

1                   **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2                               STATE OF OKLAHOMA

3                               1st Session of the 57th Legislature (2019)

4   ENGROSSED SENATE  
5   BILL NO. 234

By: Stanislawski of the Senate

and

Wright of the House

6  
7  
8  
9  
10       An Act relating to state government; repealing 74  
11       O.S. 2011, Section 841.30, as amended by Section 922,  
12       Chapter 304, O.S.L. 2012 (74 O.S. Supp. 2018, Section  
13       841.30), which relates to the Oklahoma Compensation  
14       and Unclassified Positions Review Board; providing  
15       for submission of requests for unclassified positions  
16       and employees for Legislative approval; providing for  
17       submission of requests for reclassification of  
18       certain positions and employees for Legislative  
19       approval; providing deadlines for reviewing requests;  
20       prohibiting resubmitting of certain identical  
21       requests; exempting certain requests from cutoff  
22       dates; limiting provisions in certain concurrent  
23       resolution provisions; providing for certain omnibus  
24       concurrent resolution; providing for certain  
     authorization; prohibiting addition or  
     reclassification of certain positions and employees  
     without Legislature approval; providing for  
     codification; and providing an effective date.

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

1       SECTION 1.       REPEALER       74 O.S. 2011, Section 841.30, as  
2 amended by Section 922, Chapter 304, O.S.L. 2012 (74 O.S. Supp.  
3 2018, Section 841.30), is hereby repealed.

4       SECTION 2.       NEW LAW       A new section of law to be codified  
5 in the Oklahoma Statutes as Section 840-5.27 of Title 74, unless  
6 there is created a duplication in numbering, reads as follows:

7       A. State agencies subject to the provisions of the Merit System  
8 of Personnel Administration shall submit requests to the  
9 subcommittee of the Appropriations Committee of the Oklahoma State  
10 Senate under whose jurisdiction the state agency resides for  
11 authorizations to add unclassified positions and employees to the  
12 state service that are in addition to unclassified positions already  
13 authorized by law. The Legislature may approve or disapprove the  
14 request by the proper passage of a concurrent resolution introduced  
15 by the chair or vice-chair of the subcommittee.

16       B. State agencies subject to the provisions of the Merit System  
17 of Personnel Administration shall submit requests to the  
18 subcommittee of the Appropriations Committee of the Oklahoma State  
19 Senate under whose jurisdiction the state agency resides for  
20 authorizations for reclassification of current positions and  
21 employees in the state service not already specified as classified  
22 or unclassified by law. The Legislature may approve or disapprove  
23 the request by the proper passage of a concurrent resolution  
24 introduced by the chair or vice-chair of the subcommittee.

1 C. Except as otherwise provided by this section:

2 1. If the requests are received on or before April 1, the  
3 Legislature shall have until the last day of the regular legislative  
4 session of that year to review the requests; and

5 2. If the requests are received after April 1, the Legislature  
6 shall have until the last day of the regular legislative session of  
7 the next year to review the requests.

8 D. Unless otherwise authorized by the Legislature, whenever a  
9 request is disapproved as provided in subsection A or B of this  
10 section, the agency submitting the request shall not have authority  
11 to resubmit an identical request, except during the first sixty (60)  
12 calendar days of the next regular legislative session.

13 E. Unless otherwise provided by specific vote of the  
14 Legislature, concurrent resolutions introduced for purposes of  
15 approving or disapproving a request or the omnibus concurrent  
16 resolution described in subsection F of this section shall not be  
17 subject to regular legislative cutoff dates, shall be limited to  
18 such provisions as may be necessary for disapproval or approval of a  
19 request, and any such other direction or mandate regarding the  
20 request deemed necessary by the Legislature. The resolution shall  
21 contain no other provisions.

22 F. The Legislature may have an omnibus concurrent resolution  
23 prepared for consideration each session. The concurrent resolution  
24 shall be substantially in the following form: "All requests for

1 authorizations for adding unclassified positions and employees to  
2 the state service that are in addition to unclassified positions  
3 already authorized by law from Oklahoma state agencies filed on or  
4 before April 1 are hereby approved except for the following:" or  
5 "All requests for authorizations for reclassification of current  
6 positions and employees in the state service not already specified  
7 as classified or unclassified by law from Oklahoma state agencies  
8 filed on or before April 1 are hereby approved except for the  
9 following:". For the purpose of this section, a request may be  
10 disapproved, in whole or in part, in the omnibus concurrent  
11 resolution considered by the Legislature.

12 G. Upon proper passage of the concurrent resolution introduced  
13 for purposes of approving a request pursuant to subsection A or B of  
14 this section, the request shall be authorized to commence. No state  
15 agency subject to the provisions of the Merit System of Personnel  
16 Administration shall add an unclassified position or employee to the  
17 state service in addition to unclassified positions already  
18 authorized by law unless it has been approved pursuant to this  
19 section or other provision of law. No state agency subject to the  
20 provisions of the Merit System of Personnel Administration shall  
21 reclassify a current position or employee in the state service  
22 unless it has been approved pursuant to this section or other  
23 provision of law.

24

SECTION 3. This act shall become effective November 1, 2019.

COMMITTEE REPORT BY: COMMITTEE ON GOVERNMENT EFFICIENCY, dated  
04/03/2019 - DO PASS.