

1 ENGROSSED HOUSE
2 BILL NO. 2480

By: McCall, Lawson, Mize,
Boles, West (Josh), Osburn,
Frix, West (Tammy),
Fetgatter, Olsen, Manger,
McEntire, Kiger, Phillips,
Crosswhite Hader, Steagall,
Smith, Strom, Davis,
Hasenbeck, Dills, Cornwell,
Sterling, Moore, Fincher,
Marti, Miller, Pae, May,
McBride, Burns, West
(Kevin), Bush, Talley,
Sims, Lepak, Stark, Conley,
Vancuren, Grego, Hardin
(David), Patzkowsky,
Boatman, Luttrell, Gann,
Kerbs, Echols, Hill,
Caldwell (Trey), McDugle,
Johns, Kannady, Wallace,
Hilbert, Baker and Roberts
(Sean) of the House

and

Treat of the Senate

16 An Act relating to the State Board of Corrections;
17 amending 57 O.S. 2011, Sections 503 and 506, as last
18 amended by Section 2, Chapter 386, O.S.L. 2016 (57
19 O.S. Supp. 2018, Section 506), which relate to the
20 State Board of Corrections; modifying appointment of
21 members of the Board; authorizing Governor to appoint
22 Director; providing for determination of
23 compensation; authorizing the Legislature to remove
24 Director from office; specifying vote required for
removal; and declaring an emergency.

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

1 SECTION 1. AMENDATORY 57 O.S. 2011, Section 503, is
2 amended to read as follows:

3 Section 503. There is hereby created the State Board of
4 Corrections which shall be the governing board of the Department of
5 Corrections ~~herein created~~. The Board shall consist of ~~seven (7)~~
6 ~~members who shall be appointed by the Governor with the advice and~~
7 ~~consent of the Senate. One member shall be appointed from each~~
8 ~~congressional district and any remaining members shall be appointed~~
9 ~~from the state at large. However, when congressional districts are~~
10 ~~redrawn each member appointed prior to July 1 of the year in which~~
11 ~~such modification becomes effective shall complete the current term~~
12 ~~of office and appointments made after July 1 of the year in which~~
13 ~~such modification becomes effective shall be based on the redrawn~~
14 ~~districts. Appointments made after July 1 of the year in which such~~
15 ~~modification becomes effective shall be from any redrawn districts~~
16 ~~which are not represented by a board member until such time as each~~
17 ~~of the modified congressional districts are represented by a board~~
18 ~~member. No appointments may be made after July 1 of the year in~~
19 ~~which such modification becomes effective if such appointment would~~
20 ~~result in more than two members serving from the same modified~~
21 ~~district. The terms of office of two members shall expire on March~~
22 ~~15, 1969, and each six (6) years thereafter; the terms of two~~
23 ~~members shall expire on March 15, 1971, and each six (6) years~~
24 ~~thereafter; and the terms of three members shall expire on March 15,~~

1 ~~1973, and each six (6) years thereafter. Not more than four members~~
2 ~~of the Board shall be of the same political party. Any member of~~
3 ~~the Board may be removed from office in the manner provided by law~~
4 ~~for the removal of officers not subject to impeachment. Vacancies~~
5 ~~on the Board shall be filled for the unexpired term~~ the following
6 nine (9) members:

7 1. Five members appointed by the Governor;

8 2. Two members appointed by the Speaker of the House of
9 Representatives; and

10 3. Two members appointed by the President Pro Tempore of the
11 Senate.

12 Each member shall serve at the pleasure of his or her appointing
13 authority and may be removed or replaced without cause. Any member
14 of the Board shall be prohibited from voting on any issue in which
15 the member has a direct financial interest. The Director of
16 Corrections shall be an ex officio member of the Board, but shall be
17 entitled to vote only in case of a tie vote.

18 SECTION 2. AMENDATORY 57 O.S. 2011, Section 506, as last
19 amended by Section 2, Chapter 386, O.S.L. 2016 (57 O.S. Supp. 2018,
20 Section 506), is amended to read as follows:

21 Section 506. There is hereby created the position of Director
22 of Corrections. The Director shall be qualified for such position
23 by character, knowledge, skill, ability, education, training and
24 successful administrative experience and shall have five (5) years

1 of professional level work. The Director of Corrections shall be
2 appointed by the ~~Board of Corrections, with the advice and consent~~
3 ~~of the Senate and shall be subject to removal by a vote of the~~
4 ~~majority of the entire Board or in the manner provided by law for~~
5 ~~the removal of officers not subject to impeachment~~ Governor with the
6 advice and consent of the Senate and shall serve at the pleasure of
7 the Governor and may be removed or replaced without cause.
8 Compensation for the Director shall be determined by the Governor.
9 The Director may be removed from office by a two-thirds (2/3) vote
10 of the members elected to and constituting each chamber of the
11 Legislature.

12 SECTION 3. It being immediately necessary for the preservation
13 of the public peace, health or safety, an emergency is hereby
14 declared to exist, by reason whereof this act shall take effect and
15 be in full force from and after its passage and approval.

16 Passed the House of Representatives the 6th day of March, 2019.

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18 _____
19 Presiding Officer of the House
of Representatives

20 Passed the Senate the ____ day of _____, 2019.

21
22 _____
23 Presiding Officer of the Senate
24