

1 STATE OF OKLAHOMA

2 2nd Session of the 55th Legislature (2016)

3 SENATE BILL 936

By: Thompson

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5  
6 AS INTRODUCED

7 An Act relating to the Oklahoma Department of  
8 Transportation; amending Section 1, Chapter 394,  
9 O.S.L. 2015 (74 O.S. Supp. 2015, Section 840-5.25),  
10 which relates to the classified service; providing  
11 exceptions for certain seasonal employees; directing  
12 certain report to be submitted; providing an  
13 effective date; and declaring an emergency.

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

15 SECTION 1. AMENDATORY Section 1, Chapter 394, O.S.L.  
16 2015 (74 O.S. Supp. 2015, Section 840-5.25), is amended to read as  
17 follows:

18 Section 840-5.25. A. The Oklahoma Department of Transportation  
19 shall be under the Merit System. Except as otherwise provided in  
20 ~~subsection~~ subsections B through E of this section, all offices,  
21 positions, and personnel shall be classified and subject to the  
22 provisions of the Merit System of Personnel Administration and rules  
23 promulgated pursuant thereto. This section shall supersede and  
24 repeal any and all executive orders issued pursuant to the Oklahoma

1 Personnel Act to place the agency or its predecessors under the  
2 Merit System.

3 B. In addition to offices, positions, and personnel that are  
4 unclassified as specifically provided by law, the Oklahoma  
5 Department of Transportation may place any employee initially  
6 employed in the following positions on or after July 1, 2015, in the  
7 unclassified service:

8 1. Five (5) executive assistant positions, assigned to an  
9 assistant director;

10 2. Five (5) project manager positions;

11 3. Five (5) transportation coordinator positions; and

12 4. Five (5) administration coordinator positions.

13 5. Seasonal employees who work less than one thousand six  
14 hundred (1,600) hours in any twelve-month period.

15 C. The Department may employ seasonal employees throughout the  
16 calendar year. Such labor employed by the Department for a period  
17 of time necessary to address a seasonal need shall be in the  
18 unclassified service of the state as provided by the Oklahoma  
19 Personnel Act of the Oklahoma Statutes. Such employees shall not be  
20 entitled to paid leave, paid holidays, retirement, health, dental or  
21 life insurance, and shall be exempt from any laws, rules or  
22 practices providing for such benefits.

23 D. The Department, in its annual budget request, shall include  
24 a summary of the use of seasonal employees, which shall include the

1 number of workers employed under the provisions of this section and  
2 the total wages paid to these employees.

3 SECTION 2. This act shall become effective July 1, 2016.

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

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