

1 HB678  
2 117681-4  
3 By Representative Love  
4 RFD: Government Appropriations  
5 First Read: 04-MAR-10



1 make such orders relating thereto as he considers necessary to  
2 secure compliance with the rules. The name of every regular  
3 employee so laid off shall be placed on the appropriate  
4 reemployment list.

5 "(b) In addition to any rights currently provided to  
6 state employees, any permanent state employee who is laid off  
7 from a position under the state Merit System shall have  
8 priority for any other position in the same class filled from  
9 an open competitive register by any appointing authority in  
10 accordance with rules adopted by the State Personnel Board.

11 "(c) No state agency or appointing authority may  
12 abolish a classified position through the layoff provisions if  
13 the state agency or appointing authority is employing an  
14 individual or individuals outside the Merit System to perform  
15 similar duties, as determined by the State Personnel  
16 Department. In the event of a layoff, the non-merit employee  
17 shall be separated before a classified employee is laid off.  
18 This subsection shall not apply if there is no classified  
19 employee in a substantially similar position, as determined by  
20 the State Personnel Department, who will accept the duties and  
21 conditions of the non-merit employee who would otherwise be  
22 separated.

23 "(d) A non-merit employee shall not be hired until  
24 all classified employees who have been laid off from a  
25 substantially similar position, as determined by the State

1 Personnel Department, have been offered the position and have  
2 likewise rejected the offer for the position.

3 "(e) A state department or appointing authority may  
4 enact a voluntary furlough plan for employees if the voluntary  
5 furlough plan is approved by the State Personnel Department.

6 "(f) Any furlough plan adopted by a state department  
7 or appointing authority shall be applicable to the entire  
8 department affected and shall be voluntary at the sole  
9 discretion of the employee.

10 (g) Any state employee subject to this section shall  
11 otherwise remain whole, including, but not limited to, his or  
12 her state retirement, state insurance, including, but not  
13 limited to, family coverage, other state benefits, leave, time  
14 of service, and status.

15 ~~"(e)-(g)~~ (h) The provisions of this section are  
16 supplemental and shall not be construed to repeal any law not  
17 in direct conflict."

18 Section 2. This act shall become effective  
19 immediately following its passage and approval by the  
20 Governor, or its otherwise becoming law.

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House of Representatives

Read for the first time and re-  
ferred to the House of Representa-  
tives committee on Government Ap-  
propriations ..... 04-MAR-10

Read for the second time and placed  
on the calendar ..... 11-MAR-10

Read for the third time and passed  
as amended ..... 06-APR-10

Yeas 101, Nays 0, Abstains 0

Greg Pappas  
Clerk