

ENROLLED HOUSE  
BILL NO. 1792

By: Hamilton and Steidley of  
the House

and

Haney and Hobson of the  
Senate

An Act relating to supervision of the state personnel process; making an appropriation to the Merit Protection Commission; stating purpose; stating legislative intent; providing for the duties and compensation of employees; limiting the salary of the Director; providing budgetary limitations; providing for budget category limitations; making appropriations to the Office of Personnel Management; stating purposes; providing for the duties and compensation of employees; limiting the salary of the Director; providing budgetary limitations; exempting certain expenditures from budgetary limitations; providing for changes in certain budgetary limitations under certain circumstances; providing for budget category limitations; authorizing certain budgeting of appropriations; providing for lapse of funds; and providing an effective date.

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

MERIT PROTECTION COMMISSION

SECTION 1. There is hereby appropriated to the Merit Protection Commission from any monies not otherwise appropriated from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 1997, the sum of Ninety-six Thousand Three Hundred Ninety-two Dollars (\$96,392.00) or so much thereof as may be necessary to perform the duties imposed upon the Merit Protection Commission by law.

SECTION 2. It is the intent of the Legislature that for the fiscal year ending June 30, 1997, the Merit Protection Commission shall utilize retired Justices or Judges for the services of Administrative Law Judges for hearings and prehearings.

SECTION 3. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the Merit Protection Commission by law shall be set by the Executive Director of the Merit Protection Commission. The salary of the Executive Director of the Merit Protection Commission shall not exceed Fifty-one Thousand Three Hundred Eighteen Dollars (\$51,318.00) per annum, payable monthly for the fiscal year ending June 30, 1997. The Merit Protection Commission for the fiscal year ending June 30, 1997, shall be subject to the following budgetary and program limitations and expenditures, 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	11.0

SECTION 4. For the fiscal year ending June 30, 1997, the Oklahoma Merit Protection Commission shall budget all funds in the following categories and amounts:

<u>Category</u>	<u>Appropriation</u>	<u>Total</u>
Administration	\$277,092.00	\$287,092.00
Investigations	84,443.00	94,443.00
Hearings and Hearings Appeals	50,093.00	60,093.00
Alternative Dispute Resolution	107,188.00	117,188.00
Grievance Management/ Training	<u>98,319.00</u>	<u>108,319.00</u>
TOTAL	\$617,135.00	\$667,135.00

OFFICE OF PERSONNEL MANAGEMENT

SECTION 5. There is hereby appropriated to the Office of Personnel Management from any monies not otherwise appropriated from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 1997, the sum of Three Hundred Fifty-two Thousand Seven Hundred Eighteen Dollars (\$352,718.00) or so much thereof as may be necessary to perform the duties imposed upon the Office of Personnel Management by law.

SECTION 6. There is hereby appropriated to the Office of Personnel Management from any monies not otherwise appropriated from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 1997, the sum of One Hundred Seventy-five Thousand Dollars (\$175,000.00) or so much thereof as may be necessary for implementing state employee compensation system reforms.

SECTION 7. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the Office of Personnel Management by law shall be set by the Director of the Office of Personnel Management. The salary of the Director of the Office of Personnel Management shall not exceed Sixty-one Thousand Six Hundred Sixty-one Dollars (\$61,661.00) per annum, payable monthly for the fiscal year ending June 30, 1997. The Office of Personnel Management for the fiscal year ending June 30, 1997, shall be subject to the following budgetary and program limitations except as may be authorized pursuant to the provisions of Section 3603 of Title 74 of the Oklahoma Statutes:

<u>Budget Category</u>	<u>Amount</u>
Full-time-equivalent Employees	116.5

Expenditures from the Benefits Council Administration Revolving Fund shall not be subject to the budgetary limitation established for the Office of Personnel Management in this act.

Upon enactment of House Bill No. 2782 of the 2nd Session of the 45th Oklahoma Legislature, the full-time-equivalent employee limit shall be increased by two (2).

SECTION 8. For the fiscal year ending June 30, 1997, the Office of Personnel Management shall budget all funds in the following categories and amounts:

<u>Category</u>	<u>Appropriation</u>	<u>Total</u>
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Administration	\$1,321,649.00	\$1,436,649.00
Recruitment and Selection	1,081,741.00	1,091,741.00
Human Resource Development	379,035.00	530,917.00
Management Support Services	1,338,513.00	
1,478,513.00		
Personnel/Payroll Information Services	<u>1,078,474.00</u>	<u>1,244,880.00</u>
TOTAL	\$5,199,412.00	\$5,782,700.00

SECTION 9. Appropriations made by this act may be budgeted for the fiscal year ending June 30, 1997 (hereafter FY-97) or may be budgeted for the fiscal year ending June 30, 1998 (hereafter FY-98). Funds budgeted for FY-97 may be encumbered only through June 30, 1997, and must be expended by November 15, 1997. Any funds remaining after November 15, 1997, and not budgeted for FY-98, shall lapse to the credit of the proper fund for the then current fiscal year. Funds budgeted for FY-98 may be encumbered only through June 30, 1998. Any funds remaining after November 15, 1998, shall lapse to the credit of the proper fund for the then current fiscal year. These appropriations may not be budgeted in both fiscal years simultaneously. Fund budgeted in FY-97, and not required to pay obligations for that fiscal year, may be budgeted for FY-98, after the agencies have prepared and submitted a budget work program revision removing these funds from the FY-97 budget work program and after such revision has been approved by the Office of State Finance.

SECTION 10. This act shall become effective September 1, 1996.

Passed the House of Representatives the 21st day of May, 1996.

Speaker of the House of  
Representatives

Passed the Senate the 22nd day of May, 1996.

President of the Senate