

March 7, 2019

By: McCall, Lawson, Mize,  
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Sims, Lepak, Stark, Conley,  
Vancuren, Grego, Hardin  
(David), Patzkowsky,  
Boatman, Luttrell, Gann,  
Kerbs, Echols, Hill,  
Caldwell (Trey), McDugle,  
Johns, Kannady, Wallace,  
Hilbert, Baker, Roberts  
(Sean), Wright and Ford of  
the House

Treat of the Senate

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

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

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

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

1 ~~thereafter; and the terms of three members shall expire on March 15,~~  
2 ~~1973, and each six (6) years thereafter. Not more than four members~~  
3 ~~of the Board shall be of the same political party. Any member of~~  
4 ~~the Board may be removed from office in the manner provided by law~~  
5 ~~for the removal of officers not subject to impeachment. Vacancies~~  
6 ~~on the Board shall be filled for the unexpired term~~ the following  
7 nine (9) members:

8 1. Five members appointed by the Governor;

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

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

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

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

22 Section 506. There is hereby created the position of Director  
23 of Corrections. The Director shall be qualified for such position  
24 by character, knowledge, skill, ability, education, training and

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

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

17 COMMITTEE REPORT BY: COMMITTEE ON RULES  
18 March 7, 2019 - DO PASS  
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