

An Act

ENROLLED SENATE
BILL NO. 936

By: Thompson of the Senate

and

Osborn of the House

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

SUBJECT: Oklahoma Department of Transportation employees

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

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

Section 840-5.25. A. The Oklahoma Department of Transportation shall be under the Merit System. Except as otherwise provided in ~~subsection~~ subsections B through D of this section, all offices, positions, and personnel shall be classified and subject to the provisions of the Merit System of Personnel Administration and rules promulgated pursuant thereto. This section shall supersede and repeal any and all executive orders issued pursuant to the Oklahoma Personnel Act to place the agency or its predecessors under the Merit System.

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

1. Five (5) executive assistant positions, assigned to an assistant director;
2. Five (5) project manager positions;
3. Five (5) transportation coordinator positions; ~~and~~
4. Five (5) administration coordinator positions; and
5. Seasonal employees who work less than one thousand six hundred (1,600) hours in any twelve-month period.

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

D. The Department, in its annual budget request, shall include a summary of the use of seasonal employees, which shall include the number of workers employed under the provisions of this section and the total wages paid to these employees.

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

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

Passed the Senate the 28th day of April, 2016.

Eveline Field
Presiding Officer of the Senate

Passed the House of Representatives the 12th day of April, 2016.

Lee R. Tompkins
Presiding Officer of the House
of Representatives

OFFICE OF THE GOVERNOR

Received by the Office of the Governor this 2nd

day of May, 20 16, at 2:40 o'clock P M.

By: Audrey Rockwell

Approved by the Governor of the State of Oklahoma this 5th

day of May, 20 16, at 3:03 o'clock P M.

May Hall
Governor of the State of Oklahoma

OFFICE OF THE SECRETARY OF STATE

Received by the Office of the Secretary of State this 5th

day of May, 20 16, at 3:38 o'clock P M.

By: Chris Benz