

1 ENGROSSED HOUSE AMENDMENT  
TO  
2 ENGROSSED SENATE BILL NO. 487 By: Pugh of the Senate  
3 and  
4 Nollan of the House  
5  
6

7 An Act relating to the Oklahoma Science and  
8 Technology Research and Development Board; amending  
9 74 O.S. 2011, Section 5060.6, which relates to board  
10 of directors; modifying membership of board;  
11 appointing chair; establishing length of term;  
12 specifying quorum; and providing an effective date.

13  
14 AMENDMENT NO. 1. Delete the title, enacting clause and entire bill  
15 and replace with:

16 "An Act relating to the Oklahoma Science and  
17 Technology Research and Development Board; amending  
18 74 O.S. 2011, Section 5060.6, which relates to board  
19 of directors; modifying membership of board;  
20 appointing chair; specifying members to serve at the  
21 pleasure of their appointing authority; specifying  
22 quorum; and declaring an emergency.

23  
24 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. AMENDATORY 74 O.S. 2011, Section 5060.6, is  
amended to read as follows:

Section 5060.6 A. The board of directors for ~~the Oklahoma~~  
~~Center for the Advancement of Science and Technology (OCAST) is~~

1 ~~hereby reconstituted as~~ the Oklahoma Science and Technology Research  
2 ~~(OSTRAD)~~ and Development (OSTRAD) Board shall consist of nine (9)  
3 members and shall be comprised as follows:

4 1. ~~The Director of the Oklahoma Department of Commerce~~ Four  
5 members appointed by the Governor as follows:

6 a. two members representing a higher education  
7 institution technology transfer office within this  
8 state or a scientist or engineer with extensive  
9 experience managing applied scientific or  
10 technological research, and

11 b. two members who are or who have served as executive  
12 officers in industries of life sciences, biotech,  
13 autonomous systems, aerospace, energy, information  
14 technology, other emerging technologies or finance;

15 2. ~~The Chancellor of the Oklahoma State Regents for Higher~~  
16 ~~Education~~ Two members appointed by the President Pro Tempore of the  
17 Senate who are or who have served as executive officers in  
18 industries of life sciences, biotech, autonomous systems, aerospace  
19 systems, aerospace, energy, information technology, other emerging  
20 technologies or finance, one of whom resides within this state in a  
21 current U.S. Census Bureau metropolitan statistical area containing  
22 at least five hundred thousand (500,000) residents according to the  
23 most recent Federal Decennial Census and one of whom resides within  
24

1 this state and outside the metropolitan statistical areas described  
2 in this paragraph;

3 ~~3. The president of the University of Oklahoma~~ Two members  
4 appointed by the Speaker of the House of Representatives who are or  
5 who have served as executive officers in industries of life  
6 sciences, biotech, autonomous systems, aerospace systems, aerospace,  
7 energy, information technology, other emerging technologies or  
8 finance, one of whom resides within this state in a current U.S.  
9 Census Bureau metropolitan statistical area containing at least five  
10 hundred thousand (500,000) residents according to the most recent  
11 Federal Decennial Census and one of whom resides within this state  
12 and outside the metropolitan statistical areas described in this  
13 paragraph; and

14 ~~4. The president of Oklahoma State University;~~

15 ~~5. The president of one of the regional universities in The~~  
16 ~~State System of Higher Education designated by the Chancellor;~~

17 ~~6. The president of a private Oklahoma university classified by~~  
18 ~~the Carnegie Foundation as a national doctorate-granting institution~~  
19 ~~offering graduate engineering degrees to be appointed by the~~  
20 ~~Governor;~~

21 ~~7. The Governor's appointed cabinet Secretary of Agriculture;~~

22 ~~8. A member of the House of Representatives, who shall serve as~~  
23 ~~an ex officio nonvoting member, appointed by the Speaker of the~~  
24 ~~House of Representatives;~~

1       ~~9. A member of the Senate, who shall serve as an ex officio~~  
2 ~~nonvoting member, appointed by the President Pro Tempore of the~~  
3 ~~Senate;~~

4       ~~10. Two members, appointed by the Governor, who shall be~~  
5 ~~engineers or scientists with extensive experience in managing basic~~  
6 ~~or applied scientific or technological research at Oklahoma~~  
7 ~~institutions of higher education, who shall serve terms of four (4)~~  
8 ~~years; provided that, the two members who possess these~~  
9 ~~qualifications and are serving on the board of directors of the~~  
10 ~~Center on July 1, 2002, shall fill these positions on the Oklahoma~~  
11 ~~Science and Technology Research and Development Board for initial~~  
12 ~~terms to expire on June 30, 2003;~~

