

1 STATE OF OKLAHOMA

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

3 SENATE BILL 1844

By: Johnson (Mike)

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5  
6 AS INTRODUCED

7 An Act relating to higher education; amending 70 O.S.  
8 2001, Section 3409, as last amended by Section 6,  
9 Chapter 229, O.S.L. 2003 (70 O.S. Supp. 2007, Section  
10 3409), which relates to the Board of Regents for the  
11 Oklahoma Agricultural and Mechanical Colleges;  
12 modifying eligibility requirements; providing an  
13 effective date; and declaring an emergency.

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

15 SECTION 1. AMENDATORY 70 O.S. 2001, Section 3409, as  
16 last amended by Section 6, Chapter 229, O.S.L. 2003 (70 O.S. Supp.  
17 2007, Section 3409), is amended to read as follows:

18 Section 3409. ~~(a)~~ A. The Board of Regents created by Section  
19 31a~~7~~ of Article 6~~7~~ VI of the Oklahoma Constitution~~7~~ shall be known  
20 as the Board of Regents for the Oklahoma Agricultural and Mechanical  
21 Colleges. It shall consist of nine (9) members, one of whom shall  
22 be the President of the State Board of Agriculture, the remaining  
23 eight members to be appointed by the Governor, by and with the  
24 advice and consent of the Senate. Provided, that persons now

1 serving on ~~such~~ the Board shall be members of and shall continue to  
2 serve on the Board for the terms for which they were appointed.

3 ~~(b)~~ B. Appointments shall be to numbered positions on the  
4 Board, and the terms of members of the Board shall be, as follows:

5 ~~(1)~~ 1. Position No. 1. Effective April 5, 1990, the term of  
6 office of one member shall expire on the 4th day of April, 1998, and  
7 each eight (8) years thereafter, and the member shall be, and shall  
8 have been for not less than five (5) years prior to appointment, a  
9 resident and elector of this state-;

10 ~~(2)~~ 2. Position No. 2. Effective April 5, 1991, the term of  
11 office of one member shall expire on the 4th day of April, 1999, and  
12 each eight (8) years thereafter, and the member shall be, and shall  
13 have been for not less than five (5) years prior to appointment, a  
14 resident and elector of the Second Congressional District-;

15 ~~(3)~~ 3. Position No. 3. Effective April 5, 1992, the term of  
16 office of one member shall expire on the 4th day of April, 2000, and  
17 each eight (8) years thereafter, and the member shall be, and shall  
18 have been for not less than five (5) years prior to appointment, a  
19 resident and elector of this state-;

20 ~~(4)~~ 4. Position No. 4. Effective April 5, 1993, the term of  
21 office of one member shall expire on the 4th day of April, 2001, and  
22 each eight (8) years thereafter, and the member shall be, and shall  
23 have been for not less than five (5) years prior to appointment, a  
24 resident and elector of the First Congressional District-;

1       ~~(5)~~ 5. Position No. 5. Effective April 5, 1994, the term of  
2 office of one member shall expire on the 4th day of April, 2002, and  
3 each eight (8) years thereafter, and the member shall be, and shall  
4 have been for not less than five (5) years prior to appointment, a  
5 resident and elector of the Fifth Congressional District~~;~~;

6       ~~(6)~~ 6. Position No. 6. Effective April 5, 1995, the term of  
7 office of one member shall expire on the 4th day of April, 2003, and  
8 each eight (8) years thereafter, and the member shall be, and shall  
9 have been for not less than five (5) years prior to appointment, a  
10 resident and elector of this state~~;~~;

11       ~~(7)~~ 7. Position No. 7. Effective April 5, 1996, the term of  
12 office of one member shall expire on the 4th day of April, 2004, and  
13 each eight (8) years thereafter, and the member shall be, and shall  
14 have been for not less than five (5) years prior to appointment, a  
15 resident and elector of the Third Congressional District~~;~~;

16       ~~(8)~~ 8. Position No. 8. Effective April 5, 1997, the term of  
17 office of one member shall expire on the 4th day of April, 2005, and  
18 each eight (8) years thereafter, and the member shall be, and shall  
19 have been for not less than five (5) years prior to appointment, a  
20 resident and elector of the Fourth Congressional District~~;~~;

21       ~~(9)~~ 9. Position No. 9. This position shall be occupied by the  
22 President of the State Board of Agriculture.

23       However, when congressional districts are redrawn, each member  
24 appointed prior to July 1 of the year in which ~~such~~ the modification

1 becomes effective shall complete the current term of office and  
2 appointments made after July 1 of the year in which ~~such~~ the  
3 modification becomes effective shall be based on the redrawn  
4 districts. Any member whose named congressional district has been  
5 removed due to redistricting shall be appointed from the state at  
6 large.

7 ~~(e)~~ C. A majority of the members appointed by the Governor  
8 shall be farmers, who are actually engaged in farming and/or  
9 livestock growing ~~as their principal business or occupation in~~  
10 ~~earning a livelihood~~; and no state, national or county officer shall  
11 be appointed as a member of the Board until two (2) years after  
12 tenure as ~~such~~ an officer has ceased.

13 ~~(d)~~ D. No member of the Board of Regents shall be employed upon  
14 any work to be performed in connection with any of the Agricultural  
15 Colleges or Oklahoma State University of Agriculture and Applied  
16 Science, nor shall any member of ~~said~~ the Board enter into any  
17 contract or business dealings with any of ~~said~~ the Agricultural  
18 Colleges, in the way of buying, selling or exchanging livestock, or  
19 any other business transactions involving a financial consideration.

20 ~~(e)~~ E. Members of the Board shall be removable only for cause,  
21 as provided by law for this removal of officers not subject to  
22 impeachment.

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1        ~~(f)~~ F. Vacancies on the Board shall be filled by the Governor,  
2 for the unexpired term, by and with the advice and consent of the  
3 Senate.

4        SECTION 2. This act shall become effective July 1, 2008.

5        SECTION 3. 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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