

1 STATE OF OKLAHOMA

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

3 COMMITTEE SUBSTITUTE  
4 FOR ENGROSSED  
5 SENATE BILL NO. 1927

By: Newberry of the Senate

and

Peters of the House

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9 COMMITTEE SUBSTITUTE

10 An Act relating to public health and safety; amending  
11 63 O.S. 2001, Section 1-214, as amended by Section 2,  
12 Chapter 279, O.S.L. 2006 (63 O.S. Supp. 2009, Section  
13 1-214), which relates to city-county health  
14 departments; clarifying language; authorizing city-  
15 county health departments to own, acquire, lease, or  
16 dispose of real property; and providing an effective  
17 date.

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

19 SECTION 1. AMENDATORY 63 O.S. 2001, Section 1-214, as  
20 amended by Section 2, Chapter 279, O.S.L. 2006 (63 O.S. Supp. 2009,  
21 Section 1-214), is amended to read as follows:

22 Section 1-214. A. The board of county commissioners of any  
23 county and the governing body of any city which qualify under  
24 Section 1-210 of this title shall enter into an agreement providing  
for the creation of a city-county health department, and such

1 contracting bodies shall by agreement provide for the method of  
2 operation thereof, the selection of a director of such department,  
3 and the proportionate share of personnel and/or money that each  
4 shall contribute for the operation and support of such department.

5 B. Unless ~~such~~ an agreement made pursuant to subsection A of  
6 this section specifically provides otherwise, any judgment against  
7 the city-county health department or the city-county board of health  
8 shall be treated as a judgment against the county and may be paid  
9 from a sinking fund established pursuant to Section 28 of Article X  
10 of the Oklahoma Constitution in the manner that other judgments  
11 against the county are paid.

12 ~~B.~~ C. Unless an agreement made pursuant to subsection A of this  
13 section specifically provides otherwise, a city-county health  
14 department shall have the power to own, acquire, lease, or dispose  
15 of real property in the performance of local public health  
16 functions, duties, and responsibilities.

17 D. The qualifications of the director shall be determined by  
18 the city-county board of health, with the advice of the State  
19 Commissioner of Health, and subject to approval by the governing  
20 body of the city and the board of county commissioners of the  
21 county. The director, with the approval of the city-county board of  
22 health, the board of county commissioners of the county, and the  
23 governing body of the city, or the city manager in cities having a  
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1 managerial form of government, shall appoint other personnel of the  
2 department.

3 ~~C.~~ E. The employees of a city-county health department shall  
4 possess minimum qualifications as set forth in a system of personnel  
5 administration delineating job specifications and a compensation  
6 plan adopted by the city-county board of health, and approved by the  
7 State Commissioner of Health, the board of county commissioners and  
8 the governing body of the city. By March 1, 1991, the city-county  
9 health department shall establish a personnel, merit and promotion  
10 system which shall be approved by the Commissioner of Public Health.  
11 The employees shall also be eligible for membership in any life or  
12 health insurance plan of the county and the county retirement  
13 program, subject to the same conditions or restrictions that apply  
14 to county employees. Any state employees officed or located at or  
15 assigned to a city-county health department shall be subject to the  
16 state system of personnel administration and shall be eligible for  
17 membership in the state employees insurance and retirement programs.

18 ~~D.~~ F. Such city-county health department shall, under the  
19 supervision of the director, enforce and administer all municipal  
20 and county ordinances, rules and regulations, and all state laws,  
21 and rules and regulations of the State Board of Health pertaining to  
22 public health matters in the jurisdiction where it is created, or in  
23 any area where it has jurisdiction to operate by agreement.

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SECTION 2. This act shall become effective November 1, 2010.

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