

1 Section 10.3 A. Within forty-five (45) days of assuming
2 office, each Governor may create a cabinet system for the executive
3 branch of state government. The cabinet system may be an
4 organizational framework created by executive order which includes
5 all executive agencies, boards, commissions, or institutions and
6 their assignments to specific cabinet areas. The cabinet system
7 shall consist of no more than fifteen cabinet areas and each cabinet
8 area shall consist of executive agencies, boards, commissions, or
9 institutions with similar programmatic or administrative objectives.
10 One cabinet area shall consist of the Oklahoma Department of
11 Veterans Affairs, its institutions and other executive agencies,
12 boards, commissions and institutions which are related to veterans.
13 One cabinet area shall consist of the Information Services Division
14 of the Office of State Finance and all the functions of all
15 executive agencies, boards, commissions and institutions related to
16 information technology and telecommunications. One cabinet area
17 shall consist of all the functions of all executive agencies,
18 boards, commissions and institutions related to Native American
19 issues and state and tribal relations. The Governor's cabinet shall
20 be in effect until the Legislature supersedes each cabinet area by
21 providing by law for specific cabinet areas or departments, or
22 removes by law the authority of the Governor to create a cabinet
23 area.

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1 B. The Governor shall appoint, with the advice and consent of
2 the Senate, a Secretary to head each cabinet area. The Secretary
3 appointee for the cabinet area consisting of the Oklahoma Department
4 of Veterans Affairs and other related veterans entities shall be an
5 honorably discharged veteran and be eligible to receive benefits
6 from the United States Department of Veterans Affairs. The
7 Secretary for the cabinet area consisting of the Information
8 Services Division of the Office of State Finance and all related
9 information technology and telecommunications functions of state
10 government shall be the Chief Information Officer who shall be
11 appointed pursuant to Section ~~2~~ 34.11.1 of ~~this act~~ Title 62 of the
12 Oklahoma Statutes. The Secretary for the cabinet area consisting of
13 the areas of responsibility related to Native American issues and
14 state and tribal relations shall be the Oklahoma Native American
15 Liaison appointed pursuant to Section 1207 of this title. A cabinet
16 Secretary may be appointed as a position funded by the Office of the
17 Governor from funds available to that office, or appointed as a
18 cabinet Secretary from among the agency heads within the cabinet
19 area. The cabinet Secretaries shall:

- 20 1. Advise the Governor of any policy changes or problems within
21 the area they represent;
- 22 2. Advise the entities represented of any policy changes or
23 problems as directed by the Governor; and

1 3. Coordinate information gathering for the Legislature as
2 requested.

3 C. The cabinet Secretaries shall serve at the pleasure of the
4 Governor~~;~~ however, the appointment or removal of a cabinet
5 Secretary who is also an agency head shall not otherwise affect the
6 status of the other duties of the agency head. Whenever a Secretary
7 position becomes vacant, the Governor shall appoint a successor
8 within thirty (30) calendar days pursuant to the provisions of
9 subsection B of this section. If the Legislature is not in session
10 at the time of appointment it shall be subject to the advice and
11 consent of the Senate upon convening of the next regular session of
12 the Legislature.

13 SECTION 2. AMENDATORY 74 O.S. 2011, Section 10.5, is
14 amended to read as follows:

15 Section 10.5 Notwithstanding other limits established by law,
16 the following cabinet Secretaries may be annually compensated for
17 their services, payable monthly, as follows:

18 1. The Secretary of Human Resources and Administration may
19 receive a maximum salary of ~~Seventy Five Thousand Dollars~~
20 ~~(\$75,000.00)~~ Seventy-five Thousand Dollars (\$75,000.00);

21 2. The Secretary of Agriculture may receive a maximum salary of
22 Seventy Thousand Dollars (\$70,000.00);

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1 3. The Secretary of Commerce and Tourism may receive a maximum
2 salary of Seventy Thousand Dollars (\$70,000.00);

3 4. The Secretary of Education may receive a maximum salary of
4 Sixty-five Thousand Dollars (\$65,000.00);

5 5. The Secretary of Energy may receive a maximum salary of
6 Seventy Thousand Dollars (\$70,000.00);

7 6. The Secretary of Finance and Administration may receive a
8 maximum salary of Ninety Thousand Dollars (\$90,000.00);

9 7. The Secretary of Health and the Secretary of Human Services
10 may receive a maximum salary of Eighty Thousand Dollars
11 (\$80,000.00);

12 8. The Secretary of Safety and Security may receive a maximum
13 salary of Eighty-five Thousand Dollars (\$85,000.00);

14 9. The Secretary of State may receive a maximum salary of
15 Sixty-five Thousand Dollars (\$65,000.00). However, if the Secretary
16 of State is designated as a cabinet Secretary, the salary of the
17 Secretary of State may be increased to an amount not to exceed the
18 highest salary provided for a cabinet Secretary pursuant to this
19 section; ~~and~~

20 10. The Secretary of Veterans Affairs may receive a maximum
21 salary of Sixty-five Thousand Dollars (\$65,000.00); and

22 11. The Secretary of Native American Affairs may receive a
23 maximum salary of Sixty-five Thousand Dollars (\$65,000.00).

