

ENGROSSED SENATE
BILL NO. 1050

By: Leftwich of the Senate
and
Paulk of the House

[State government - Oklahoma Personnel Act - declare a
financial emergency - hiring freeze -
effective date]

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

SECTION 1. AMENDATORY 74 O.S. 1991, Section 840.22A, as
renumbered by Section 54, Chapter 242, O.S.L. 1994, and as last
amended by Section 30, Chapter 364, O.S.L. 1998 (74 O.S. Supp. 1999,
Section 840-2.14), is amended to read as follows:

Section 840-2.14 A. ~~The intent of the Legislature is to
increase individual agency skill and accountability in managing the
costs associated with personnel and in applying controls that will
enhance the ability of the State of Oklahoma to manage the overall
costs of human resources as efficiently as possible, while
continuing to maintain fairness to employees.~~

~~B.~~ All agencies, boards, and commissions shall report all
reallocation decisions for both classified and unclassified
positions and all adjustments to pay grades or salary assignments
for classes in the unclassified service to the Office of Personnel
Management on a semiannual basis. The Office of Personnel
Management shall submit the semiannual reports to the Governor, the
President Pro Tempore of the Senate, and the Speaker of the House of
Representatives, along with an analysis of statewide reallocation
decisions.

~~C.~~ B. All agencies, boards, and commissions shall report to the
Office of Personnel Management on a semiannual basis all

transactions in both the classified and unclassified service involving the establishment of new positions that have not been authorized specifically by legislative action. Agencies shall report the transactions for the six-month period ending June 30 or December 31. The Office of Personnel Management shall forward the semiannual reports to the Governor, President Pro Tempore of the Senate, and Speaker of the House of Representatives, accompanied by an analysis of agency decisions concerning such positions.

~~D.~~ C. As a further control on human resource costs, the Governor, by executive order, may declare a financial emergency ~~or~~ and implement a freeze in hiring, by declaring this section to be in effect, provided, however, the University Hospitals Authority, including all hospitals or other institutions operated by the University Hospitals Authority, shall not be subject to the provisions of this subsection. The State Insurance Fund shall not be subject to the provisions of this subsection.

During ~~such periods~~ a freeze in hiring, no audits of classified positions or reallocation of unclassified positions shall be initiated or conducted at the request of an agency except at the direction of the Governor. The provisions of the Oklahoma Personnel Act relating to agency-requested audits may be suspended during ~~such periods~~ a freeze in hiring to the extent that they are in conflict with this section. Provided, an audit at the request of an employee who files a classification grievance shall be conducted during ~~such periods~~ a freeze in hiring in accordance with the provisions of Section 840-4.3 of this title.

~~E.~~ D. The Office of Personnel Management shall establish due dates and specify the format for reports required by this section. Agencies that do not respond by the due dates shall be identified in a special section of the semiannual analysis reports forwarded to the Governor, President Pro Tempore of the Senate and Speaker of the House of Representatives.

~~F.~~ E. The provisions of this section shall not be construed to suspend the responsibility of any agency to ensure that the duties and responsibilities assigned to an employee are consistent with the current classification of the employee.

SECTION 2. This act shall become effective November 1, 2000.

Passed the Senate the 8th day of March, 2000.

President of the Senate

Passed the House of Representatives the ____ day of _____,
2000.

Speaker of the House of
Representatives