

An Act

ENROLLED SENATE
BILL NO. 234

By: Stanislawski of the Senate

and

Wright of the House

An Act relating to state government; repealing 74 O.S. 2011, Section 841.30, as amended by Section 922, Chapter 304, O.S.L. 2012 (74 O.S. Supp. 2018, Section 841.30), which relates to the Oklahoma Compensation and Unclassified Positions Review Board; providing for submission of requests for unclassified positions and employees for Legislative approval; providing for submission of requests for reclassification of certain positions and employees for Legislative approval; providing deadlines for reviewing requests; prohibiting resubmitting of certain identical requests; exempting certain requests from cutoff dates; limiting provisions in certain concurrent resolution provisions; providing for certain omnibus concurrent resolution; providing for certain authorization; prohibiting addition or reclassification of certain positions and employees without Legislature approval; providing for codification; and providing an effective date.

SUBJECT: State government

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

SECTION 1. REPEALER 74 O.S. 2011, Section 841.30, as amended by Section 922, Chapter 304, O.S.L. 2012 (74 O.S. Supp. 2018, Section 841.30), is hereby repealed.

SECTION 2. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 840-5.27 of Title 74, unless there is created a duplication in numbering, reads as follows:

A. State agencies subject to the provisions of the Merit System of Personnel Administration shall submit requests to the subcommittee of the Appropriations Committee of the Oklahoma State Senate under whose jurisdiction the state agency resides for authorizations to add unclassified positions and employees to the state service that are in addition to unclassified positions already authorized by law. The Legislature may approve or disapprove the request by the proper passage of a concurrent resolution introduced by the chair or vice-chair of the subcommittee.

B. State agencies subject to the provisions of the Merit System of Personnel Administration shall submit requests to the subcommittee of the Appropriations Committee of the Oklahoma State Senate under whose jurisdiction the state agency resides for authorizations for reclassification of current positions and employees in the state service not already specified as classified or unclassified by law. The Legislature may approve or disapprove the request by the proper passage of a concurrent resolution introduced by the chair or vice-chair of the subcommittee.

C. Except as otherwise provided by this section:

1. If the requests are received on or before April 1, the Legislature shall have until the last day of the regular legislative session of that year to review the requests; and

2. If the requests are received after April 1, the Legislature shall have until the last day of the regular legislative session of the next year to review the requests.

D. Unless otherwise authorized by the Legislature, whenever a request is disapproved as provided in subsection A or B of this section, the agency submitting the request shall not have authority to resubmit an identical request, except during the first sixty (60) calendar days of the next regular legislative session.

E. Unless otherwise provided by specific vote of the Legislature, concurrent resolutions introduced for purposes of

approving or disapproving a request or the omnibus concurrent resolution described in subsection F of this section shall not be subject to regular legislative cutoff dates, shall be limited to such provisions as may be necessary for disapproval or approval of a request, and any such other direction or mandate regarding the request deemed necessary by the Legislature. The resolution shall contain no other provisions.

F. The Legislature may have an omnibus concurrent resolution prepared for consideration each session. The concurrent resolution shall be substantially in the following form: "All requests for authorizations for adding unclassified positions and employees to the state service that are in addition to unclassified positions already authorized by law from Oklahoma state agencies filed on or before April 1 are hereby approved except for the following:" or "All requests for authorizations for reclassification of current positions and employees in the state service not already specified as classified or unclassified by law from Oklahoma state agencies filed on or before April 1 are hereby approved except for the following:". For the purpose of this section, a request may be disapproved, in whole or in part, in the omnibus concurrent resolution considered by the Legislature.

G. Upon proper passage of the concurrent resolution introduced for purposes of approving a request pursuant to subsection A or B of this section, the request shall be authorized to commence. No state agency subject to the provisions of the Merit System of Personnel Administration shall add an unclassified position or employee to the state service in addition to unclassified positions already authorized by law unless it has been approved pursuant to this section or other provision of law. No state agency subject to the provisions of the Merit System of Personnel Administration shall reclassify a current position or employee in the state service unless it has been approved pursuant to this section or other provision of law.

SECTION 3. This act shall become effective November 1, 2019.

Passed the Senate the 13th day of March, 2019.

Presiding Officer of the Senate

Passed the House of Representatives the 16th day of April, 2019.

Presiding Officer of the House
of Representatives

OFFICE OF THE GOVERNOR

Received by the Office of the Governor this _____

day of _____, 20_____, at _____ o'clock _____ M.

By: _____

Approved by the Governor of the State of Oklahoma this _____

day of _____, 20_____, at _____ o'clock _____ M.

Governor of the State of Oklahoma

OFFICE OF THE SECRETARY OF STATE

Received by the Office of the Secretary of State this _____

day of _____, 20_____, at _____ o'clock _____ M.

By: _____