

1 STATE OF OKLAHOMA

2 2nd Session of the 58th Legislature (2022)

3 HOUSE BILL 3215

By: Nichols

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5
6 AS INTRODUCED

7 An Act relating to transportation; amending 69 O.S.
8 2021, Section 302, which relates to member of the
9 State Transportation Commission; modifying term of
10 Commission member appointment; providing for removal
11 with cause; amending 69 O.S. 2021, Section 305, which
12 relates to the Director of the Department of
13 Transportation; requiring the Director be at-will
14 employee; modifying appointment procedure of
15 Director; providing for removal with cause; modifying
16 authority setting compensation; deleting certain
17 removal procedure; and providing an effective date.

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

19 SECTION 1. AMENDATORY 69 O.S. 2021, Section 302, is
20 amended to read as follows:

21 Section 302. A. The State Transportation Commission shall
22 consist of an at-large member and one (1) member from each of eight
23 districts of the state, such districts to serve as the maintenance
24 districts and to include the area as follows:

District 1. Wagoner, Cherokee, Adair, Sequoyah, Muskogee,
Okmulgee, McIntosh and Haskell Counties.

1 District 2. Pittsburg, Latimer, LeFlore, McCurtain, Pushmataha,
2 Atoka, Choctaw, Bryan and Marshall Counties.

3 District 3. Lincoln, Cleveland, McClain, Garvin, Pottawatomie,
4 Okfuskee, Seminole, Hughes, Pontotoc, Coal and Johnston Counties.

5 District 4. Payne, Logan, Canadian, Kingfisher, Garfield,
6 Grant, Kay, Noble and Oklahoma Counties.

7 District 5. Roger Mills, Dewey, Custer, Washita, Beckham,
8 Greer, Kiowa, Harmon, Jackson, Blaine, and Tillman Counties.

9 District 6. Cimarron, Texas, Beaver, Harper, Woods, Alfalfa,
10 Ellis, Major and Woodward Counties.

11 District 7. Carter, Love, Murray, Grady, Comanche, Stephens,
12 Cotton, Caddo and Jefferson Counties.

13 District 8. Osage, Pawnee, Nowata, Creek, Craig, Ottawa,
14 Rogers, Mayes, Delaware, Washington and Tulsa Counties.

15 B. The members of the Commission shall be appointed as follows:

16 1. Members from Districts 5, 6, 7 and 8 and the at-large member
17 shall be appointed by the Governor;

18 2. Members from Districts 2 and 3 shall be appointed by the
19 Speaker of the House of Representatives; and

20 3. Members from Districts 1 and 4 shall be appointed by the
21 President Pro Tempore of the Senate.

22 C. Each member shall serve ~~at the pleasure~~ until the end of his
23 or her ~~appointing authority~~ appointer's term and may be removed or
24 replaced ~~without~~ with cause. Any member of the Commission shall be

1 prohibited from voting on any issue in which the member has a direct
2 financial interest. The Director of the Department of
3 Transportation shall be an ex officio member of the Commission, but
4 shall be entitled to vote only in case of a tie vote.

5 D. The members of the Commission each shall receive an annual
6 salary of Four Thousand Eight Hundred Dollars (\$4,800.00), payable
7 monthly, and each shall be entitled to receive travel expenses
8 pursuant to the State Travel Reimbursement Act.

9 SECTION 2. AMENDATORY 69 O.S. 2021, Section 305, is
10 amended to read as follows:

11 Section 305. There is hereby created the office of the Director
12 of the Department of Transportation, who shall be ~~appointed by the~~
13 ~~Governor with the advice and consent of the Senate and who shall~~
14 ~~serve at the pleasure of the Governor~~ an at-will employee with the
15 Governor appointing the Director from a list of three candidates
16 submitted by the State Transportation Commission and may be removed
17 ~~or,~~ replaced without, or fired by the Commission with cause.
18 Compensation for the Director shall be determined by the ~~Governor~~
19 Commission. ~~The Director may be removed from office by a two-thirds~~
20 ~~(2/3) vote of the members elected to and constituting each chamber~~
21 ~~of the Legislature.~~

22 SECTION 3. This act shall become effective November 1, 2022.

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24 58-2-8452 JBH 01/05/22