years, and

1 until a successor is elected and qualified. Vacancies in the
2 membership of the Board shall be filled by the remaining members of
3 the Board, for a period extending until the next regular Board
4 election, at which time an election conducted as provided in this
5 subsection shall be held to fill any balance of the unexpired term.
6 If the Board does not fill the vacancy by appointment within seventy
7 (70) days after the vacancy occurs, it shall be mandatory on the
8 part of the county election board to call a special election to fill
9 the vacancy for the unexpired term. That election shall be held for
10 the election of a Board member only and the election shall be
11 conducted in the same manner as the regular election.

12 E. No member of the Board shall be employed upon any work to be
13 performed in connection with the Tulsa Community College, nor shall
14 any member of ~~said~~ the Board enter into any contract or business
15 transaction involving a financial consideration with the Tulsa
16 Community College. Each member of the Board of Regents of the Tulsa
17 Community College shall take and subscribe to the oaths required of
18 state officials generally. Each member of the Board shall be
19 allowed necessary travel expenses, as may be approved by the Board,
20 pursuant to the State Travel Reimbursement Act.

21 ~~C.~~ F. The Board of Regents of the Tulsa Community College shall
22 be a body corporate, and shall adopt and use an official seal. It
23 shall annually elect a ~~chairperson~~ chair, a ~~vice-chairperson~~ vice-
24 chair, and a secretary, each of whom shall serve for a term of one

1 (1) fiscal year and until ~~his or her~~ a successor is elected and
2 qualified, and who shall perform such duties as the Board directs,
3 ~~and each of whom~~. Each member of the Board shall furnish a
4 corporate surety bond payable to the State of Oklahoma, in ~~such~~ an
5 amount as the Board may prescribe, conditioned upon the faithful
6 performance of ~~his or her~~ the member's duties. The Board shall
7 adopt rules as it deems necessary for the governing of the Board and
8 the discharge of its duties, and shall cause to be kept the minutes
9 of all meetings and transactions considered at each meeting, in a
10 suitable book to be obtained and kept for such purpose. The Board
11 of Regents of the Tulsa Community College shall be the governing
12 Board of the community college and shall have the supervision and
13 management thereof and shall have the same powers and duties as
14 governing boards of other institutions in The Oklahoma State System
15 of Higher Education and may do all things necessary or convenient to
16 make the community college effective for the functions and purposes
17 for which it shall have been established. Following the
18 establishment of the Tulsa Community College by the Oklahoma State
19 Regents for Higher Education, the Board of Regents of the college
20 shall develop a comprehensive plan for implementing the functions,
21 purposes and educational programs of the Tulsa Community College as
22 prescribed by the State Regents in the establishment of the
23 institution, which plan shall be submitted for review and approval
24 of ~~said~~ the State Regents.

1 ~~D. The name change from Tulsa Junior College to Tulsa Community~~
2 ~~College shall not affect in any manner whatsoever any legal~~
3 ~~relationships, bonds, contracts, supervisory authority by the Board~~
4 ~~of Regents, title to property, obligations, or any other phase or~~
5 ~~aspect of the legal status of the institution for any purpose,~~
6 ~~except that the institution shall be referred to as the "Tulsa~~
7 ~~Community College" in all future references to the institution and~~
8 ~~in all constitutional and statutory references currently in law.~~

9 ~~E. It is the intent of the Legislature that supplies, including~~
10 ~~but not limited to letterheads, which on the effective date of this~~
11 ~~section carry or are labeled with the name "Tulsa Junior College"~~
12 ~~shall be utilized after the effective date of this section until~~
13 ~~such supplies are depleted. Any new supplies ordered for use after~~
14 ~~the effective date of this section shall bear the name "Tulsa~~
15 ~~Community College". For purposes of this section, "supplies" shall~~
16 ~~not mean signs designating the name of the college.~~

17 SECTION 2. This act shall become effective November 1, 2008.

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