

# An Act

ENROLLED HOUSE  
BILL NO. 1763

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

and

Sykes and Ivester of the  
Senate

An Act relating to militia; amending 44 O.S. 2011, Section 21.1, which relates to Military Department personnel; providing certain employees to be in the classified service; authorizing the Adjutant General to establish certain requirements; and providing an effective date.

SUBJECT: Military Department

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

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

Section 21.1 Personnel appointed as state employees in the Military Department shall be in the ~~unclassified~~ classified service of the state, except as otherwise provided by law, and shall be subject to the provisions of the Oklahoma Personnel Act concerning appointments, promotions, adverse actions, and all other personnel matters. However, the Adjutant General may establish a requirement for membership in the National Guard as a special requirement for appointment to, and continued employment in, certain positions in the classified service which require special military training, exercise of command authority, direct specified military programs, or require the performance of other functions directly related to administration and training of the National Guard or the maintenance or repair of National Guard facilities, equipment, or supplies. Such designated

positions shall include the specified military grade or grades authorized by the Adjutant General for appointment to the position and continued employment therein. An employee in a designated position who is separated from the National Guard or who does not hold the specified military grade for the position will be reclassified, promoted, demoted, transferred or separated in accordance with the provisions of the Oklahoma Personnel Act and the Merit Rules for Employment. The Adjutant General may grant leave to state civilian employees consistent with the rules governing the federal workforce in support of the National Guard.

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

Passed the House of Representatives the 21st day of May, 2013.

\_\_\_\_\_  
Presiding Officer of the House  
of Representatives

Passed the Senate the 23rd day of May, 2013.

\_\_\_\_\_  
Presiding Officer of the Senate

OFFICE OF THE GOVERNOR

Received by the Office of the Governor this

\_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_, at  
\_\_\_\_\_ o'clock \_\_\_\_\_ M.

By: \_\_\_\_\_

Approved by the Governor of the State of Oklahoma this

\_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_, at \_\_\_\_\_ o'clock  
\_\_\_\_\_ M.

\_\_\_\_\_  
Governor of the State of Oklahoma

OFFICE OF THE SECRETARY OF STATE

Received by the Office of the Secretary of State this

\_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_\_, at \_\_\_\_\_  
o'clock \_\_\_\_\_ M.

By: \_\_\_\_\_