

1 STATE OF OKLAHOMA

2 2nd Session of the 52nd Legislature (2010)

3 SENATE BILL 1980

By: Marlatt

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6 AS INTRODUCED

7 An Act relating to public finance; amending 62 O.S.  
8 2001, Section 7.10, as last amended by Section 47,  
9 Chapter 441, O.S.L. 2009 and as renumbered by Section  
10 64, Chapter 441, O.S.L. 2009 (62 O.S. Supp. 2009,  
11 Section 34.70), which relates to voluntary payroll  
deductions; modifying state employee membership in  
certain associations for allowable payroll  
deductions; providing an effective date; and  
declaring an emergency.

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

15 SECTION 1. AMENDATORY 62 O.S. 2001, Section 7.10, as  
16 last amended by Section 47, Chapter 441, O.S.L. 2009 and as  
17 renumbered by Section 64, Chapter 441, O.S.L. 2009 (62 O.S. Supp.  
18 2009, Section 34.70), is amended to read as follows:

19 Section 34.70 A. 1. Upon the request of a state employee, a  
20 state agency shall make voluntary payroll deductions for the  
21 employee to any credit union, bank, or savings association having an  
22 office in this state.

23 2. If the governing body of any county, municipality, or school  
24 district provides for voluntary payroll deductions to a credit union

1 serving the employees of the county, municipality, or school  
2 district, it shall provide voluntary payroll deductions to any  
3 credit union, bank, or savings association having an office in this  
4 state which has a minimum participation of twenty percent (20%) of  
5 the employees of the county, municipality, or school district.

6 B. Upon the request of a state employee and pursuant to  
7 procedures established by the Administrator of the Office of  
8 Personnel Management, a state agency shall make payroll deductions  
9 for:

10 1. The payment of any insurance premiums due a private  
11 insurance organization with a minimum participation of five hundred  
12 (500) state employees for life, accident, and health insurance which  
13 is supplemental to that provided for by the state;

14 2. The payment of any insurance premiums due a private  
15 insurance organization or service company which is regulated by the  
16 State Insurance Commissioner and with a minimum participation of  
17 five hundred (500) state employees for legal services;

18 3. Premiums or payments for retirement plans with a minimum  
19 participation of five hundred (500) state employees for retirement  
20 plans which are supplemental to that provided for by the state;

21 4. Salary adjustment agreements included in a flexible benefits  
22 plan as authorized by the State Employees Flexible Benefits Act;

23 5. Membership dues utilized for benefits, goods or services  
24 provided by the Oklahoma Public Employees Association to the

1 organization's membership or any other statewide association limited  
2 to ~~state employee membership~~ a voting membership of state employees  
3 with a minimum membership of ~~two thousand (2,000) dues paying~~  
4 ~~members~~ twenty percent (20%) of the represented agency's employees.  
5 For purposes of this paragraph, state agencies shall accept online  
6 or electronically submitted forms from the Oklahoma Public Employees  
7 Association and other state employee associations. The Office of  
8 Personnel Management shall develop and implement a verification  
9 process for online or electronically submitted forms which may  
10 include the use of electronic signature technology or other process  
11 as determined appropriate;

12 6. Contributions to any foundation organized pursuant to 26  
13 U.S.C., Section 501(c)(3) of the Oklahoma Public Employees  
14 Association or any other statewide association limited to ~~state~~  
15 ~~employee membership~~ a voting membership of state employees with a  
16 minimum membership of ~~two thousand (2,000) dues paying members~~  
17 twenty percent (20%) of the represented agency's employees;

18 7. Payments to a college savings account administered under the  
19 Oklahoma College Savings Plan Act pursuant to Section 3970.1 et seq.  
20 of Title 70 of the Oklahoma Statutes;

21 8. Subscriptions to the Oklahoma Today magazine published by  
22 the State of Oklahoma through the Oklahoma Tourism and Recreation  
23 Department; and  
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1           9. The payment of any insurance premiums due a private  
2 insurance organization, which is regulated by the State Insurance  
3 Commission, for an Oklahoma Long-Term Care Partnership Program  
4 approved policy pursuant to the Oklahoma Long-Term Care Partnership  
5 Act.

6           C. The administrative costs of processing payroll deductions or  
7 administering salary adjustment agreements for insurance premiums as  
8 provided for in subsection B of this section shall be a charge of  
9 two percent (2%) of the gross annual premiums for insurance plans.  
10 The administrative costs of processing payroll deductions or  
11 administering salary adjustment agreements for payments for  
12 retirement plans as provided for in subsection B of this section  
13 shall be one percent (1%) of the gross annual payments for  
14 retirement plans. These charges shall be collected monthly from the  
15 private insurance or retirement plan organization by the Office of  
16 Personnel Management and shall be deposited to the credit of the  
17 General Revenue Fund. Provided that these costs shall not be  
18 collected from state employees or state agencies unless otherwise  
19 directed in the Oklahoma State Finance Act.

20           D. Any statewide association granted a payroll deduction prior  
21 to January 1, 2008, shall be exempt from the minimum state employee  
22 membership requirement.

23           E. Approval of a payroll deduction or salary adjustment  
24 agreement for any insurance organization, line of coverage or policy

1 shall not be construed as an assumption of liability, for the term  
2 of policy or the performance of the insurance organization, by this  
3 state, or any of its agencies or any officer or employee thereof.  
4 Contracts for such insurance shall be in all respects subject to the  
5 insurance laws of this state, and shall be enforceable solely  
6 pursuant to such laws.

7 F. The Oklahoma Employment Security Commission is authorized to  
8 deduct from the wages or salary of its employees the employees'  
9 contribution to the Oklahoma Employment Security Commission  
10 Retirement Plan.

11 G. Payroll deductions shall be made for premium payments for  
12 group insurance for retired members or beneficiaries of any state-  
13 supported retirement system upon proper authorization given by the  
14 member or beneficiary to the board from which the member or  
15 beneficiary is currently receiving retirement benefits.

16 H. Upon request of instructional personnel employed at either  
17 the Oklahoma School for the Blind or the Oklahoma School for the  
18 Deaf and pursuant to procedures established by the Administrator of  
19 the Office of Personnel Management, the Commission for  
20 Rehabilitation Services shall make payroll deductions for membership  
21 dues in any statewide educational employee organization or  
22 association.

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1 I. Upon the request of a state employee of the Department of  
2 Corrections, the Department shall make voluntary payroll deductions  
3 for the employee to the Correctional Peace Officer Foundation.

4 SECTION 2. This act shall become effective July 1, 2010.

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

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