

SHORT TITLE: State government; providing for on-call or on standby and shift differential pay for certain employees; codification; emergency.

STATE OF OKLAHOMA

1st Session of the 45th Legislature (1995)

SENATE BILL NO. 552

By: Dickerson

AS INTRODUCED

An Act relating to state employees; requiring the Office of Personnel Management to promulgate rules for implementing on-call pay system for certain state employees; requiring office to conduct public hearing prior to establishing rate of pay; requiring the Office of Personnel Management to promulgate rules to implement shift differential pay for certain employees; stating such pay shall be in addition to base pay; providing certain restriction; 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 840-4.7a 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 840-4.7b 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.

45-1-0147

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