

STATE OF OKLAHOMA

2nd Session of the 56th Legislature (2018)

HOUSE BILL 2637

By: Roberts (Dustin)

AS INTRODUCED

An Act relating to state employee compensation; providing for increases; specifying amount of increases; providing for effective date of increases; defining terms; providing for applicability of increases; providing for effect of leave without pay status; providing for effects of departure from state service and reinstatement or reemployment; defining term; providing for classes of persons ineligible for salary increases; imposing limitation on effect of salary increases; prohibiting expenditure of funds by certain public employing entities; providing exceptions; providing for noncodification; and declaring an emergency.

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

SECTION 1. NEW LAW A new section of law not to be codified in the Oklahoma Statutes reads as follows:

A. 1. Effective July 1, 2018, all full-time and part-time officers and employees, including temporary and other limited-term employees, of the state who were employed by the state on the last working day of June 2018, shall be awarded an annualized salary increase equal to Two Thousand Five Hundred Dollars (\$2,500.00).

2. Effective July 1, 2019, all full-time and part-time officers and employees, including temporary and other limited-term employees,

1 of the state who were employed by the state on the last working day
2 of June 2019, shall be awarded an annualized salary increase equal
3 to Two Thousand Five Hundred Dollars (\$2,500.00).

4 3. Effective July 1, 2020, all full-time and part-time officers
5 and employees, including temporary and other limited-term employees,
6 of the state who were employed by the state on the last working day
7 of June 2020, shall be awarded an annualized salary increase equal
8 to Two Thousand Five Hundred Dollars (\$2,500.00).

9 B. As used in this section, "temporary and other limited-term
10 employees" are those persons who:

- 11 1. Are not full-time or permanent employees;
- 12 2. Are not otherwise excluded by this section; and
- 13 3. Are compensated by an agency, board, commission or
14 department or other employing entity for a limited duration and
15 without any subjective expectation by either the employer or the
16 employee that the employment will become permanent.

17 C. Except for those personnel specifically excluded from
18 eligibility for any increase or advancement in salary pursuant to
19 this section, the salary increase provided by this section shall be
20 applicable to:

- 21 1. Employees of county health departments;
 - 22 2. Employees of a conservation district; and
 - 23 3. Employees of the George Nigh Rehabilitation Institute.
- 24

1 D. Employees eligible for the increase provided for in
2 subsection A of this section who are on leave without pay on July 1,
3 2018, shall receive an annualized increase, effective upon their
4 return to work, but shall not receive any increase for a period of
5 time prior to their return to work.

6 E. Employees who leave the state service before July 1, 2018,
7 and who are reinstated or reemployed in the state service during
8 July 2018, without a break in service, who are otherwise eligible
9 for the pay increase provided for in this section, shall be granted
10 such raise effective immediately upon such reinstatement or
11 reemployment. As used in this subsection, "break in service" is
12 defined as a period of time in excess of thirty (30) calendar days
13 between two periods of state employment.

14 F. The following officers and employees shall be ineligible for
15 a pay increase pursuant to this section and nothing, except as
16 otherwise provided by Section 840-2.17 of Title 74 of the Oklahoma
17 Statutes, shall be construed to authorize any increase or
18 advancement of the salaries of:

- 19 1. Any elected official;
- 20 2. Any cabinet secretary whose salary is governed by Section
21 10.5 of Title 74 of the Oklahoma Statutes;
- 22 3. Any agency director;
- 23 4. Any justice or judge whose salary is governed by the
24 provisions of Title 85A of the Oklahoma Statutes or whose

1 compensation is set by the Board on Judicial Compensation pursuant
2 to Section 3.4 of Title 20 of the Oklahoma Statutes;

3 5. Any district attorney whose salary is governed by Section
4 215.30 of Title 19 of the Oklahoma Statutes;

5 6. Officers and employees of institutions under the
6 administrative authority of the Oklahoma State Regents for Higher
7 Education, except for officers and employees of the George Nigh
8 Rehabilitation Institute;

9 7. Persons employed pursuant to Section 2241 of Title 74 of the
10 Oklahoma Statutes;

11 8. Persons employed pursuant to Section 1.6a of Title 53 of the
12 Oklahoma Statutes;

13 9. Persons who are employed or under contract pursuant to
14 subsection B of Section 1419 of Title 10 of the Oklahoma Statutes;
15 and

16 10. The Adjutant General and Assistant Adjutants General
17 pursuant to Section 27 of Title 44 of the Oklahoma Statutes.

18 G. No salary increase pursuant to this section shall be made
19 that exceeds a salary limitation provided in an agency's annual
20 appropriation bill or salary limits set by statute. Classified
21 employees eligible for the salary increase provided for in this
22 section shall receive such increase even though it causes the
23 employee's salary to exceed the maximum for the employee's pay band.

1 SECTION 2. NEW LAW A new section of law not to be
2 codified in the Oklahoma Statutes reads as follows:

3 No funds appropriated for the purpose of implementing the pay
4 increase provided in Section 1 of this act shall be expended by any
5 employing public agency, board, commission or other public employing
6 entity in order to increase compensation for persons employed by a
7 private business entity that has entered into a contract with the
8 public employing entity to provide personnel services or temporary
9 services to the public employing entity in order for the public
10 employing entity to perform duties imposed upon it by law or
11 functions which the public employing entity is authorized to perform
12 by law. The provisions of this section shall not be construed to
13 prohibit increases in compensation to a vendor performing other
14 types of services pursuant to a sole source contract or contract
15 awarded pursuant to The Oklahoma Central Purchasing Act.

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