

STATE OF OKLAHOMA

1st Session of the 59th Legislature (2023)

SENATE BILL 303

By: Daniels

AS INTRODUCED

An Act relating to the practice of medicine; amending 59 O.S. 2021, Section 481, which relates to the State Board of Medical Licensure and Supervision; decreasing membership; adding physician assistant members to Board; stating requirements for physician assistant members; stipulating appointment authorities; amending 59 O.S. 2021, Section 482, which relates to appointments; modifying and decreasing duration of terms; removing certain limitation on appointees; permitting appointing authority to consider certain recommendations; prohibiting member from voting on certain issues; and providing an effective date.

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

SECTION 1. AMENDATORY 59 O.S. 2021, Section 481, is amended to read as follows:

Section 481. A. A State Board of Medical Licensure and Supervision hereinafter referred to as the "Board", is hereby re-created, to continue until July 1, 2024, in accordance with the provisions of the Oklahoma Sunset Law.

B. The Board shall be composed of ~~seven (7)~~ five allopathic physicians licensed to practice medicine in this state ~~and represent~~

1 ~~the public,~~ two physician assistants licensed to practice medicine  
2 in this state, and ~~four (4)~~ two lay members. All members of the  
3 Board shall be residents of this state.

4 C. 1. The physician members of the Board shall be graduates of  
5 legally chartered medical schools recognized by the Oklahoma State  
6 Regents for Higher Education or the Liaison Council on Medical  
7 Education. The physician members shall have actively practiced as  
8 licensed physicians continuously in this state for the three (3)  
9 years immediately preceding their appointment to the Board. ~~All~~  
10 ~~members of the Board shall be residents of this state and shall be~~  
11 ~~appointed by the Governor as provided for in Section 482 of this~~  
12 ~~title. All present members of the Board shall continue to serve for~~  
13 ~~the remainder of their current terms.~~

14 2. The physician assistant members of the Board shall be  
15 graduates of accredited physician assistant programs recognized by  
16 the Board. The physician assistant members shall have actively  
17 practiced as licensed physician assistants continuously in this  
18 state for the three (3) years immediately preceding their  
19 appointment to the Board.

20 D. Members shall be appointed as follows:

21 1. The following five members shall be appointed by the  
22 Governor:

23 a. three physician members, and

24 b. two lay members;

1        2. The following two members shall be appointed by the  
2 President Pro Tempore of the Senate:

3            a. one physician member, and

4            b. one physician assistant member; and

5        3. The following two members shall be appointed by the Speaker  
6 of the House of Representatives:

7            a. one physician member, and

8            b. one physician assistant member.

9        SECTION 2.        AMENDATORY        59 O.S. 2021, Section 482, is  
10 amended to read as follows:

11        Section 482. ~~Physician members~~ A. Members of the State Board  
12 of Medical Licensure and Supervision shall be appointed for terms of  
13 ~~seven (7)~~ four (4) years. ~~The lay members of the Board shall serve~~  
14 ~~terms coterminous with that of the Governor and until a qualified~~  
15 ~~successor has been duly appointed and~~ Each member shall serve at the  
16 pleasure of ~~the Governor~~ his or her appointing authority and may be  
17 removed or replaced without cause. No member shall be appointed to  
18 serve more than two complete consecutive terms.

19        B. Each ~~physician~~ member shall hold office until the expiration  
20 of the term for which appointed or until a qualified successor has  
21 been duly appointed. An appointment shall be made by the ~~Governor~~  
22 appointing authority within ninety (90) days after the expiration of  
23 the term of any member or the occurrence of a vacancy on the Board  
24 due to resignation, death, or any cause resulting in an unexpired

1 term. ~~The appointment of allopathic physicians shall be made from a~~  
2 ~~list of three names submitted to the Governor by the Oklahoma State~~  
3 ~~Medical Association. The Association may submit names of members or~~  
4 ~~nonmembers of the Association~~

5 C. 1. In selecting physician appointees, the appointing  
6 authority may consider recommendations from a statewide organization  
7 representing physicians, a state chapter of a national organization  
8 representing physicians, or other groups or individuals in this  
9 state.

10 2. In selecting physician assistant appointees, the appointing  
11 authority may consider recommendations from a statewide organization  
12 representing physician assistants, a state chapter of a national  
13 organization representing physician assistants, or other groups or  
14 individuals in this state.

15 D. No member of the Board shall be a stockholder in or full-  
16 time salaried or full-time geographic member of the faculty or board  
17 of trustees of any medical school. A member of the Board shall be  
18 prohibited from voting on any issue in which the member has a direct  
19 financial interest.

20 SECTION 3. This act shall become effective November 1, 2023.

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