

1 **SENATE FLOOR VERSION**

2 April 3, 2013

3 **AS AMENDED**

4 ENGROSSED HOUSE  
5 BILL NO. 1763

6 By: Roberts (Dustin), Proctor  
7 and Hoskin of the House

8 and

9 Sykes and Ivester of the  
10 Senate

11 **[ militia - Military Department personnel -**  
12 **classified service - Adjutant General to establish**  
13 **certain requirements - effective date ]**

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

15 SECTION 1. AMENDATORY 44 O.S. 2011, Section 21.1, is  
16 amended to read as follows:

17 Section 21.1 Personnel appointed as state employees in the  
18 Military Department shall be in the ~~unclassified~~ classified service  
19 of the state, except as otherwise provided by law, and shall be  
20 subject to the provisions of the Oklahoma Personnel Act concerning  
21 appointments, promotions, adverse actions, and all other personnel  
22 matters. However, the Adjutant General may establish a requirement  
23 for membership in the National Guard as a special requirement for  
24 appointment to, and continued employment in, certain positions in  
the classified service which require special military training,

1 exercise of command authority, direct specified military programs,  
2 or require the performance of other functions directly related to  
3 administration and training of the National Guard or the maintenance  
4 or repair of National Guard facilities, equipment, or supplies.  
5 Such designated positions shall include the specified military grade  
6 or grades authorized by the Adjutant General for appointment to the  
7 position and continued employment therein. An employee in a  
8 designated position who is separated from the National Guard or who  
9 does not hold the specified military grade for the position will be  
10 reclassified, promoted, demoted, transferred or separated in  
11 accordance with the provisions of the Oklahoma Personnel Act and the  
12 Merit Rules for Employment. The Adjutant General may grant leave to  
13 state civilian employees consistent with the rules governing the  
14 federal workforce in support of the National Guard.

15 SECTION 2. This act shall become effective November 1, 2013.

16 COMMITTEE REPORT BY: COMMITTEE ON APPROPRIATIONS  
17 April 3, 2013 - DO PASS AS AMENDED  
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