

ENROLLED SENATE  
BILL NO. 727

BY: TAYLOR and HANEY of the  
SENATE

and

HAMILTON (James) and  
STEIDLEY of the HOUSE

AN ACT RELATING TO STATE GOVERNMENT EMPLOYMENT;  
AMENDING 20 O.S. 1991, SECTION 1655, WHICH  
RELATES TO THE SECRETARY OF THE COUNCIL ON  
JUDICIAL COMPLAINTS AND 74 O.S. 1991, SECTIONS  
291.13 AND 3601, AS AMENDED BY SECTION 1 OF  
ENROLLED SENATE BILL NO. 1015 OF THE 2ND SESSION  
OF THE 43RD OKLAHOMA LEGISLATURE, WHICH RELATE  
TO FULL-TIME-EQUIVALENT EMPLOYEES AND SALARIES  
OF CHIEF EXECUTIVE OFFICERS OF VARIOUS STATE  
AGENCIES; MODIFYING FISCAL YEAR; INCREASING  
AUTHORIZED MAXIMUM NUMBER OF FULL-TIME-  
EQUIVALENT EMPLOYEES FOR CERTAIN AGENCIES;  
INCREASING AUTHORIZED MAXIMUM SALARIES OF  
CERTAIN CHIEF EXECUTIVE OFFICERS; MODIFYING  
STATUTORY REFERENCES; CLARIFYING POSITION;  
INCREASING MAXIMUM NUMBER OF PERMANENT  
POSITIONS; LIMITING LENGTH OF TERM OF CERTAIN  
CONTRACTS; AMENDING SECTION 17 OF ENROLLED HOUSE  
BILL NO. 2422 OF THE 2ND SESSION OF THE 43RD  
OKLAHOMA LEGISLATURE; MODIFYING BUDGETARY  
LIMITATIONS; AMENDING SECTION 38 OF ENROLLED  
HOUSE BILL NO. 2424 OF THE 2ND SESSION OF THE  
43RD OKLAHOMA LEGISLATURE; CHANGING REFERENCE;  
AMENDING SECTION 14 OF ENROLLED HOUSE BILL NO.  
2424 OF THE 2ND SESSION OF THE 43RD OKLAHOMA  
LEGISLATURE; DESIGNATING SOURCE OF FUNDING;  
AMENDING SECTION 14 OF ENROLLED SENATE BILL NO.  
723 OF THE 2ND SESSION OF THE 43RD OKLAHOMA  
LEGISLATURE; EXEMPTING CERTAIN EMPLOYEES FROM  
CERTAIN LIMITS; PROVIDING AN EFFECTIVE DATE; AND  
DECLARING AN EMERGENCY.

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

SECTION 1. AMENDATORY 74 O.S. 1991, Section 3601, as  
amended by Section 1 of Enrolled Senate Bill No. 1015 of the 2nd  
Session of the 43rd Oklahoma Legislature, is amended to read as  
follows:

Section 3601. A. For purposes of Sections 3601 through 3603 of  
this title, the term employee means a full-time employee or any  
number of part-time employees whose combined weekly hours of  
employment equal those of a full-time employee, but shall not  
include temporary employees working on a seasonal basis between May  
1 and October 31.

B. The maximum number of full-time-equivalent employees for each of the following agencies, boards, commissions, departments, or programs shall not exceed the numbers specified in this section during the fiscal year ending June 30, ~~1992~~ 1993, except as may be authorized pursuant to the provisions of Section 3603 of ~~Title 74 of the Oklahoma Statutes~~ this title. The salary of the chief executive officer for each of the following agencies, boards, commissions, departments, or programs shall not exceed the amount specified, per annum, payable monthly, for the fiscal year ending June 30, ~~1992~~ 1993.