13       ~~11. Five members appointed by the Governor who are or who have~~  
14 ~~served as chief executive officers or senior executive officers of~~  
15 ~~corporations engaged in information technology, biotechnology,~~  
16 ~~genetics, other emerging technologies, agriculture, oil and natural~~  
17 ~~gas, early stage high risk venture capital finance, other~~  
18 ~~significant Oklahoma industries, or Oklahoma industries that are~~  
19 ~~potentially significant to the state economy or who are or who have~~  
20 ~~served as chief executive officers or senior executive officers of a~~  
21 ~~private nonprofit organization or who are or who have served as~~  
22 ~~chief executive officers or senior executive officers of foundations~~  
23 ~~with a history of supporting research and development. Two members~~  
24 ~~appointed pursuant to this paragraph shall serve initial terms to~~

~~expire on June 30, 2005, and two shall serve initial terms to expire on June 30, 2006. For the position for which the initial appointment begins after July 1, 2005, the initial term shall expire on June 30, 2009;~~

~~12. Four members appointed by the Governor who represent small business. One appointee shall serve an initial term to expire on June 30, 2005, and one shall serve an initial term to expire on June 30, 2006. For the two positions for which the initial appointments begin after July 1, 2005, one appointee shall serve an initial term to expire on June 30, 2008, and one appointee shall serve an initial term to expire on June 30, 2009;~~

~~13. One member appointed by the Governor who represents rural Oklahoma. The initial appointee shall serve a term to expire on June 30, 2004; and~~

~~14. Until June 30, 2004, or vacation of the offices, six members who, before the effective date of this act, were appointed by the Governor and who are serving on the board of directors of OCAST on July 1, 2002. These positions on the Oklahoma Science and Technology Research and Development Board shall cease to exist on June 30, 2004, or when the position is vacated if the vacancy occurs prior to June 30, 2004. A member of the OCAST board who holds one of these positions may be appointed to a position described in paragraphs 9 through 12 of this subsection on the Oklahoma Science~~

1 ~~and Technology Research and Development Board if the member meets~~  
2 ~~the qualifications for such position.~~

3 ~~B. The two legislatively appointed members of the Board shall~~  
4 ~~be persons of demonstrated knowledge of and commitment to the~~  
5 ~~advancement of science and technology in Oklahoma and shall serve at~~  
6 ~~the pleasure of their respective appointing authority Secretary of~~  
7 ~~Science and Innovation.~~

8 ~~B. The Secretary of Science and Innovation, or a designee of~~  
9 ~~the Governor, shall serve as chair.~~

10 C. In making appointments to the Oklahoma Science and  
11 Technology Research and Development Board, appropriate consideration  
12 shall be given to representation upon the Board by race, gender and  
13 geographical area.

14 ~~D. Gubernatorial appointees appointed after July 1, 2002, shall~~  
15 ~~serve four-year terms except for initial terms as provided in this~~  
16 ~~section. Terms shall expire on June 30. All gubernatorial~~  
17 ~~appointees shall be subject to confirmation by the Senate. Except~~  
18 ~~as otherwise provided in this section, any vacancy in board~~  
19 ~~positions filled by appointment of the Governor shall be filled for~~  
20 ~~the unexpired term in the same manner as the original appointment~~  
21 ~~With the exception of the Secretary of Science and Innovation, all~~  
22 ~~members shall serve a four-year term at the pleasure of their~~  
23 ~~appointing authority.~~

1       ~~E. The Board shall elect, annually, a chair who shall be from~~  
2 ~~the private sector membership of the Board. A vice-chair shall be~~  
3 ~~elected annually from among all the members of the Board. Persons~~  
4 ~~elected to the position of chair or vice-chair shall not serve more~~  
5 ~~than two consecutive terms in said position.~~

6       ~~F.~~ The Board shall meet at least once each calendar quarter and  
7 at such other times:

8           1. Upon call of the chair;

9           2. Upon call of the chief executive officer of the ~~Center~~  
10 OSTRaD or the Institute; or

11           3. Upon written request of a majority of the board members.

12       ~~G. A majority of the~~ F. Five voting members of the Board shall  
13 constitute a quorum. A quorum of the Board shall be necessary to  
14 transact business. All actions of the board members shall be made  
15 by a majority of the quorum present. ~~A board member appointed~~  
16 ~~pursuant to paragraphs 3, 4, 5 or 6 of subsection A of this section~~  
17 ~~may send a predetermined designee as a representative to board~~  
18 ~~meetings who may participate with full voting privileges. All other~~  
19 ~~board members may send a predetermined designee as a representative~~  
20 ~~to board meetings who may vote; provided, the designee may vote at~~  
21 ~~no more than thirty percent (30%) of meetings during a fiscal year.~~

22       ~~H. Members of the Board shall be entitled to compensation and~~  
23 ~~expenses as may be provided in the charter or bylaws of the Board.~~

G. The members of the Board shall not be subject to the dual-office-holding prohibitions set forth in Section 6 of Title 51 of the Oklahoma Statutes.

