

THE HOUSE OF REPRESENTATIVES
Thursday, April 9, 2009

Committee Substitute for
ENGROSSED
Senate Bill No. 1036

COMMITTEE SUBSTITUTE FOR ENGROSSED SENATE BILL NO. 1036 - By:
MYERS, JOHNSON (CONSTANCE) AND LEFTWICH of the Senate and COX, COODY,
COLLINS, PITTMAN AND CANNADAY of the House.

(nonsmoking - task force to study smoking in public places - noncodification -
effective date -
emergency)

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

- 1 SECTION 1. NEW LAW A new section of law not to be codified in the
2 Oklahoma Statutes reads as follows:
- 3 A. There is hereby created until November 30, 2009, a task force to study smoking
4 in public places. The task force shall:
- 5 1. Study current state laws in this state and other states related to smoking in
6 public places;
- 7 2. Study both the health effects associated with smoking and the economic impact
8 of smoking bans on local businesses; and
- 9 3. Provide recommendations on ways to improve state laws on smoking in public
10 places.

1 B. The task force shall be composed of twelve (12) members as follows:

2 1. Four members appointed by the President Pro Tempore as follows:

- 3 a. a representative of the State Department of Health,
- 4 b. a representative of a tobacco industry trade association,
- 5 c. a representative of an association of advocates for lung health in this
- 6 state, and
- 7 d. a representative of an association of restaurants in this state;

8 2. Four members appointed by the Speaker of the House of Representatives as
9 follows:

- 10 a. a representative of the Oklahoma Health Care Authority,
- 11 b. a representative of the War Veterans Commission of Oklahoma or the
- 12 Oklahoma Veterans Council,
- 13 c. a representative of an association of advocates for cancer prevention in
- 14 this state, and
- 15 d. a representative of an association of bar owners in this state;

16 3. The chairs of the Appropriations and Budget Health Subcommittee and the
17 Public Health Committee of the Oklahoma House of Representatives; and

18 4. The chairs of the Health and Human Services Appropriations Subcommittee and
19 the Health and Human Services Committee of the State Senate.

20 C. The members of the task force shall serve at the pleasure of the appointing
21 authority.

1 D. The chair and vice-chair of the task force shall be selected by the task force from
2 among the members.

3 E. A quorum of the task force shall be required in order for any final action of the
4 task force.

5 F. Nonlegislative members of the task force shall receive no compensation for their
6 service, but shall be reimbursed for necessary travel expenses incurred in the
7 performance of their duties in accordance with the State Travel Reimbursement Act.
8 Legislative members of the task force shall be reimbursed for necessary travel expenses
9 incurred in the performance of their duties in accordance with the provisions of Section
10 456 of Title 74 of the Oklahoma Statutes.

11 G. Staff support for the task force shall be provided by the State Department of
12 Health.

13 H. The task force shall report its findings, including any legislative
14 recommendations, to the President Pro Tempore of the Senate, the Speaker of the House
15 of Representatives, and the Governor by November 30, 2009.

16 SECTION 2. This act shall become effective July 1, 2009.

17 SECTION 3. It being immediately necessary for the preservation of the public
18 peace, health and safety, an emergency is hereby declared to exist, by reason whereof
19 this act shall take effect and be in full force from and after its passage and approval.

20 COMMITTEE REPORT BY: COMMITTEE ON PUBLIC HEALTH, dated 04-08-09 - DO
21 PASS, As Amended and Coauthored.