1 SECTION 3. AMENDATORY 74 O.S. 2011, Section 1207, is
2 amended to read as follows:

3 Section 1207. A. The State of Oklahoma recognizes the status
4 of the federally recognized tribal governments residing in the
5 geographical boundaries of the state as sovereign nations and the
6 state recognizes the need for further cooperation between the state
7 and the tribes and their citizens and the importance of the
8 government-to-government relationship between the state and the
9 tribes.

10 B. There is hereby created the position of Oklahoma Native
11 American Liaison who shall be appointed by the Governor. The
12 Oklahoma Native American Liaison ~~may~~ shall also serve as the
13 Secretary of Native American Affairs or a successor cabinet position
14 and shall have jurisdictional areas of responsibility related to
15 Native American issues and state and tribal relations. The first
16 Oklahoma Native American Liaison shall be appointed no later than
17 December 1, ~~2011~~ 2012.

18 C. Any person appointed to the position of Oklahoma Native
19 American Liaison shall be ~~an American Indian of at least one-fourth~~
20 ~~(1/4) blood~~ a member of a federally recognized Indian Tribe.

21 D. The salary and any other expenses for the Oklahoma Native
22 American Liaison shall be budgeted as a separate line item through
23 the Governor. The Governor shall provide adequate office space,
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1 equipment and support necessary to enable the Oklahoma Native
2 American Liaison to carry out the duties and responsibilities of the
3 position.

4 E. The Oklahoma Native American Liaison shall:

5 1. Have the powers and duties over Native American issues and
6 state and tribal relation areas designated to the position by the
7 Governor;

8 2. ~~Be~~ If the Governor elects to name a designee, be the
9 designee of the Governor and, subject to any limits set by the
10 Governor, shall have authority to negotiate cooperative agreements
11 on behalf of the state with federally recognized Indian ~~Tribal~~
12 ~~Governments~~ tribal governments within this state as set forth in
13 Section 1221 of ~~Title 74 of the Oklahoma Statutes~~ this title;

14 3. Monitor all compacts, including gaming, tobacco, and motor
15 vehicle fuel compacts, entered into by the state and political
16 subdivisions with federally recognized Indian ~~Tribal Governments~~
17 tribal governments within this state;

18 4. Coordinate with the Office of Tribal Relations within the
19 Oklahoma Historical Society on the gathering, preserving and
20 maintaining of all compacts and agreements between Indian ~~Tribal~~
21 ~~Governments~~ tribal governments and the state and political
22 subdivisions and all related records, documents and materials;

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1 5. Oversee state agency consultation policies with tribal
2 governments;

3 6. Monitor the interactions of state agencies with tribal
4 governments;

5 7. Ensure coordination, consultation and cooperation between
6 tribes and state agencies for any activities of the state agency
7 that will directly affect tribal governments or their property;

8 8. Advise tribes about ongoing or proposed state programs that
9 will affect tribal governments or their property;

10 9. Cooperate with tribal governments to determine priorities of
11 interest for possible cooperation between the various agencies and
12 the tribal governments;

13 10. Advise tribes on funding opportunities through partnerships
14 with state agencies to address locally determined priorities of
15 interest agreed to by both the state and tribal governments;

16 11. Ensure continuing outreach to tribes and shall establish and
17 maintain relationships with tribes and tribal organizations; and

18 12. Make an annual report on the interaction between the state
19 and state agencies and tribal governments and shall submit the
20 report to the Governor, the Speaker of the House of Representatives,
21 and the President Pro Tempore of the Senate.

22 SECTION 4. It being immediately necessary for the preservation
23 of the public peace, health and safety, an emergency is hereby
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1 declared to exist, by reason whereof this act shall take effect and
2 be in full force from and after its passage and approval.

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4 COMMITTEE REPORT BY: COMMITTEE ON GENERAL GOVERNMENT, dated
5 03/01/2012 - DO PASS, As Coauthored.

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