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**STATE BOARD OF HEALTH  
OKLAHOMA STATE DEPARTMENT OF HEALTH  
1000 N.E. 10<sup>th</sup> Street, Room 1102  
Oklahoma City, Oklahoma 73117**

August 1, 2018

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**CALL TO ORDER, ROLL CALL, AND CONFIRMATION OF A QUORUM**

10 Timothy Starkey, President of the Oklahoma State Board of Health, called the special meeting of the Oklahoma  
11 State Board of Health to order on Wednesday, August 1, 2018 at 3:01 p.m. The final agenda was posted at 2:58  
12 p.m. on the OSDH website on July 31, 2018, and at 2:59 p.m. at the building entrance on July 31, 2018.

13 Members in Attendance: Jenny Alexopoulos, D.O.; Charles W. Grim, D.D.S.; R. Murali Krishna, M.D.; Edward  
14 A. Legako, M.D.; Ronald D. Osterhout; Becky Payton; Chuck Skillings; Timothy E. Starkey, M.B.A.

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16 Absent: Terry Gerard II, D.O.

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18 Central Staff Present: Tom Bates, Interim Commissioner; Tina Johnson, Deputy Commissioner, Family Health  
19 Services; Kristy Bradley, State Epidemiologist, Office of State Epidemiologist; Gunnar McFadden, Assistant  
20 Deputy Commissioner, Community Health Services; Buffy Heater, Interim Director, Office of State and Federal  
21 Policy; Margot Barnes, Director, Human Resources; Tony Sellars, Director, Office of Communications; Kim  
22 Bailey, Chief Operating Officer; Nicole Nash, Office of the General Counsel; Adrienne Rollins, Interim Director,  
23 Center for Health Innovation & Effectiveness; Don Smalling, Interim Director of the Office of Accountability  
24 Systems; and Diane Hanley, Executive Assistant, Commissioner's Office.

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26 Visitors in attendance:

27 *See attached sign-in sheets*

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**REVIEW, DISCUSSION AND APPROVAL OF MINUTES**

30 Mr. Starkey directed attention toward approval of the Minutes for the May 8, 2018 and July 10, 2018 regular  
31 meetings.

32 **Mr. Osterhout moved Board approval of the May 8 and July 10 regular meeting minutes as presented.  
33 Second Dr. Grim. Motion Carried.**

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35 **AYE: Alexopoulos, Grim, Krishna, Legako, Osterhout, Payton, Skillings, Starkey**

36 **ABSENT: Gerard**

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**CONSIDERATION, POSSIBLE ACTION AND VOTE ON CHANGE TO THE 2018 BOARD OF  
39 HEALTH MEETING SCHEDULE**

40 Mr. Starkey proposed changing the August 10<sup>th</sup>, 2018 regular meeting date to September 14, 2018. The location  
41 and time remain the same which is the Moore Norman Technology Center in Oklahoma City and begins at  
42 8:30am.

43 **Mrs. Payton moved Board approval of the change as presented. Second Dr. Alexopoulos. Motion Carried.**

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45 **AYE: Alexopoulos, Grim, Krishna, Legako, Osterhout, Payton, Skillings, Starkey**

46 **ABSENT: Gerard**

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**CONSIDERATION OF A MOTION AND VOTE TO ADJOURN INTO EXECUTIVE SESSION**

49 **PURSUANT TO 25 O.S. Section 307(B)(4)** to conduct confidential communications between the Board of  
50 Health and it's attorney concerning pending lawsuits and claims in the following: *Kenneth Wogoman, et al.*  
51 *vs. State of Oklahoma ex rel., The Oklahoma Department of Health, et al*, No: CV-2018-1413 (Oklahoma  
52 County) and *Dahn Gregg, et al. vs. State of Oklahoma ex rel., The Oklahoma Department of Health*, No:  
53 CV-2018-1416 (Cleveland County).

