

**COMMITTEE AMENDMENT**  
HOUSE OF REPRESENTATIVES  
State of Oklahoma

SPEAKER:

CHAIR:

I move to amend HB2999 \_\_\_\_\_  
Of the printed Bill  
Page \_\_\_\_\_ Section \_\_\_\_\_ Lines \_\_\_\_\_  
Of the Engrossed Bill

By striking the Title, the Enacting Clause, the entire bill, and by inserting in lieu thereof the following language:

**AMEND TITLE TO CONFORM TO AMENDMENTS**

Adopted: \_\_\_\_\_

Amendment submitted by: Kris Steele \_\_\_\_\_

\_\_\_\_\_  
Reading Clerk

1 STATE OF OKLAHOMA

2 2nd Session of the 52nd Legislature (2010)

3 PROPOSED SUBCOMMITTEE  
4 SUBSTITUTE  
5 FOR  
6 HOUSE BILL NO. 2999

By: Steele

7 PROPOSED SUBCOMMITTEE SUBSTITUTE

8 An Act relating to mental health; amending 43A O.S.  
9 2001, Section 2-103, as last amended by Section 3,  
10 Chapter 401, O.S.L. 2008 (43A O.S. Supp. 2009,  
11 Section 3), which relates to the Board of Mental  
12 Health and Substance Abuse Services; modifying  
13 membership of the Board of Mental Health and  
14 Substance Abuse Services; providing for services by  
15 certified alcohol and drug counselors providers  
16 through certain date; providing for interpretation;  
17 providing for codification; and providing an  
18 effective date.

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

20 SECTION 1. AMENDATORY 43A O.S. 2001, Section 2-103, as  
21 last amended by Section 3, Chapter 401, O.S.L. 2008 (43A O.S. Supp.  
22 2009, Section 3), is amended to read as follows:

23 Section 2-103. A. The Board of Mental Health and Substance  
24 Abuse Services shall be composed of eleven (11) members, appointed  
by the Governor, with the advice and consent of the Senate, as  
follows:

1           1. One member, who shall be a physician licensed to practice in  
2 this state, and one member, who shall be a psychiatrist certified as  
3 a diplomate of the American Board of Psychiatry and Neurology, shall  
4 both be appointed from a list containing the names of not less than  
5 three physicians and not less than three psychiatrists submitted to  
6 the Governor by the Oklahoma State Medical Association;

7           2. One member, who shall be an attorney licensed to practice in  
8 this state and shall be appointed from a list of not less than three  
9 names submitted to the Governor by the Board of Governors of the  
10 Oklahoma Bar Association;

11           3. One member, who shall be a psychologist, licensed to  
12 practice in this state, who shall be appointed from a list of not  
13 less than three names submitted to the Governor by the Oklahoma  
14 State Psychological Association;

15           4. Three members, qualified by education and experience in the  
16 area of substance abuse recovery, who shall be appointed from a list  
17 of not less than ten names submitted to the Governor by a state  
18 association of substance abuse recovery programs or organizations  
19 ~~for terms ending on December 31, 2002, December 31, 2004, and~~  
20 ~~December 31, 2006, respectively; and~~

21           5. Four members who shall be citizens of this state, at least  
22 one of whom shall be either a current or former consumer of mental  
23 health services.

24

1 B. Upon expiration of the initial terms of each of the four  
2 members, a successor shall be appointed for a full term of seven (7)  
3 years.

4 C. No person shall be appointed a member of the Board who has  
5 been a member of the Legislature of this state within the preceding  
6 five (5) years.

7 D. The Board shall elect from among its members a chair and a  
8 vice-chair. The chair may call meetings at any time.

9 E. All regularly scheduled meetings of the Board shall be held  
10 at the Central Office of the Department of Mental Health and  
11 Substance Abuse Services, Oklahoma City, Oklahoma, unless otherwise  
12 scheduled. Six members shall constitute a quorum at any meeting, and  
13 all action may be taken by an affirmative vote of the majority of  
14 the members present at any such meeting.

15 F. The action taken by the Board on any matter, or any document  
16 passed by the Board, shall be considered official when such action  
17 is placed in writing and signed by the chair or vice-chair.

18 G. The duties of the Board shall pertain to the care,  
19 treatment, and hospitalization of persons with mental illness, or  
20 alcohol- or drug-dependent persons.

21 H. Members of the Board of Mental Health and Substance Abuse  
22 Services shall be allowed their necessary travel expenses pursuant  
23 to the provisions of the State Travel Reimbursement Act.

24

1 I. Members of the Board of Mental Health and Substance Abuse  
2 Services shall be allowed to serve on the State Board of Medical  
3 Licensure and Supervision during members' terms on the Board of  
4 Mental Health and Substance Abuse Services.

5 SECTION 2. NEW LAW A new section of law to be codified  
6 in the Oklahoma Statutes as Section 3-406.1 of Title 43A, unless  
7 there is created a duplication in numbering, reads as follows:

8 A. Until June 30, 2013, the Board of Mental Health and Substance  
9 Abuse Services and the Oklahoma Health Care Authority Board shall  
10 continue to purchase, on a fee-for-service basis, treatment services  
11 provided by certified alcohol and drug counselors, as defined in  
12 Chapter 43B, Section 1871 of Title 59 of the Oklahoma Statutes,  
13 provided such services are provided by certified alcohol and drug  
14 counselors employed by organizations under contract with the Board  
15 of Mental Health and Substance Abuse Services or the Oklahoma Health  
16 Care Authority Board.

17 B. Nothing in this section shall prohibit the Board of Mental  
18 Health and Substance Abuse Services or the Oklahoma Health Care  
19 Authority Board from initiating or terminating contracts with  
20 certified substance abuse providers, establishing contract limits,  
21 developing or modifying reimbursement schedules, or otherwise  
22 managing appropriated resources on behalf of the state.

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SECTION 3. This act shall become effective November 1, 2010.

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