~~I. The Board shall establish an executive committee composed of the chair, vice-chair, and three (3) additional voting members chosen by the chair from among the remaining board members. The executive committee, in intervals between board meetings, may transact any board business that has been delegated to the executive committee. A majority of the executive committee shall be necessary to transact business and all actions of the executive committee shall be by a majority vote of the committee.~~

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

Passed the House of Representatives the 22nd day of April, 2021.

Presiding Officer of the House of  
Representatives

Passed the Senate the            day of            , 2021.

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Presiding Officer of the Senate



1 ENGROSSED SENATE  
2 BILL NO. 487

By: Pugh of the Senate

3 and

4 Nollan of the House

5  
6 An Act relating to the Oklahoma Science and  
7 Technology Research and Development Board; amending  
8 74 O.S. 2011, Section 5060.6, which relates to board  
9 of directors; modifying membership of board;  
10 appointing chair; establishing length of term;  
11 specifying quorum; and providing an effective date.

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

13 SECTION 2. AMENDATORY 74 O.S. 2011, Section 5060.6, is  
14 amended to read as follows:

15 Section 5060.6. A. The board of directors for ~~the Oklahoma~~  
16 ~~Center for the Advancement of Science and Technology (OCAST) is~~  
17 ~~hereby reconstituted as~~ the Oklahoma Science and Technology Research  
18 ~~(OSTRaD)~~ and Development (OSTRaD) Board shall consist of eleven (11)  
19 members and shall be comprised as follows:

20 1. ~~The Director of the Oklahoma Department of Commerce~~ Two  
21 members appointed by the Governor, with the advice and consent of  
22 the Senate;

23 2. ~~The Chancellor of the Oklahoma State Regents for Higher~~  
24 ~~Education~~ Three members appointed by the President Pro Tempore of  
the Senate;

1       3. ~~The president of the University of Oklahoma~~ Three members  
2 appointed by the Speaker of the House of Representatives;

3       4. ~~The president of Oklahoma State University;~~

4       5. ~~The president of one of the regional universities in The~~  
5 ~~State System of Higher Education designated by the Chancellor;~~ Two  
6 members appointed by the Chancellor of The State System of Higher  
7 Education; and

8       6. ~~The president of a private Oklahoma university classified by~~  
9 ~~the Carnegie Foundation as a national doctorate-granting institution~~  
10 ~~offering graduate engineering degrees to be appointed by the~~  
11 ~~Governor;~~

12       7. ~~The Governor's appointed cabinet Secretary of Agriculture;~~

13       8. ~~A member of the House of Representatives, who shall serve as~~  
14 ~~an ex officio nonvoting member, appointed by the Speaker of the~~  
15 ~~House of Representatives;~~

16       9. ~~A member of the Senate, who shall serve as an ex officio~~  
17 ~~nonvoting member, appointed by the President Pro Tempore of the~~  
18 ~~Senate;~~

19       10. ~~Two members, appointed by the Governor, who shall be~~  
20 ~~engineers or scientists with extensive experience in managing basic~~  
21 ~~or applied scientific or technological research at Oklahoma~~  
22 ~~institutions of higher education, who shall serve terms of four (4)~~  
23 ~~years; provided that, the two members who possess these~~  
24 ~~qualifications and are serving on the board of directors of the~~

~~Center on July 1, 2002, shall fill these positions on the Oklahoma Science and Technology Research and Development Board for initial terms to expire on June 30, 2003;~~

~~11. Five members appointed by the Governor who are or who have served as chief executive officers or senior executive officers of corporations engaged in information technology, biotechnology, genetics, other emerging technologies, agriculture, oil and natural gas, early stage high risk venture capital finance, other significant Oklahoma industries, or Oklahoma industries that are potentially significant to the state economy or who are or who have served as chief executive officers or senior executive officers of a private nonprofit organization or who are or who have served as chief executive officers or senior executive officers of foundations with a history of supporting research and development. Two members appointed pursuant to this paragraph shall serve initial terms to expire on June 30, 2005, and two shall serve initial terms to expire on June 30, 2006. For the position for which the initial appointment begins after July 1, 2005, the initial term shall expire on June 30, 2009;~~