54 **Mr. Osterhout moved Board approval to go into Executive Session at 3:06 PM. Second Dr. Grim.  
55 Motion Carried.**

**AYE: Alexopulos, Grim, Krishna, Legako, Osterhout, Payton, Skillings, Starkey**  
**ABSENT: Gerard**

**CONSIDERATION OF A MOTION AND VOTE TO RETURN TO OPEN SESSION.**

**Dr. Grim moved Board approval to move out of Executive Session at 3:59 PM. Second Alexopulos. Motion Carried.**

**AYE: Alexopulos, Grim, Krishna, Legako, Osterhout, Payton, Skillings, Starkey**  
**ABSENT: Gerard**

**CONSIDERATION, POSSIBLE ACTION AND VOTE ON MATTERS DISCUSSED IN EXECUTIVE SESSION.**

**No action taken.**

**CONSIDERATION, POSSIBLE ACTION AND VOTE TO ADOPT NEW EMERGENCY RULES CONTAINED IN 310:681 TO SUPERCEDE THE EMERGENCY RULES ADOPTED BY THE BOARD OF HEALTH ON JULY 10, 2018 and SIGNED BY THE GOVERNOR ON JULY 11, 2018.**

**Mrs. Payton moved Board approval to adopt the emergency rules as presented and proposed online. The Attorney General’s office has approved these new rules that will replace the rules signed by Governor Fallin on July 11, 2018.**

**AYE: Alexopulos, Grim, Krishna, Legako, Osterhout, Payton, Skillings, Starkey**  
**ABSENT: Gerard**

**ADJOURNMENT**

**Mr. Osterhout moved Board approval to Adjourn. Second Skillings. Motion Carried.**

**AYE: Alexopulos, Grim, Krishna, Legako, Osterhout, Payton, Skillings, Starkey**  
**ABSENT: Gerard**

The meeting adjourned at 4:01 p.m.

Approved



Timothy E. Starkey, M.B.A.  
President, Oklahoma State Board of Health  
September 14, 2018

OKLAHOMA STATE BOARD OF HEALTH MEETING

1102

August 1, 2018

NAME  
(Please Print Legibly)

REPRESENTING

TINA R Johnson

OSDH

Adrienne Rollins

OSDH

John Brause

Les Nunn

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Kristin

Anna Levin

in Margaret Brune

OSDH

Kim Brady

OSDH

Nicole

OSDH

Dore Datt

THD

Kristy Bradley

OSDH

CUNNINGHAM McFadden

OSDH

OKLAHOMA STATE BOARD OF HEALTH MEETING

1102

August 1, 2018

NAME

REPRESENTING

(Please Print Legibly)

Don Smalling

OSDH

Jason Doyle

OETA

OKLAHOMA STATE BOARD OF HEALTH MEETING

August 1, 2018

NAME  
(Please Print Legibly)

REPRESENTING

Ben Luschen

Oklahoma Gazette

Martin Benson

Scissor Tail Medicines

Danielle Brewer

Pixel Perfect inc.

Michael Jones

Pixel Perfect inc.

~~Michael Jones~~

TSM

Chris Chesny

JRLR

Corey Perry

Journal Record Legislative Report

~~Michael Jones~~  
Michael Jones  
John Jones

~~Michael Jones~~

OKLAHOMA STATE BOARD OF HEALTH MEETING

314

August 1, 2018

NAME  
(Please Print Legibly)

REPRESENTING

Adam Ogle	Self
Nazaner Hume	OK Gazette
Norma Sapp	Self
Max Walters	Self
Ed Smith	America
Ben Luschen	Oklahoma Gazette
Jeff Critch	Self
Cynthia Paul	Oklahomans For Health
Chip Paul	Oklahomans For Health
Rachel Bussett	Self Lawsuit
Chris Knight	Self
Steve Lee	Self. Kon Tech.

OKLAHOMA STATE BOARD OF HEALTH MEETING

314

August 1, 2018

NAME  
(Please Print Legibly)

REPRESENTING

Blake Johnson

Crowe + Dunlevy

Sherrill Lewis

Wesley Lewis

~~Rebecca Hays~~

Seth Roff

MMR

Jerry Cline

Stack EP

Josh Parsons

Stack EP

Mare Cline

Stack EP