

ENGROSSED SENATE AMENDMENT
TO
ENGROSSED HOUSE
BILL NO. 2006

By: Mitchell and Bonny of the
House

and

Morgan and Robinson of the
Senate

(state government personnel - amending 74 O.S.,
Section 3601.1 - full-time-equivalent state
employees - effective date -
emergency)

NOTE: EMERGENCY FAILED

AMENDMENT NO. 1. Page 1, strike the stricken title, enacting
clause and entire bill and insert

"An Act relating to state government personnel;
amending Section 1, Chapter 17, O.S.L. 2002, as
amended by Section 1, Chapter 398, O.S.L. 2003 (74
O.S. Supp. 2003, Section 3601.1), which relates to
full-time-equivalent state employees; modifying
authorized number of full-time-equivalent employees;
deleting provisions related to salaries of chief
executive officers; prescribing procedures for
establishment of salaries for certain officers;
prescribing minimum and maximum amounts; authorizing
increases and imposing limitations upon increases;
requiring certain certification regarding funding;
requiring reports to Office of Personnel Management;
requiring legislative review; requiring review by
Office of Personnel Management; authorizing increases
to director salaries under certain circumstances;
prescribing conditions related to increases in
director salaries; providing for codification; and
providing an effective date.

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

SECTION 1. AMENDATORY Section 1, Chapter 17, O.S.L.
2002, as amended by Section 1, Chapter 398, O.S.L. 2003 (74 O.S.
Supp. 2003, Section 3601.1), is amended to read as follows:

Section 3601.1 A. For purposes of Sections 3601.1 through 3603 of ~~Title 74 of the Oklahoma Statutes~~ 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. Beginning July 1, ~~2003~~ 2004, 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, except as may be authorized pursuant to the provisions of Section 3603 of ~~Title 74 of the Oklahoma Statutes~~ this title.

MAXIMUM NUMBER OF
FULL-TIME-EQUIVALENT
EMPLOYEES

Board of Managers of the State Insurance Fund	
<u>CompSource Oklahoma</u>	591
Oklahoma Employment Security Commission	1150
Oklahoma Accountancy Board	8
	<u>9</u>
The Board of Governors of the Licensed Architects and Landscape Architects of Oklahoma	4
Board of Chiropractic Examiners	3
State Board of Cosmetology	16
Board of Dentistry	5
Oklahoma State Board of Embalmers and Funeral Directors <u>Board</u>	5
State Board of Registration for Professional Engineers and Land Surveyors	7
State Board of Medical Licensure and Supervision/ Board of Podiatric Medical Examiners/State Board of Examiners of Perfusionists	29

Commission on Marginally Producing Oil and Gas Wells	4
Oklahoma Motor Vehicle Commission	4
Oklahoma Board of Nursing	21 <u>25</u>
Oklahoma State Board of Examiners for Nursing Home Administrators	4
Board of Examiners in Optometry	2
State Board of Osteopathic Examiners	7
Oklahoma Peanut Commission	2
Oklahoma State Board of Pharmacy	9
State Board of Examiners of Psychologists	2
Oklahoma Real Estate Commission	26
Board of Examiners for Speech-Language Pathology and Audiology	2
Oklahoma Used Motor Vehicle and Parts Commission	12
State Board of Veterinary Medical Examiners	6
Oklahoma Wheat Utilization, Research and Market Development Commission	7
Oklahoma Firefighters Pension and Retirement System	13
Oklahoma Police Pension and Retirement System	11
Teachers' Retirement System of Oklahoma	52
Oklahoma Public Employees Retirement System	54 <u>63</u>
Oklahoma Student Loan Authority	68
Oklahoma Industrial Finance Authority/Oklahoma Development Finance Authority	15
State and Education Employees Group Insurance Board	178
Oklahoma Capital Investment Board	4
State Board of Licensed Social Workers	1

Oklahoma State Employees Benefits Council	31
Oklahoma State Banking Department	46
Liquefied Petroleum Gas Administration	10

