

SB 1927

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THE STATE SENATE  
Monday, February 22, 2010

Senate Bill No. 1927  
As Amended

SENATE BILL NO. 1927 - By: Newberry of the Senate and Peters of the House.

[ public health and safety - city-county health departments  
- clarifying language - effective date ]

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

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

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

B. Unless ~~such~~ an agreement made pursuant to subsection A of this section specifically provides otherwise, any judgment against the city-county health department or the city-county board of health shall be treated as a judgment against the county and may be paid

1 from a sinking fund established pursuant to Section 28 of Article X  
2 of the Oklahoma Constitution in the manner that other judgments  
3 against the county are paid.

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

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

18 ~~C.~~ E. The employees of a city-county health department shall  
19 possess minimum qualifications as set forth in a system of personnel  
20 administration delineating job specifications and a compensation  
21 plan adopted by the city-county board of health, and approved by the  
22 State Commissioner of Health, the board of county commissioners and  
23 the governing body of the city. By March 1, 1991, the city-county

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

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

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

17 COMMITTEE REPORT BY: COMMITTEE ON APPROPRIATIONS, dated 2-17-10 - DO  
18 PASS, As Amended and Coauthored.