

BILL SUMMARY

MEASURE: **HB 3398** (Introduced)

AUTHOR: Representative Cargill and Representative Murphey

SUBJECT: An act relating to the Oklahoma Used Motor Vehicle and Parts Commission; abolishing the Oklahoma Used Motor Vehicle and Parts Commission and transferring the responsibilities and duties to the Oklahoma Motor Vehicle Commission; codification; noncodification; effective dates; emergency.

PROVISIONS: Section 1. NEW LAW A. Abolishing the Oklahoma Used Motor Vehicle and Parts Commission (UMVPC). Changing any reference in Statutes to the Oklahoma Motor Vehicle Commission (OMVC). Changing any reference to the Director of the Oklahoma UMVPC to the Director of the Oklahoma Motor Vehicle Commission.

B. All assets, funds, liabilities, debts, records, vehicles, equipment, and other property of the Oklahoma Used Motor Vehicle and Parts Commission are to be transferred to the Oklahoma Motor Vehicle Commission.

C. Personnel employed by the Oklahoma Used Vehicle and Parts Commission shall be transferred to the Oklahoma Motor Vehicle Commission according to a transition plan implemented by the Director of the Oklahoma Motor Vehicle Commission as required in Section 2.

D. Classified and unclassified employees who are transferred shall be subject to the following:

1. Classified employees shall remain subject to the Merit System of Personnel Administration, as provided in the Oklahoma Personnel Act;

2. Unclassified employees shall serve at the pleasure of the Director of the Oklahoma Motor Vehicle Commission;

3. All transferred employees will retain leave, sick and annual time and all accrued benefits during their state employment. Salaries shall not be reduced as a result of transfer;

4. In case of a reduction in force, all transferred employees shall be credited for time employed by the Oklahoma Used Motor Vehicle and Parts Commission; and

5. The transfer of personnel shall be coordinated with the Office of Personnel Management.

Section 2. NEW LAW Not to be codified in Statutes:

A. The Director of the Oklahoma Motor Vehicle Commission and the Director of the Oklahoma Used Motor Vehicle and Parts Commission shall serve as transition coordinators and establish a transition team to transfer duties, personnel, property, funds, and encumbrances from the Oklahoma Used Vehicle and Parts Commission to the Oklahoma Motor Vehicle Commission. Each Director may assign personnel to the transition team as necessary.

B. The transition team shall:

1. In conjunction with the Department of Central Services, the Office of State Finance and the Office of Personnel Management, oversee and administer the transfer of responsibilities, liabilities, property, records, personnel and any outstanding financial obligations or encumbrances to the Oklahoma Motor Vehicle Commission from the UMVPC;
2. Review functions currently assigned and managed by the UMVPC;
3. Devise a proposal for an organizational framework within the OMVC for assuming the responsibilities of the UMVPC which shall include a proposal for reduction of FTEs by 5%;
4. Establish a plan for the transfer of employees. The plan shall include a list of positions to be transferred, a reduction-in-force plan and a severance benefits plan that conform with respective acts; and
5. Take other action as necessary to implement orderly transition of functions as this act outlines.

Section 3. AMENDATORY Clarifying statutory reference.

Section 4. AMENDATORY Updating statutory reference. Updating language to strike reference to the Used Motor Vehicle and Parts Commission.

Section 5. AMENDATORY Deleting language creating the Oklahoma Used Motor Vehicle and Parts Commission, and adding new language that the UMVPC is hereby abolished.

Section 6. AMENDATORY Updating language to strike reference to the Used Motor Vehicle and Parts Commission. Updating statutory references.

Section 7. AMENDATORY Updating language to strike reference to the Used Motor Vehicle and Parts Commission. Updating statutory references.

Section 8. AMENDATORY Updating statutory references.

Section 9. AMENDATORY Updating statutory references.

Section 10. AMENDATORY Updating language to strike reference to the Used Motor Vehicle and Parts Commission.

Section 11. AMENDATORY Updating language to strike reference to the Used Motor Vehicle and Parts Commission. Updating statutory references.

Section 12. AMENDATORY Updating statutory references.

Sections 13-15. AMENDATORY Updating language to strike reference to the Used Motor Vehicle and Parts Commission.

Section 16. AMENDATORY Updating statutory references.

Sections 17-18. AMENDATORY Updating language to strike reference to the Used Motor Vehicle and Parts Commission.

Section 19. AMENDATORY Updating statutory references.

Section 20. AMENDATORY Updating language to strike reference to the Used Motor Vehicle and Parts Commission. Updating statutory reference.

Section 21. AMENDATORY Updating definitions to strike reference to the Used Motor Vehicle and Parts Commission.

Sections 22-24. AMENDATORY Updating language to strike reference to the Used Motor Vehicle and Parts Commission.

Section 25. AMENDATORY Increases the number of maximum full-time-equivalent employees for the OMVC from 6 to 18. Deletes the OUMVPC and its 12 FTEs same list.

EFFECTIVE

DATE: Sections 1 and 3-25 effective January 1, 2009
Section 2, not be codified, regarding transition effective July 1,
2008 with emergency clause

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DATE: February 18, 2008