C. ~~Beginning July 1, 2003, 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, as follows:~~

~~MAXIMUM ANNUAL
SALARY FOR
CHIEF EXECUTIVE
OFFICER~~

Board of Managers of the State Insurance Fund	\$96,000.00
Oklahoma Employment Security Commission	\$83,000.00
Oklahoma Accountancy Board	\$65,000.00
The Board of Governors of the Licensed Architects and Landscape Architects of Oklahoma	\$50,000.00
Board of Chiropractic Examiners	\$31,496.00
State Board of Cosmetology	\$42,000.00
Board of Dentistry	\$57,226.00
Oklahoma State Board of Embalmers and Funeral Directors	\$59,000.00
State Board of Registration for Professional Engineers and Land Surveyors	\$48,000.00
State Board of Medical Licensure and Supervision,	

Board of Podiatric Medical Examiners/State Board of Examiners of Perfusionists	\$79,000.00
Commission on Marginally Producing Oil and Gas Wells	\$58,000.00
Oklahoma Motor Vehicle Commission	\$51,931.00
Oklahoma Board of Nursing	\$65,000.00
Oklahoma State Board of Examiners for Nursing Home Administrators	\$44,943.00
State Board of Osteopathic Examiners	\$66,000.00
Oklahoma Peanut Commission	\$47,121.00
Oklahoma State Board of Pharmacy	\$77,000.00
State Board of Examiners of Psychologists	\$34,656.00
Oklahoma Real Estate Commission	\$62,000.00
Board of Examiners for Speech Language Pathology and Audiology	\$28,000.00
Oklahoma Used Motor Vehicle and Parts Commission	\$53,905.00
State Board of Veterinary Medical Examiners	\$34,950.00
Oklahoma Wheat Utilization, Research and Market Development Commission	\$57,000.00

Oklahoma Firefighters	
Pension and Retirement	
System	\$85,000.00
Oklahoma Police Pension and	
Retirement System	\$85,000.00
Teachers' Retirement System	
of Oklahoma	\$90,000.00
Oklahoma Public Employees	
Retirement System	\$90,000.00
Oklahoma Student Loan	
Authority	\$98,000.00
Oklahoma Industrial Finance	
Authority/Oklahoma	
Development Finance	
Authority	\$93,178.00
State and Education	
Employees Group Insurance	
Board	\$93,494.00
Oklahoma Capital Investment	
Board	\$76,000.00
State Board of Licensed	
Social Workers	\$34,760.00
Oklahoma State Employees	
Benefits Council	\$74,291.00
Grand River Dam Authority	\$115,000.00
Oklahoma State Banking	
Department	\$110,000.00
Liquefied Petroleum Gas	
Administration	\$44,555.00

~~D.~~ 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 Board of Trustees.

~~E.~~ 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.

SECTION 2. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 3601.2 of Title 74, unless there is created a duplication in numbering, reads as follows:

A. The chief executive officers listed in subsection B shall receive until January 1, 2005, the salary they are receiving on June 30, 2004.

B. Beginning January 1, 2005, the Governor, agency, board, commission, department or program shall establish the salary of each of the chief executive officers for which they have appointing authority. Such salary shall be set between the minimum and maximum of the range specified below, for full-time employees only, per annum, payable monthly, pursuant to the limitations outlined below:

1. Such increases shall not occur more than once in a fiscal year; and

2. The salary of the incumbent chief executive officer shall not be increased if such officer's salary exceeds the maximum of the range.

	MINIMUM	MAXIMUM
	ANNUAL	ANNUAL
	SALARY	SALARY
Board of Managers of		
CompSource Oklahoma	\$82,034.00	\$110,987.00
Oklahoma Employment Security		
Commission	\$88,752.00	\$120,076.00
Oklahoma Accountancy Board	\$53,093.00	\$71,832.00

The Board of Governors of the Licensed Architects and Landscape Architects of Oklahoma	\$43,346.00	\$60,286.00
Board of Chiropractic Examiners	\$44,560.00	\$60,287.00
State Board of Cosmetology	\$44,560.00	\$60,287.00
Board of Dentistry	\$44,560.00	\$60,287.00
Oklahoma Funeral Board	\$44,560.00	\$60,287.00
State Board of Registration for Professional Engineers and Land Surveyors	\$53,093.00	\$71,832.00
State Board of Medical Licensure and Supervision, Board of Podiatric Medical Examiners/State Board of Examiners of Perfusionists	\$64,334.00	\$87,040.00
Commission on Marginally Producing Oil and Gas Wells	\$53,093.00	\$71,832.00
Oklahoma Motor Vehicle Commission	\$53,093.00	\$71,832.00
Oklahoma Board of Nursing	\$64,334.00	\$87,040.00
Oklahoma State Board of Examiners for Nursing Home Administrators	\$44,560.00	\$60,287.00
State Board of Osteopathic Examiners	\$44,560.00	\$60,287.00
Oklahoma Peanut Commission	\$43,346.00	\$60,286.00
Oklahoma State Board of Pharmacy	\$53,093.00	\$71,832.00