	MAXIMUM NUMBER OF SALARY FULL-TIME-EQUIVALENT EMPLOYEES	MAXIMUM ANNUAL FOR CHIEF EXECUTIVE OFFICER
Board of Managers of the State Insurance Fund	<del>446</del> <u>516</u>	\$76,820.00
Oklahoma Employment Security Commission	1150	\$71,420.00
Public Accountancy Board	8	\$47,192.00
Board of Governors of Licensed Architects and Landscape Architects	<del>3</del> <u>4</u>	\$35,420.00
Board of Chiropractic Examiners	2	\$25,000.00
Cosmetology Board	16	\$27,332.00
Board of Governors of Registered Dentists	4 <u>5</u>	\$31,232.00
Embalmers and Funeral Directors Board	4 <u>5</u>	\$29,170.00
Professional Engineers and Land Surveyors Board	7	\$35,036.00
Oklahoma State Board of Medical Licensure and Supervision	27	\$42,068.00
Oklahoma Motor Vehicle Commission	4	\$43,820.00
Oklahoma Board of Nurse Registration and Nursing Education	17	\$49,070.00
Nursing Homes Board	4	\$41,420.00
Optometry Board	1	
Board of Osteopathic Examiners	4	\$42,000.00

Commission	2	\$39,415.00
State Board of Pharmacy	8	\$51,420.00
Podiatry Board	1	
Psychologists Board	2	\$31,420.00
Real Estate Commission	26	\$43,420.00
Oklahoma Sheep and Wool Commission	1	
Speech Pathology and Audiology Board	1	\$17,390.00
Oklahoma Used Motor Vehicle and Parts Commission	10	\$39,620.00
Board of Veterinary Medical Examiners	<del>4</del> <u>5</u>	<del>\$16,220.00</del> <u>\$27,500.00</u>
Oklahoma Wheat Commission	7	\$43,820.00
Firefighters Pension and Retirement System	10	\$54,020.00
Police Pension and Retirement System	7	\$54,020.00
Oklahoma Teachers' Retirement System	40	\$61,820.00
Oklahoma Public Employees Retirement System	<del>43</del> <u>44</u>	\$61,820.00
Student Loan Authority	45	\$86,420.00
Oklahoma Industrial Finance Authority	<del>10</del> <u>15</u>	\$73,503.00
State and Education Employees Group Insurance Board	170	\$81,420.00

C. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the Oklahoma Public Employees Retirement System Board of Trustees by law shall be set by the said Board of Trustees. All offices, positions and personnel of the Oklahoma Public Employees Retirement System shall be classified and subject to the provisions of the Merit System of Personnel Administration as provided in the Oklahoma Personnel Act, Section 840.1 et seq. of ~~Title 74 of the Oklahoma Statutes~~ this title, except for those offices, positions and personnel comprising the exempt unclassified service authorized in Sections 840.8 and 840.10 of ~~Title 74 of the Oklahoma Statutes~~ this title; and except for one (1) other position.

D. Temporary employees of the Oklahoma Used Motor Vehicle and Parts Commission between the dates of November 1 and January 31

annually shall not be counted toward the maximum number of full-time-equivalent employees provided for in this section.

SECTION 2. AMENDATORY 20 O.S. 1991, Section 1655, is amended to read as follows:

Section 1655. There is created the position of Secretary to the Council on Judicial Complaints who shall be a state employee hired by the Council. He shall receive and file all complaints received concerning the conduct of persons occupying positions in the judicial department of the government and subject to the jurisdiction of the Court on the Judiciary. He shall notify the members of the Council of each complaint filed with him. ~~The Administrative Director of the Courts shall act ex officio as secretary to the Council.~~ He shall attend all meetings of the Council and shall keep its minutes and perform such other tasks as the Council shall direct.

SECTION 3. AMENDATORY 74 O.S. 1991, Section 291.13, is amended to read as follows:

Section 291.13 The Senate may employ the following personnel:

TITLE	PERMANENT POSITIONS	MINIMUM SESSION POSITIONS	MINIMUM MONTHLY SALARY
Personal Secretaries \$854.00	<del>41</del> <u>15</u>	42	
Staff Assistants \$1,208.00	6	0	

Said personnel shall serve at an annual salary established by the Staff Review Committee. In addition, unless otherwise directed by the President Pro Tempore of the Senate, each person employed pursuant to this section shall receive additional compensation at the rate of Twelve Dollars and fifty cents (\$12.50) per month for each year of prior legislative experience, not to exceed a total additional compensation of One Hundred Fifty Dollars (\$150.00) per month. An employee shall be credited with one (1) year of prior experience for each regular legislative session in which he or she was employed by the State Senate or the State House of Representatives.

SECTION 4. The term of all professional services contracts entered into by the Oklahoma State Board of Embalmers and Funeral Directors shall not exceed sixty (60) days.

