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February 24, 2020

By: Treat

An Act relating to the Board of Mental Health and Substance Abuse Services; amending 43A O.S. 2011, Section 2-103, as last amended by Section 2, Chapter 4, O.S.L. 2019 (43A O.S. Supp. 2019, Section 2-103), which relates to Board meetings; decreasing number of members necessary for quorum; and declaring an emergency.

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

SECTION 1. AMENDATORY 43A O.S. 2011, Section 2-103, as last amended by Section 2, Chapter 4, O.S.L. 2019 (43A O.S. Supp. 2019, Section 2-103), is amended to read as follows:

Section 2-103. A. The Board of Mental Health and Substance Abuse Services shall be composed of the following nine (9) members:

1. Five members appointed by the Governor;

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

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

B. 1. Each member shall serve at the pleasure of his or her appointing authority and may be removed or replaced without cause.

1 2. Any member of the Board shall be prohibited from voting on
2 any issue in which the member has a direct financial interest.

3 3. The Commissioner of Mental Health and Substance Abuse
4 Services shall be an ex officio member of the Board, but shall be
5 entitled to vote only in case of a tie vote.

6 C. The Board shall elect from among its members a chair and a
7 vice-chair. The chair may call meetings at any time.

8 D. All regularly scheduled meetings of the Board shall be held
9 at the Central Office of the Department of Mental Health and
10 Substance Abuse Services, Oklahoma City, Oklahoma, unless otherwise
11 scheduled. ~~Six~~ Five members shall constitute a quorum at any
12 meeting, and all action may be taken by an affirmative vote of the
13 majority of the members present at any such meeting.

14 E. The action taken by the Board on any matter, or any document
15 passed by the Board, shall be considered official when such action
16 is placed in writing and signed by the chair or vice-chair.

17 F. The duties of the Board shall pertain to the care,
18 treatment, and hospitalization of persons with mental illness, or
19 alcohol- or drug-dependent persons.

20 G. Members of the Board of Mental Health and Substance Abuse
21 Services shall be allowed their necessary travel expenses pursuant
22 to the provisions of the State Travel Reimbursement Act.

23 H. Members of the Board of Mental Health and Substance Abuse
24 Services shall be allowed to serve on the State Board of Medical

1 Licensure and Supervision and the State Board of Osteopathic
2 Examiners during members' terms on the Board of Mental Health and
3 Substance Abuse Services.

4 SECTION 2. It being immediately necessary for the preservation
5 of the public peace, health or safety, an emergency is hereby
6 declared to exist, by reason whereof this act shall take effect and
7 be in full force from and after its passage and approval.

8 COMMITTEE REPORT BY: COMMITTEE ON HEALTH AND HUMAN SERVICES
9 February 24, 2020 - DO PASS
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