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**AS AMENDED**

By: Brecheen

[ state government - Executive Branch Reform Act of 1986 - employee compensation - effective date ]

SECTION 1. AMENDATORY 74 O.S. 2011, Section 10.3, as amended by Section 1, Chapter 127, O.S.L. 2012 (74 O.S. Supp. 2017, Section 10.3), is amended to read as follows:

Section 10.3. A. Within forty-five (45) days of assuming office, each Governor may create a cabinet system for the executive branch of state government. The cabinet system may be an organizational framework created by executive order which includes all executive agencies, boards, commissions, or institutions and their assignments to specific cabinet areas. The cabinet system shall consist of no more than fifteen cabinet areas and each cabinet area shall consist of executive agencies, boards, commissions, or institutions with similar programmatic or administrative objectives. One cabinet area shall consist of the Oklahoma Department of Veterans Affairs, its institutions and other executive agencies, boards, commissions and institutions which are related to veterans.

1 The Governor's cabinet shall be in effect until the Legislature  
2 supersedes each specific cabinet area or department by providing by  
3 law for specific cabinet areas or departments, or removes by law the  
4 authority of the Governor to create a cabinet area. At any time  
5 during the Governor's term of office, the cabinet may be modified at  
6 the sole discretion of the Governor subject to Senate confirmation  
7 as provided by subsection B of this section.

8 B. The Governor shall appoint, with the advice and consent of  
9 the Senate, a Secretary to head each cabinet area. The Secretary  
10 appointee for the cabinet area consisting of the Oklahoma Department  
11 of Veterans Affairs and other related veterans entities shall be an  
12 honorably discharged veteran and be eligible to receive benefits  
13 from the United States Department of Veterans Affairs. A cabinet  
14 Secretary may be appointed as a position funded by the Office of the  
15 Governor from funds available to that office, or appointed as a  
16 cabinet Secretary from among the agency heads within the cabinet  
17 area. The cabinet Secretaries shall:

18 1. Advise the Governor of any policy changes or problems within  
19 the area they represent;

20 2. Advise the entities represented of any policy changes or  
21 problems as directed by the Governor; and

22 3. Coordinate information gathering for the Legislature as  
23 requested.

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

11 D. The maximum salary for all staff, subordinates and  
12 statutorily-created agency employees, shall not exceed ninety  
13 percent (90%) of the salary of the Governor.

14 SECTION 2. This act shall become effective November 1, 2018.

15 COMMITTEE REPORT BY: COMMITTEE ON APPROPRIATIONS  
16 March 1, 2018 - DO PASS AS AMENDED  
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