State Board of Examiners of Psychologists	\$44,560.00	\$60,287.00
Oklahoma Real Estate Commission	\$64,334.00	\$87,040.00
Board of Examiners for Speech-Language Pathology and Audiology	\$36,191.00	\$48,964.00
Oklahoma Used Motor Vehicle and Parts Commission	\$53,093.00	\$71,832.00
State Board of Veterinary Medical Examiners	\$44,560.00	\$60,287.00
Oklahoma Wheat Utilization, Research and Market Development Commission	\$53,093.00	\$71,832.00
Oklahoma Firefighters Pension and Retirement System	\$76,888.00	\$104,025.00
Oklahoma Police Pension and Retirement System	\$76,889.00	\$104,026.00
Teachers' Retirement System of Oklahoma	\$82,034.00	\$110,987.00
Oklahoma Public Employees Retirement System	\$82,034.00	\$110,987.00
Oklahoma Student Loan Authority	\$79,800.00	\$110,987.00
Oklahoma Industrial Finance Authority/Oklahoma Development Finance Authority	\$76,887.00	\$104,024.00
State and Education Employees Group Insurance Board	\$82,034.00	\$110,987.00

Oklahoma Capital Investment		
Board	\$76,887.00	\$104,024.00
State Board of Licensed		
Social Workers	\$44,560.00	\$60,287.00
Oklahoma State Employees		
Benefits Council	\$76,887.00	\$104,024.00
Grand River Dam Authority	\$96,607.00	\$130,704.00
Oklahoma State Banking		
Department	\$96,607.00	\$130,704.00
Liquefied Petroleum Gas		
Administration	\$53,093.00	\$71,832.00
Oklahoma Transportation		
Authority	\$82,034.00	\$110,987.00
Wildlife Conservation		
Commission	\$82,034.00	\$110,987.00
Oklahoma Law Enforcement		
Retirement System	\$64,334.00	\$87,040.00
Oklahoma Boll Weevil		
Eradication Organization	\$53,093.00	\$71,832.00
Board of Examiners in		
Optometry	\$44,560.00	\$60,287.00
Department of Mental Health		
and Substance Abuse		
Services	\$118,250.00	\$159,986.00
Department of Transportation	\$118,250.00	\$159,986.00
Department of Corrections	\$118,250.00	\$159,986.00
State Department of Health	\$152,462.00	\$206,273.00
Oklahoma Department of		
Veteran Affairs	\$106,603.00	\$144,227.00
Oklahoma Health Care		
Authority	\$96,607.00	\$130,704.00

Office of Personnel		
Management	\$88,752.00	\$120,076.00
Oklahoma Tourism and		
Recreation Department	\$88,752.00	\$120,076.00
State Department of		
Rehabilitation Services	\$88,752.00	\$120,076.00
Oklahoma Department of		
Commerce	\$88,752.00	\$120,076.00
Department of Environmental		
Quality	\$88,752.00	\$120,076.00
Board of Juvenile Affairs	\$88,752.00	\$120,076.00
Board of Medicolegal		
Investigations	\$152,462.00	\$206,273.00
Oklahoma Securities		
Commission	\$96,607.00	\$130,704.00
Oklahoma Department of		
Agriculture, Food, and		
Forestry	\$82,034.00	\$110,987.00
Oklahoma State Bureau of		
Investigation	\$82,034.00	\$110,987.00
Department of Central		
Services	\$82,034.00	\$110,987.00
Oklahoma Water Resources		
Board	\$82,034.00	\$110,987.00
Oklahoma Indigent Defense		
System	\$96,607.00	\$130,704.00
Oklahoma Educational		
Television Authority	\$82,034.00	\$110,987.00
Corporation Commission	\$82,034.00	\$110,987.00
Commissioners of the Land		
Office	\$82,034.00	\$110,987.00

