

STATE OF OKLAHOMA

1st Session of the 45th Legislature (1995)

HOUSE BILL NO. 1530

By: Paulk

AS INTRODUCED

An Act relating to state government; requiring Office of Personnel Management to promulgate rules for on-call pay for certain persons; specifying persons eligible for pay; requiring Office of Personnel Management to promulgate rules for shift differential pay for certain persons; providing eligibility for shift differential pay; defining term; providing for codification; and declaring an emergency.

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

SECTION 1. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 840-2.27 of Title 74, unless there is created a duplication in numbering, reads as follows:

A. The Office of Personnel Management shall promulgate rules for the implementation of on-call pay for nonexempt employees of the State of Oklahoma required to be on call or on standby at rates to be established by the Office of Personnel Management. Only nonexempt employees as defined by the Fair Labor Standards Act, Section 201 et seq. of Title 29 of the United States Code, shall be eligible for such compensation.

B. Prior to establishing the rates for on-call pay, the Office of Personnel Management shall conduct a public hearing.

SECTION 2. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 840-2.28 of Title 74, unless there is created a duplication in numbering, reads as follows:

A. The Office of Personnel Management shall promulgate rules for the implementation of shift differential pay for all classified employees within a job class working in an institutional setting outside normal business hours as designated by each affected state agency. Such shift differential pay shall be in addition to the base pay within the salary grade and employees shall only be eligible to receive such compensation for the hours on duty outside of normal business hours.

B. As used in this section, "institutional setting" shall mean any agency or part of any agency where twenty-four-hour care, monitoring or supervision is required for patients, clients or inmates to protect public health, safety or property.

SECTION 3. 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.

45-1-5756

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