

1 STATE OF OKLAHOMA

2 1st Session of the 57th Legislature (2019)

3 SENATE BILL NO. 1037

By: Scott

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5
6 AS INTRODUCED

7 An Act relating to tobacco settlement funds; creating
8 the Oklahoma Rural Health Care Infrastructure Trust
9 Fund; providing for the transfer of monies held in
10 the Tobacco Settlement Endowment Trust Fund; creating
11 Board of Investors; providing for membership;
12 creating Board of Directors; providing for
13 membership; specifying allocation of funds to certain
14 entities and for certain purposes; authorizing
15 Legislature to enact certain laws; and providing a
16 contingent effective date.

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1 1, 2020, shall be transferred to the Oklahoma Rural Health Care
2 Infrastructure Trust Fund.

3 B. There is hereby created the Board of Investors of the
4 Oklahoma Rural Health Care Infrastructure Trust Fund. The Board of
5 Investors shall have the duty of investing monies in the trust fund,
6 subject to restrictions and limitations provided by law for and in
7 accordance with laws applicable to the investment of monies in state
8 retirement funds.

9 The Board of Investors shall consist of five (5) members as
10 follows:

- 11 1. The State Treasurer who shall be the chair;
- 12 2. An appointee of the Governor;
- 13 3. An appointee of the Speaker of the House of Representatives;
- 14 4. An appointee of the President Pro Tempore of the Senate; and
- 15 5. An appointee of the State Auditor and Inspector.

16 The initial appointees shall serve staggered terms of office as
17 provided for by law. Thereafter, appointees shall serve four-year
18 terms of office. No more than two appointees shall be appointed
19 from any single congressional district. All appointed members shall
20 have demonstrated expertise in public or private investment funds
21 management.

22 C. There is hereby created the Board of Directors of the
23 Oklahoma Rural Health Care Infrastructure Trust Fund. The Board of
24

1 Directors shall consist of seven (7) members, one appointed by each
2 of the following appointing authorities:

- 3 1. The Governor;
- 4 2. The President Pro Tempore of the Senate;
- 5 3. The Speaker of the House of Representatives;
- 6 4. The Attorney General;
- 7 5. The State Treasurer;
- 8 6. The State Auditor and Inspector; and
- 9 7. The State Superintendent of Public Instruction.

10 The initial appointed members shall serve staggered terms of
11 office as provided for by law. Thereafter, the appointed members of
12 the Board of Directors shall serve seven-year terms of office. At
13 least one appointee shall be appointed from each congressional
14 district, and not more than two appointees shall be appointed from
15 any single congressional district. Not more than four appointees
16 shall be members of the same political party. An appointee shall
17 have been a member of the political party to which the appointee
18 belongs for at least one (1) year prior to the date of appointment.
19 Appointees shall have demonstrated expertise in public or private
20 health care.

21 The Board of Directors shall meet at least one time each
22 calendar quarter.

1 D. Earnings from the trust fund, including but not limited to,
2 interest, dividends and realized capital gains from investments of
3 the trust fund shall be allocated in the following manner:

4 1. An annual amount to the Oklahoma Rural Health Care
5 Infrastructure Trust Fund, not to exceed eighty percent (80%) of the
6 total earnings;

7 2. An annual amount to the Physician Manpower Training
8 Commission, not to exceed nineteen percent (19%) of the total
9 earnings;

10 3. An annual amount to the Oklahoma Center for Rural
11 Development, not to exceed one percent (1%) of the total earnings;

12 4. Programs other than those specified in paragraphs 1 through
13 3 of this subsection designed to maintain or improve the health of
14 Oklahomans or to enhance the provision of health care services to
15 Oklahomans; and

16 5. Authorized administrative expenses of the Board of
17 Directors.

18 E. Each fiscal year, the Board of Directors may expend the
19 amount of earnings which actually accrued to the trust fund during
20 the preceding fiscal year. Any amount not so expended shall remain
21 in the trust fund. The Board shall direct specific expenditures to
22 be made in the manner specified in subsection D of this section.

23 F. The Legislature may enact laws to further implement the
24 provisions of this section.

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SECTION 2. This act shall become effective upon certification of election returns favoring passage of the Constitutional Amendment proposed in Senate Joint Resolution No. 18 of the 1st Session of the 57th Oklahoma Legislature.

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