

SHORT TITLE: Soldiers and sailors and state government; placing certain employees at the Department of Veterans Affairs into the classified service under the Oklahoma Personnel Act; emergency.

STATE OF OKLAHOMA

2nd Session of the 44th Legislature (1994)

SENATE BILL NO. 695

By: Shurden

AS INTRODUCED

An Act relating to soldiers and sailors and state government; amending 72 O.S. 1991, Sections 63.7A and 242, which relate to classification of certain positions to Merit System of Personnel Administration and officers, rules and regulations and qualifications and duties of staff; placing certain positions under the permanent classified service; providing for exception; modifying effective date of certain unclassified positions; subjecting certain employees to provisions of the Merit System of Personnel Administration; repealing 74 O.S. 1991, Section 823.1, which relates to general provisions of the Merit System of Personnel Administration; and declaring an emergency.

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

SECTION 1. AMENDATORY 72 O.S. 1991, Section 63.7A, is amended to read as follows:

Section 63.7A A. ~~Effective August 1, 1987, the following unclassified positions and corresponding incumbent employees of the Oklahoma Department of Veterans Affairs and its constituent institutions shall become classified and subject to the provisions of the Oklahoma State Merit System of Personnel Administration:~~

~~1. The administrator, assistant administrator and private secretary of each Oklahoma Veterans Center, Home or Hospital;~~

~~2. The assistant director of operations, planning and construction; and~~

~~3. The executive officer of the Oklahoma Department of Veterans Affairs Effective July 1, 1994, unclassified Department of Veterans Affairs' employees who were transferred from the Department of Human Services to the Department of Veterans Affairs on July 1, 1991, pursuant to Section 63.18 of this title, shall become permanent classified employees and subject to the provisions of the Merit System of Personnel Administration pursuant to Section 840.13 of Title 74 of the Oklahoma Statutes without regard to qualifications or examinations. Such employees shall be granted permanent status in the class to which the position occupied by the employee on the effective date of this act is allocated by the Office of Personnel Management. This section shall not apply to employees who are in the unclassified service pursuant to Section 63.18A of this title and Sections 840.8 and 840.10 of Title 74 of the Oklahoma Statutes.~~

~~B. The classification actions directed by this section shall be implemented pursuant to Section 840.13 of Title 74 of the Oklahoma Statutes Except as provided in Sections 63.9 and 63.18A of this title and Sections 840.8 and 840.10 of Title 74 of the Oklahoma Statutes, all officers, positions and employees of the Department of Veterans Affairs and its constituent institutions shall be subject to the provisions of the Merit System of Personnel Administration as created by the Oklahoma Personnel Act, Section 840.1 et seq. of Title 74 of the Oklahoma Statutes and the rules promulgated thereunder.~~

~~C. Nothing contained herein shall prevent the Department of Veterans Affairs from utilizing its authority to appoint or retain employees in the unclassified service as authorized by pursuant to Sections 63.9 and 63.18A of this title and Sections 840.8 and 840.10~~

of Title 74 of the Oklahoma Statutes which are not in direct conflict with this section.

SECTION 2. AMENDATORY 72 O.S. 1991, Section 242, is amended to read as follows:

Section 242. ~~Such~~ The State Accrediting Agency shall:

(a) Select its officers from its membership.

(b) Adopt necessary rules ~~and regulations~~ governing its proceedings.

(c) Be authorized to appoint and fix the compensation of a director, shall employ and fix the duties and compensation of such clerical or other assistants necessary to effectuate the provisions of Sections 241 ~~through 243~~ and 242 of this title, and approve all expenditures. The Agency shall elect officers annually. Except as provided in Sections 840.8 and 840.10 of Title 74 of the Oklahoma Statutes, all officers, positions and employees of the State Accrediting Agency shall be subject to the provisions of the Merit System of Personnel Administration as created by the Oklahoma Personnel Act, Section 840.1 et seq. of Title 74 of the Oklahoma Statutes and the rules promulgated thereunder. Nothing contained herein shall change the classified or unclassified status of any person employed by the State Accrediting Agency on the effective date of this act.

SECTION 3. REPEALER 74 O.S. 1991, Section 823.1, is hereby repealed.

SECTION 4. 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.

44-2-2019

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