

1 STATE OF OKLAHOMA

2 2nd Session of the 55th Legislature (2016)

3 SENATE BILL 1540

By: Griffin

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6 AS INTRODUCED

7 An Act relating to professions and occupations;
8 creating State Department of Health Professional
9 Licensure; directing Department to provide
10 administrative support to certain entities;
11 authorizing Governor to appoint and set the salary of
12 the Director; requiring advice and consent of the
13 Senate; specifying duties of Director; transferring
14 certain functions, funds and property from certain
15 entities to the Department; directing transfer of
16 certain obligations; permitting contracts for certain
17 purposes; directing promulgation of rules; providing
18 for codification; providing an effective date; and
19 declaring an emergency.

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

SECTION 1. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 6003 of Title 59, unless there is created a duplication in numbering, reads as follows:

A. There is hereby created the Department of Health Professional Licensure and such divisions, sections, bureaus, offices and positions as may be established by the Director. The Department shall provide administrative and support services to the following health licensing boards:

1 1. The Board of Podiatric Medical Examiners established by
2 Section 137 of this title;

3 2. The State Board of Chiropractic Examiners established by
4 Section 161.4 of this title;

5 3. The State Board of Cosmetology and Barbering established by
6 Section 199.2 of this title;

7 4. The Board of Dentistry established by Section 328.7 of this
8 title;

9 5. The State Board of Pharmacy established by Section 353.3 of
10 this title;

11 6. The Oklahoma Funeral Board established by Section 396 of
12 this title;

13 7. The State Board of Medical Licensure and Supervision
14 established by Section 481 of this title;

15 8. The Oklahoma Board of Nursing established by Section 567.4
16 of this title;

17 9. The Board of Examiners in Optometry established by Section
18 582 of this title;

19 10. The State Board of Osteopathic Examiners established by
20 Section 624 of this title;

21 11. The State Board of Licensed Social Workers established by
22 Section 1253 of this title;

23 12. The State Board of Examiners of Psychologists established
24 by Section 1352.1 of this title;

1 13. The Board of Examiners for Speech Pathology and Audiology
2 established by Section 1607 of this title;

3 14. The Oklahoma Board of Licensed Alcohol and Drug Counselors
4 established by Section 1873 of this title;

5 15. The State Board of Examiners of Perfusionists established
6 by Section 2053 of this title;

7 16. The State Board of Behavioral Health Licensure established
8 by Section 6001 of this title; and

9 17. The Oklahoma State Board of Examiners for Long-Term Care
10 Administrators established by Section 330.52 of Title 63 of the
11 Oklahoma Statutes.

12 B. The Governor shall have the power and duty to select a
13 Director who shall serve as executive and administrative officer of
14 the Department. The Director shall be appointed wholly on the basis
15 of ability, training and experience qualifying him or her for public
16 administration. The Director shall serve, subject to the
17 confirmation of the Senate, at the pleasure of the Governor. The
18 salary of the Director shall be fixed by the Governor.

19 C. The Director shall formulate the policies and adopt rules
20 and regulations for the effective administration of the duties of
21 the Department.

22 D. The Director shall assume the statutory duties of the
23 administrative and support staff employed by the entities specified
24 in subsection A of Section 1 of this act.

1 SECTION 2. NEW LAW A new section of law to be codified
2 in the Oklahoma Statutes as Section 6004 of Title 59, unless there
3 is created a duplication in numbering, reads as follows:

4 A. On July 1, 2016, all functions of the entities specified in
5 subsection A of Section 1 of this act relating to the performance of
6 administrative or support duties shall be transferred to the State
7 Department of Health Professional Licensure. The transfer shall
8 include all employees, equipment, supplies, records, assets, current
9 and future liabilities, fund balances, encumbrances, obligations and
10 indebtedness associated with employees performing administrative or
11 support functions within any of the entities specified in subsection
12 A of Section 1 of this act.

13 B. Any monies accruing to or in the name of any of the entities
14 specified in subsection A of Section 1 of this act on and after the
15 effective date of this act, or any monies that accrue in any funds
16 or accounts or are maintained for the benefit of the Office on and
17 after the effective date of this act, shall be transferred to the
18 Department.

19 C. The Director of the Office of Management and Enterprise
20 Services is hereby directed to coordinate the transfer of funds,
21 allotments, purchase orders and outstanding financial obligations or
22 encumbrances as provided for in this section.

1 SECTION 3. NEW LAW A new section of law to be codified
2 in the Oklahoma Statutes as Section 6005 of Title 59, unless there
3 is created a duplication in numbering, reads as follows:

4 The Department of Health Professional Licensure may contract for
5 and purchase or rent books, stationery, forms, postage, equipment,
6 other materials and supplies and furniture and it may rent or lease
7 office space or other quarters in the performance of duties required
8 by this act.

9 SECTION 4. NEW LAW A new section of law to be codified
10 in the Oklahoma Statutes as Section 166.16 of Title 74, unless there
11 is created a duplication in numbering, reads as follows:

12 The State Department of Health Professional Licensure shall
13 promulgate rules to implement the provisions of this act.

14 SECTION 5. This act shall become effective July 1, 2016.

15 SECTION 6. It being immediately necessary for the preservation
16 of the public peace, health and safety, an emergency is hereby
17 declared to exist, by reason whereof this act shall take effect and
18 be in full force from and after its passage and approval.

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