

1 ENGROSSED HOUSE  
2 BILL NO. 1608

By: Sullivan, Roan and Tibbs of  
the House

3 and

4 Crain of the Senate  
5

6  
7 An Act relating to public buildings and public works;  
8 amending 61 O.S. 2001, Section 3, which relates to  
9 working day for public employees; allowing certain  
persons to work excess hours; providing an effective  
date; and declaring an emergency.

10

11

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

13 SECTION 1. AMENDATORY 61 O.S. 2001, Section 3, is  
14 amended to read as follows:

15 Section 3. A. Except as provided in subsection B of this  
16 section, eight (8) hours shall constitute a day's work for all  
17 public employees not otherwise exempt from or covered by special  
18 provisions under the federal Fair Labor Standards Act, 29 U.S.C.A.,  
19 Section 201 et seq. and regulations thereto. In cases where it may  
20 be necessary to work more than eight (8) hours per calendar day  
21 which results in more than forty (40) hours worked per week, all  
22 public employees not otherwise exempt from or otherwise covered by  
23 special provisions under the federal Fair Labor Standards Act and  
24 regulations related thereto or other persons so employed shall be

1 compensated in accordance with the federal Fair Labor Standards Act  
2 and regulations related thereto.

3 B. Public employees and public safety professionals may be  
4 allowed to work in excess of eight (8) hours per day when such hours  
5 are assigned as part of an alternative work schedule. In any case  
6 where such work schedule results in an employee working in excess of  
7 forty (40) hours per workweek who is not exempt from or covered by  
8 special provisions under the overtime provisions of the Fair Labor  
9 Standards Act, the employee shall be compensated in accordance with  
10 the Fair Labor Standards Act and regulations related thereto. For  
11 purposes of this section, "public safety professionals" means  
12 sheriffs, deputy sheriffs, correctional officers, and persons in the  
13 emergency medical service profession.

14 SECTION 2. This act shall become effective July 1, 2009.

15 SECTION 3. It being immediately necessary for the preservation  
16 of the public peace, health and safety, an emergency is hereby  
17 declared to exist, by reason whereof this act shall take effect and  
18 be in full force from and after its passage and approval.

19  
20  
21  
22  
23  
24

1 Passed the House of Representatives the 2nd day of March, 2009.

2  
3  
4 Presiding Officer of the House of  
Representatives

5  
6 Passed the Senate the \_\_\_\_ day of \_\_\_\_\_, 2009.

7  
8  
9 Presiding Officer of the Senate