Oklahoma Department of Career and Technology Education	\$82,034.00	\$110,987.00
Oklahoma Department of Emergency Management	\$76,887.00	\$104,024.00
J.D. McCarty Center for Children with Developmental Disabilities	\$76,887.00	\$104,024.00
Oklahoma State Bureau of Narcotics and Dangerous Drugs Control	\$76,887.00	\$104,024.00
Oklahoma Center for the Advancement of Science and Technology	\$76,887.00	\$104,024.00
State Election Board	\$76,887.00	\$104,024.00
Oklahoma School of Science and Mathematics	\$76,887.00	\$104,024.00
Oklahoma Historical Society	\$76,887.00	\$104,024.00
Alcoholic Beverage Laws Enforcement Commission	\$76,887.00	\$104,024.00
Council on Law Enforcement Education and Training	\$76,887.00	\$104,024.00
Oklahoma Department of Libraries	\$76,887.00	\$104,024.00
Oklahoma Conservation Commission	\$76,887.00	\$104,024.00
Pardon and Parole Board	\$76,887.00	\$104,024.00
Council on Judicial Complaints	\$78,887.00	\$104,024.00
Oklahoma Human Rights Commission	\$64,334.00	\$87,039.00

Office of the State Fire		
Marshal	\$64,334.00	\$87,039.00
Oklahoma Arts Council	\$64,334.00	\$87,039.00
Oklahoma Horse Racing		
Commission	\$64,334.00	\$87,039.00
Oklahoma Capitol Complex and		
Centennial Commemoration		
Commission	\$64,334.00	\$87,039.00
Oklahoma Commission for		
Teacher Preparation	\$64,334.00	\$87,039.00
Oklahoma Merit Protection		
Commission	\$64,334.00	\$87,039.00
Office of Handicapped		
Concerns	\$64,334.00	\$87,039.00
Oklahoma Commission on		
Children and Youth	\$64,334.00	\$87,039.00
Department of Mines	\$64,334.00	\$87,039.00
Scenic Rivers Commission	\$53,093.00	\$71,832.00
Commission on Consumer		
Credit	\$53,093.00	\$71,832.00
J.M. Davis Memorial		
Commission	\$53,093.00	\$71,832.00
Physicians Manpower Training		
Commission	\$53,093.00	\$71,832.00
Oklahoma Indian Affairs		
Commission	\$44,560.00	\$60,287.00
Oklahoma Board of Private		
Vocational Schools	\$44,560.00	\$60,287.00

B. All increases require certification of the appointing authority that said action can be implemented for the current fiscal year and subsequent fiscal year without the need for additional funding. The Governor, agency, board, commission, department or

program shall report increases granted under this section to the Office of Personnel Management on an annual basis by August 1 of each year. The Office of Personnel Management shall forward a report of such increases to the Governor, President Pro Tempore of the Senate, and Speaker of the House of Representatives no later than September 1 of each year.

C. Every two (2) years starting FY-05, the Office of Personnel Management shall review these salary ranges and report on and make recommendations on proposed salary ranges in their annual compensation reports mandated by paragraph 5 of Section 840-1.6A of Title 74 of the Oklahoma Statutes by no later than December 1.

D. Every three (3) years the Legislature shall review the salary ranges specified in subsection A of this section.

E. Effective July 1, 2006, for any fiscal year during which a general state employee pay raise is authorized, the director of any agency specified in subsection A of this section may receive a pay increase, pursuant to action of the entity employing such director, in an amount no greater than the amount of the highest pay raise, whether by dollar amount or percentage increase, authorized and granted to the employees of the entity employing such director. No director shall receive an increase in salary pursuant to this subsection in an amount greater than the highest salary increase, whether by dollar amount or percentage increase, authorized and granted to an employee of the entity employing such director.

F. Effective July 1, 2006, for any fiscal year for which no general state employee increase is authorized, the limitation imposed by subsection E of this section shall not be applicable and any amount of salary increase otherwise authorized by subsection A of this section may be allowed by action of the employing entity.

SECTION 3. This act shall become effective July 1, 2004."

Passed the Senate the 22nd day of April, 2004.

Presiding Officer of the Senate

Passed the House of Representatives the ____ day of _____,
2004.

Presiding Officer of the House
of Representatives