1	SENATE FLOOR VERSION April 11, 2018
2	AS AMENDED
3	ENGROSSED HOUSE
4	BILL NO. 3587 By: McCall and McDugle of the House
5	and
6	Schulz of the Senate
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9	[ state government - power of the Governor -
10	President Pro Tempore of the Senate and the Speaker of the House of Representatives - codification -
11	effective date ]
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13	BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:
14	SECTION 1. AMENDATORY 74 O.S. 2011, Section 2, is
15	amended to read as follows:
16	Section 2. The A. Notwithstanding any other provisions of law,
17	the Governor shall have power to remove any officers appointed by
18	him, in case of incompetency, neglect of duty, or malfeasance in
19	office; and may then fill the same as provided in cases of vacancy
20	or her.
21	B. Notwithstanding any other provisions of law, in addition to
22	any appointments created by expiring terms or vacancies provided by
23	law, the Governor shall have the power to remove any gubernatorial
24	appointments on any agency, board or commission at any time, subject

- to the provisions of this section. Nothing in this section shall

  apply to appointments to any agency, board or commission if the

  appointment authority is provided for in the Constitution. A

  vacancy created pursuant to the provisions of this section shall be

  filled as provided by law.
  - C. Provided, if a gubernatorial appointment requires

    confirmation by the Senate, removal of the appointee shall also

    require confirmation by the Senate. If the Governor removes such an appointee when the Legislature is not in session, such appointee may continue to serve pending confirmation by the Senate of the action to remove the appointee.
  - SECTION 2. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 464.1 of Title 74, unless there is created a duplication in numbering, reads as follows:

In addition to any appointments created by expiring terms or vacancies provided by law, the President Pro Tempore of the Senate and the Speaker of the House of Representatives shall have the power to remove any of their respective appointments on any agency, board or commission at any time, subject to the provisions of this section. Nothing in this section shall apply to appointments to any agency, board or commission if the appointment authority is provided for in the Constitution. A vacancy created pursuant to the provisions of this section shall be filled as provided by law.

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        SECTION 3. This act shall become effective November 1, 2018.
    COMMITTEE REPORT BY: COMMITTEE ON RULES
    April 11, 2018 - DO PASS AS AMENDED
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