

1 ENGROSSED SENATE
2 BILL NO. 1927

By: Newberry of the Senate
and
Peters of the House

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7 [public health and safety - city-county health
8 departments - clarifying language -
9 effective date]
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11 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

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

15 Section 1-214. A. The board of county commissioners of any
16 county and the governing body of any city which qualify under
17 Section 1-210 of this title shall enter into an agreement providing
18 for the creation of a city-county health department, and such
19 contracting bodies shall by agreement provide for the method of
20 operation thereof, the selection of a director of such department,
21 and the proportionate share of personnel and/or money that each
22 shall contribute for the operation and support of such department.

23 B. Unless such an agreement made pursuant to subsection A of
24 this section specifically provides otherwise, any judgment against

1 the city-county health department or the city-county board of health
2 shall be treated as a judgment against the county and may be paid
3 from a sinking fund established pursuant to Section 28 of Article X
4 of the Oklahoma Constitution in the manner that other judgments
5 against the county are paid.

6 C. Unless an agreement made pursuant to subsection A of this
7 section specifically provides otherwise, a city-county health
8 department shall have the power to own, acquire, lease, or dispose
9 of real property in the performance of local public health
10 functions, duties, and responsibilities.

11 ~~B.~~ D. The qualifications of the director shall be determined by
12 the city-county board of health, with the advice of the State
13 Commissioner of Health, and subject to approval by the governing
14 body of the city and the board of county commissioners of the
15 county. The director, with the approval of the city-county board of
16 health, the board of county commissioners of the county, and the
17 governing body of the city, or the city manager in cities having a
18 managerial form of government, shall appoint other personnel of the
19 department.

20 ~~C.~~ E. The employees of a city-county health department shall
21 possess minimum qualifications as set forth in a system of personnel
22 administration delineating job specifications and a compensation
23 plan adopted by the city-county board of health, and approved by the
24 State Commissioner of Health, the board of county commissioners and

1 the governing body of the city. By March 1, 1991, the city-county
2 health department shall establish a personnel, merit and promotion
3 system which shall be approved by the Commissioner of Public Health.
4 The employees shall also be eligible for membership in any life or
5 health insurance plan of the county and the county retirement
6 program, subject to the same conditions or restrictions that apply
7 to county employees. Any state employees officed or located at or
8 assigned to a city-county health department shall be subject to the
9 state system of personnel administration and shall be eligible for
10 membership in the state employees insurance and retirement programs.

11 ~~D.~~ F. Such city-county health department shall, under the
12 supervision of the director, enforce and administer all municipal
13 and county ordinances, rules and regulations, and all state laws,
14 and rules and regulations of the State Board of Health pertaining to
15 public health matters in the jurisdiction where it is created, or in
16 any area where it has jurisdiction to operate by agreement.

17 SECTION 2. This act shall become effective November 1, 2010.
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1 Passed the Senate the 3rd day of March, 2010.

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4 Presiding Officer of the Senate

5 Passed the House of Representatives the ____ day of _____,
6 2010.

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9 Presiding Officer of the House
10 of Representatives