SECTION 5. Section 17 of Enrolled House Bill No. 2422 of the 2nd Session of the 43rd Oklahoma Legislature, is amended to read as follows:

Section 17. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the Office of the State Treasurer by law shall be set by the State Treasurer. The Office of the State Treasurer for the fiscal year ending June 30, 1993, shall be subject to the following budgetary limitations on full-time-equivalent employees and expenditures excluding expenditures for capital and special projects, except as may be authorized pursuant to the provisions of Section 3603 of Title 74 of the Oklahoma Statutes:

<u>Budgetary Limitation</u>	<u>Amount</u>
Full-time-equivalent Employees	73.5
Payroll, Salaries or Wages, Including Tax-sheltered Deferment Contracts and Longevity Payments Authorized by State Statutes	
<del>\$1,926,507.00</del>	
	<u>\$1,970,978.00</u>

Professional and Personal Services Contracts	\$36,000.00
Lease-Purchase Payments	<del>\$151,318.00</del> <u>\$106,847.00</u>
Purchase of Equipment	<del>\$185,250.00</del> <u>\$350,000.00</u>
Expenditure of Revolving Funds	\$55,000.00
Expenditure of Federal Funds	\$0.00
Total Expenditures for Operations	\$4,684,000.00

SECTION 6. AMENDATORY Section 38 of Enrolled House Bill No. 2424 of the 2nd Session of the 43rd Oklahoma Legislature, is amended to read as follows:

Section 38. Of the funds appropriated by Section ~~70~~ 84 of Enrolled House Bill No. 2420 of the 2nd Session of the 43rd Oklahoma Legislature and by Section 37 of this act, the sum of One Hundred Fifty-five Thousand Dollars (\$155,000.00) shall be used for the purpose of providing contractual services with the Oklahoma Rural Water Association, to provide technical assistance and training to rural water system operators. No part of these funds can be used to pay any portion of the compensation of the Oklahoma Rural Water Association Executive Director.

SECTION 7. AMENDATORY Section 14 of Enrolled House Bill No. 2424 of the 2nd Session of the 43rd Oklahoma Legislature, is amended to read as follows:

Section 14. REAPPROPRIATION AND REDESIGNATION Of the Fifty-two Thousand Dollars (\$52,000.00) ~~originally appropriated by which was a portion of the original appropriation made by Section 21, Chapter 304, O.S.L. 1991, from the General Revenue Fund for the fiscal year ending June 30, 1992, as amended by Section 1, Chapter 289, O.S.L. 1991 and designated by Section 3, Chapter 289, O.S.L. 1991,~~ to the State Department of Agriculture for the purpose of Rural Development Service, the amount of Twenty-five Thousand Dollars (\$25,000.00) is hereby reappropriated and redesignated for the purpose of purchasing equipment for the Oklahoma State University Animal Diagnostic Laboratory. If on the date this act is approved, any of the amount originally appropriated, as adjusted by expenditures, encumbrances and transfers, results in an unencumbered balance less than the redesignated amount, that redesignated amount is reduced to the unencumbered balance.

SECTION 8. AMENDATORY Section 14 of Enrolled Senate Bill No. 723 of the 2nd Session of the 43rd Oklahoma Legislature, is amended to read as follows:

Section 14. From monies appropriated to the Oklahoma Indigent Defense System in Section 32 of Enrolled House Bill No. 2420 of the 2nd Session of the 43rd Oklahoma Legislature and in Section 12 of this act the Oklahoma Indigent Defense System is authorized to expend an amount as necessary for Statewide Trial Indigent Defense. For the fiscal year ending June 30, 1993, expenditures for Statewide Trial Indigent Defense and full-time-equivalent employees employed for Statewide Trial Indigent Defense shall not be subject to budgetary limitations or limitations on full-time-equivalent employees for the State Indigent Defense System. For the fiscal year ending June 30, 1993, full-time-equivalent employees funded by

federal funds shall not be subject to limitations on full-time-equivalent employees for the State Indigent Defense System.

SECTION 9. This act shall become effective July 1, 1992.

SECTION 10. It being immediately necessary for the preservation of the public peace, health and 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 Senate the 22d day of May, 1992.

President of the Senate

Passed the House of Representatives the 22d day of May, 1992.

Speaker of the House of Representatives