~~12. Four members appointed by the Governor who represent small business. One appointee shall serve an initial term to expire on June 30, 2005, and one shall serve an initial term to expire on June 30, 2006. For the two positions for which the initial appointments begin after July 1, 2005, one appointee shall serve an initial term~~

~~to expire on June 30, 2008, and one appointee shall serve an initial term to expire on June 30, 2009;~~

~~13. One member appointed by the Governor who represents rural Oklahoma. The initial appointee shall serve a term to expire on June 30, 2004; and~~

~~14. Until June 30, 2004, or vacation of the offices, six members who, before the effective date of this act, were appointed by the Governor and who are serving on the board of directors of OCAST on July 1, 2002. These positions on the Oklahoma Science and Technology Research and Development Board shall cease to exist on June 30, 2004, or when the position is vacated if the vacancy occurs prior to June 30, 2004. A member of the OCAST board who holds one of these positions may be appointed to a position described in paragraphs 9 through 12 of this subsection on the Oklahoma Science and Technology Research and Development Board if the member meets the qualifications for such position.~~

~~B. The two legislatively appointed members of the Board shall be persons of demonstrated knowledge of and commitment to the advancement of science and technology in Oklahoma and shall serve at the pleasure of their respective appointing authority~~

5. The Secretary of Science and Innovation.

B. The Secretary of Science and Innovation shall serve as chair.

1 C. In making appointments to the Oklahoma Science and  
2 Technology Research and Development Board, appropriate consideration  
3 shall be given to representation upon the Board by race, gender and  
4 geographical area.

5 ~~D. Gubernatorial appointees appointed after July 1, 2002, shall~~  
6 ~~serve four-year terms except for initial terms as provided in this~~  
7 ~~section. Terms shall expire on June 30. All gubernatorial~~  
8 ~~appointees shall be subject to confirmation by the Senate. Except~~  
9 ~~as otherwise provided in this section, any vacancy in board~~  
10 ~~positions filled by appointment of the Governor shall be filled for~~  
11 ~~the unexpired term in the same manner as the original appointment~~  
12 With the exception of the Secretary of Science and Innovation, all  
13 members shall be appointed for a term of (4) years.

14 ~~E. The Board shall elect, annually, a chair who shall be from~~  
15 ~~the private sector membership of the Board. A vice chair shall be~~  
16 ~~elected annually from among all the members of the Board. Persons~~  
17 ~~elected to the position of chair or vice chair shall not serve more~~  
18 ~~than two consecutive terms in said position.~~

19 ~~F.~~ The Board shall meet at least once each calendar quarter and  
20 at such other times:

- 21 1. Upon call of the chair;
- 22 2. Upon call of the chief executive officer of the Center or  
23 the Institute; or
- 24 3. Upon written request of a majority of the board members.

1        ~~G. F.~~ A majority of ~~the~~ six voting members of the Board shall  
2 constitute a quorum. A quorum of the Board shall be necessary to  
3 transact business. All actions of the board members shall be made  
4 by a majority of the quorum present. ~~A board member appointed~~  
5 ~~pursuant to paragraphs 3, 4, 5 or 6 of subsection A of this section~~  
6 ~~may send a predetermined designee as a representative to board~~  
7 ~~meetings who may participate with full voting privileges. All other~~  
8 ~~board members may send a predetermined designee as a representative~~  
9 ~~to board meetings who may vote; provided, the designee may vote at~~  
10 ~~no more than thirty percent (30%) of meetings during a fiscal year.~~

11        ~~H. Members of the Board shall be entitled to compensation and~~  
12 ~~expenses as may be provided in the charter or bylaws of the Board.~~

13        G. The members of the Board shall not be subject to the dual-  
14 office-holding prohibitions set forth in Section 6 of Title 51 of  
15 the Oklahoma Statutes.

16        ~~I. The Board shall establish an executive committee composed of~~  
17 ~~the chair, vice chair, and three (3) additional voting members~~  
18 ~~chosen by the chair from among the remaining board members. The~~  
19 ~~executive committee, in intervals between board meetings, may~~  
20 ~~transact any board business that has been delegated to the executive~~  
21 ~~committee. A majority of the executive committee shall be necessary~~  
22 ~~to transact business and all actions of the executive committee~~  
23 ~~shall be by a majority vote of the committee.~~

24        SECTION 3. This act shall become effective November 1, 2021.

1 Passed the Senate the 10th day of March, 2021.

2  
3 \_\_\_\_\_  
4 Presiding Officer of the Senate

5 Passed the House of Representatives the \_\_\_\_ day of \_\_\_\_\_,  
6 2021.

7  
8 \_\_\_\_\_  
9 Presiding Officer of the House  
10 of Representatives