

ENROLLED HOUSE  
BILL NO. 1892

By: Hamilton and Settle of  
the House

and

Haney and Hobson of the  
Senate

An Act relating to state government personnel; amending 74 O.S. 1991, Section 3601, as last amended by Section 1, Chapter 351, O.S.L. 1996 (74 O.S. Supp. 1996, Section 3601), which relates to full-time-equivalent state employees; changing fiscal year; providing for codification; providing an effective date; 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 840-5.18 of Title 74, unless there is created a duplication in numbering, reads as follows:

A. 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 this title. This section shall supersede and repeal any and all executive orders issued pursuant to this act to place the agency under the Merit System.

B. In addition to offices, positions, and personnel that are unclassified pursuant to Section 840-5.5 of this title, the following offices, positions and personnel shall be in the unclassified services:

1. The Chief Investment Officer;
2. One Administrative Assistant;
3. Two positions associated with the Severance Program; and
4. One additional position.

SECTION 2. AMENDATORY 74 O.S. 1991, Section 3601, as last amended by Section 1, Chapter 351, O.S.L. 1996 (74 O.S. Supp. 1996, Section 3601), 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, ~~1997~~ 1998, except as may be authorized pursuant to the provisions of Section 3603 of 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, ~~1997~~ 1998.

|   | MAXIMUM NUMBER OF<br>FULL-TIME-EQUIVALENT<br>EMPLOYEES | MAXIMUM ANNUAL<br>SALARY FOR<br>CHIEF EXECUTIVE<br>OFFICER |
|---|--|--|
| Board of Managers of the State Insurance Fund                           | 591  | \$82,641.00  |
| Oklahoma Employment Security Commission                                 | 1150   | \$76,991.00  |
| Public Accountancy Board  | 8  | \$51,552.00  |
| Board of Governors of Licensed Architects and Landscape Architects<br>4 | \$39,191.00  |  |
| Board of Chiropractic Examiners   | 2  | \$27,000.00  |
| Cosmetology Board   | 16   | <del>\$31,723.00</del><br><u>\$33,309.00</u>               |
| Board of Governors of Registered Dentists                               | 5  | \$35,794.00  |
| Embalmers and Funeral Directors Board                                   | 5  | <del>\$34,129.00</del><br><u>\$35,835.00</u>               |
| Professional Engineers and Land Surveyors Board                         | 7  | <del>\$38,788.00</del><br><u>\$40,727.00</u>               |
| Oklahoma State Board of Medical Licensure and Supervision               | 27   | <del>\$46,171.00</del><br><u>\$48,480.00</u>               |
| Commission on Marginally Producing Oil and Gas Wells                    | 3  | <del>\$50,388.00</del><br><u>\$52,000.00</u>               |
| Oklahoma Motor Vehicle Commission                                       | 4  | \$48,011.00  |
| Oklahoma Board of Nurse Registration and Nursing Education              | <del>17</del> <u>20</u>                                | \$55,991.00  |
| Nursing Homes Board   | 4  | \$41,291.00  |
| Optometry Board   | 1  |  |
| Board of Osteopathic Examiners  | 5  | <del>\$46,100.00</del><br><u>\$48,405.00</u>               |
| Oklahoma Peanut Commission  | 2  | \$43,386.00  |
| State Board of Pharmacy   | <del>8</del> <u>9</u>                                  | \$57,531.00  |
| Podiatry Board<br>(Part-time)   | 1  | <u>\$16,520.00</u>   |
| Psychologists Board   | 2  | \$31,400.00  |
| Real Estate Commission  | 26   | <del>\$50,591.00</del><br><u>\$53,121.00</u>               |
| Speech Pathology and Audiology Board                                    | 1  | \$10,064.00  |

|  |           |             |
|--|-----------|-------------|
| Oklahoma Used Motor Vehicle and Parts Commission                             | 10        | \$47,986.00 |
| Board of Veterinary Medical Examiners  | 4         | \$29,500.00 |
| Oklahoma Wheat Commission  | 7         | \$48,011.00 |
| Firefighters Pension and Retirement System                                   | 11        | \$65,701.00 |
| Police Pension and Retirement System   | 7         | \$65,701.00 |
| Oklahoma Teachers' Retirement System   | 40        | \$74,032.00 |
| Oklahoma Public Employees Retirement System                                  | 44        | \$74,032.00 |
|  | <u>48</u> |             |
| Student Loan Authority   | 45        | \$92,741.00 |
| Oklahoma Industrial Finance Authority/Oklahoma Development Finance Authority | 15        | \$89,178.00 |
| State and Education Employees Group Insurance Board                          | 165       | \$87,491.00 |
| Oklahoma Capital Investment Board  | 4         | \$72,000.00 |
| Social Workers Board   | 1         | \$30,700.00 |
| State Employees Benefit Council  | <u>21</u> | \$70,291.00 |
|  | <u>24</u> |             |
| Grand River Dam Authority  | 524       | \$95,658.00 |
| <u>State Board of Examiners of Perfusionists</u>                             | <u>1</u>  |             |

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 840-1.1 et seq. of this title, except for those offices, positions and personnel comprising the exempt unclassified service authorized in Section 840-5.5 of 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.

E. Any salary increases provided for by law for chief executive officer positions in this section shall be made regardless of any salary limitation set by this section.

SECTION 3. This act shall become effective July 1, 1997.

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.

Passed the House of Representatives the 30th day of May, 1997.

Speaker of the House of  
Representatives

Passed the Senate the 30th day of May, 1997.

President of the Senate