

ENROLLED SENATE
BILL NO. 224

By: Morgan and Crutchfield of
the Senate

and

Benge and Newport of the
House

An Act relating to state government personnel; amending 74 O.S. 2001, Section 3601.1, as last amended by Section 1, Chapter 463, O.S.L. 2004 and Section 2, Chapter 463, O.S.L. 2004 (74 O.S. Supp. 2004, Sections 3601.1 and 3601.2), which relate to full-time-equivalent state employees and chief executive officers; modifying provisions related to full-time-equivalent state employees; prescribing minimum and maximum amounts of salaries of chief executive officers; providing an effective date; and declaring an emergency.

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

SECTION 1. AMENDATORY 74 O.S. 2001, Section 3601.1, as last amended by Section 1, Chapter 463, O.S.L. 2004 (74 O.S. Supp. 2004, Section 3601.1), is amended to read as follows:

Section 3601.1 A. For purposes of Sections 3601.1 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. Beginning July 1, 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 this title.

	MAXIMUM NUMBER OF FULL-TIME-EQUIVALENT EMPLOYEES
Board of Managers of the State Insurance Fund	591
Oklahoma Employment Security Commission	1150
Oklahoma Accountancy Board	9

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 Funeral Board	5
State Board of Registration for Professional Engineers and Land Surveyors	7
	<u>8</u>
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
	<u>5</u>
Oklahoma Motor Vehicle Commission	4
Oklahoma Board of Nursing	25
Oklahoma State Board of Examiners for Nursing Home Administrators	4
Board of Examiners in Optometry	2
	<u>3</u>
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	63
Oklahoma Student Loan Authority	68
Oklahoma Industrial Finance Authority	10
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. 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.

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. AMENDATORY Section 2, Chapter 463, O.S.L. 2004 (74 O.S. Supp. 2004, Section 3601.2), is amended to read as follows:

Section 3601.2 A. Beginning January 1, 2005, the 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. If the chief executive officer's salary is below the minimum annual salary then it can not be raised to more than the minimum annual salary in one (1) fiscal year. If the chief executive officer's salary is at or above the minimum annual salary then ~~their~~ the salary may not be increased above the midpoint in one (1) fiscal year.

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

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

	MINIMUM ANNUAL SALARY	MIDPOINT ANNUAL SALARY	MAXIMUM ANNUAL SALARY
CompSource <u>Oklahoma</u>	\$82,034.00	\$96,511.00	\$110,987.00
Oklahoma Employment Security Commission	\$88,752.00	\$104,414.00	\$120,076.00
Oklahoma Accountancy Board	\$53,093.00	\$62,462.00	\$71,832.00
The Board of Governors of the Licensed Architects and Landscape Architects of Oklahoma	\$43,346.00	\$52,423.00	\$60,286.00
Board of Chiropractic Examiners	\$44,560.00	\$52,423.00	\$60,287.00
State Board of Cosmetology	\$44,560.00	\$52,423.00	\$60,287.00
Board of Dentistry	\$44,560.00	\$52,423.00	\$60,287.00
Oklahoma Funeral Board	\$44,560.00	\$52,423.00	\$60,287.00
State Board of Registration for Professional Engineers and Land Surveyors	\$53,093.00	\$62,462.00	\$71,832.00
State Board of Medical Licensure and Supervision, Board of Podiatric Medical Examiners/State Board of Examiners of Perfusionists	\$64,334.00	\$75,687.00	\$87,040.00
Commission on Marginally Producing Oil and Gas Wells	\$53,093.00	\$62,462.00	\$71,832.00
Oklahoma Motor Vehicle Commission	\$53,093.00	\$62,462.00	\$71,832.00
Oklahoma Board of Nursing	\$64,334.00	\$75,687.00	\$87,040.00
Oklahoma State Board of Examiners for Nursing Home Administrators	\$44,560.00	\$52,423.00	\$60,287.00

State Board of Osteopathic Examiners	\$44,560.00	\$52,423.00	\$60,287.00
Oklahoma Peanut Commission	\$43,346.00	\$52,423.00	\$60,286.00
Oklahoma State Board of Pharmacy	\$53,093.00	\$62,462.00	\$71,832.00
State Board of Examiners of Psychologists	\$44,560.00	\$52,423.00	\$60,287.00
Oklahoma Real Estate Commission	\$64,334.00	\$75,687.00	\$87,040.00
Board of Examiners for Speech-Language Pathology and Audiology	\$36,191.00	\$42,577.00	\$48,964.00
Oklahoma Used Motor Vehicle and Parts Commission	\$53,093.00	\$62,462.00	\$71,832.00
State Board of Veterinary Medical Examiners	\$44,560.00	\$52,423.00	\$60,287.00
Oklahoma Wheat Utilization, Research and Market Development Commission	\$53,093.00	\$62,462.00	\$71,832.00
Oklahoma Firefighters Pension and Retirement System	\$76,888.00	\$90,457.00	\$104,025.00
Oklahoma Police Pension and Retirement System	\$76,889.00	\$90,458.00	\$104,026.00
Teachers' Retirement System of Oklahoma	\$82,034.00	\$96,511.00	\$110,987.00
Oklahoma Public Employees Retirement System	\$82,034.00	\$96,511.00	\$110,987.00
Oklahoma Student Loan Authority	\$79,800.00	\$96,511.00	\$110,987.00
Oklahoma Industrial Finance Authority	\$76,887.00	\$90,456.00	\$104,024.00
State and Education Employees Group Insurance Board	\$82,034.00	\$96,511.00	\$110,987.00
Oklahoma Capital Investment Board	\$76,887.00	\$90,456.00	\$104,024.00
State Board of Licensed Social Workers	\$44,560.00	\$52,423.00	\$60,287.00

Oklahoma State Employees Benefits Council	\$76,887.00	\$90,456.00	\$104,024.00
Grand River Dam Authority	\$96,607.00	\$113,656.00	\$130,704.00
Oklahoma State Banking Department	\$96,607.00	\$113,656.00	\$130,704.00
Liquefied Petroleum Gas Administration	\$53,093.00	\$62,462.00	\$71,832.00
<u>Oklahoma Securities Commission</u>	<u>\$96,607.00</u>	<u>\$111,400.00</u>	<u>\$130,704.00</u>

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 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.

SECTION 3. This act shall become effective July 1, 2005.

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 Senate the 26th day of May, 2005.

Presiding Officer of the Senate

Passed the House of Representatives the 26th day of May, 2005.

Presiding Officer of the House
of Representatives