

Labor and Employment

See full summary documents for additional detail

S82 - Achieving Business Efficiencies. (SL 2017-185)

S.L. 2017-185 exempts an employee of a seasonal amusement or recreational establishment from State overtime and record keeping requirements and removes the authority of the Commissioner of Labor to allow this same group of employees to be paid less than minimum wage.

This act becomes effective January 1, 2018.

S131 - Regulatory Reform Act of 2016-2017. (SL 2017-10)

S.L. 2017-10 amends State laws related to the following:

S257 - Appropriations Act of 2017.

Sec. 16.2: No Transfer of Positions to Other State Agencies. (SL 2017-57)

Sec. 16.2 of S.L. 2017-57 prohibits the Office of State Budget and Management (OSBM) from transferring any positions, personnel, or funds from the Department of Public Safety (DPS) to any other State agency during the 2017-2019 fiscal biennium, unless otherwise included in a base budget for that period or if related to the annual transfer to the Office of the Governor for administrative support.

Transfers that violate this section that were made in fiscal year 2016-2017, prior to July 1, 2017, must be rescinded within 15 days of July 1, 2017.

This section became effective July 1, 2017.

S257 - Appropriations Act of 2017.

Sec. 16.3: Lapsed Salary Report. (SL 2017-57)

Sec. 16.3 of S.L. 2017-57 requires the Department of Public Safety (DPS) to submit reports and itemized accountings related to lapsed salaries by fund codes to the Joint Legislative Oversight Committee on Justice and Public Safety and the Appropriations Committee on Justice and Public Safety for both the House and the Senate. A lapsed salary accrues when a funded position is vacant for a portion of the year.

DPS shall submit these reports annually by February 1 and August 1. The August 1 report must include an annual accounting for the previous fiscal year.

This section became effective July 1, 2017.

S257 - Appropriations Act of 2017.

Sec. 35.18: State Human Resources/Hire From Pool of Most Qualified Persons. (SL 2017-57)

Section 35.18 of S.L. 2017-57 provides that it is the policy of the State that State departments and agencies select from the pool of the most qualified persons for State government employment based on job qualifications. It also requires State departments and agencies to select from the pool of the most qualified persons for State government employment without regard to political affiliation or political influence. This section became effective July 1, 2017.

S407 - Employee Misclassification/IC Changes. (SL 2017-203)

S.L. 2017-203 enacts the Employee Fair Classification Act that formally creates the Employee Classification Section (Section) within the Industrial Commission. The Section is authorized to receive complaints of employee misclassification, investigate complaints, coordinate investigations by other State agencies, exchange information among State agencies, and report the results of these investigations. The act also requires State occupational licensing boards to include on every application for a license: (1) a certification that the applicant has read a notice statement on employee misclassification and (2) disclosure, by the applicant, of any investigations for employee misclassification. The provisions dealing with employee misclassification become effective December 31, 2017. The act also requires the Industrial Commission to adopt rules for the utilization of opioids and pain management treatment and exempts the Industrial Commission from a fiscal note requirement to allow rules to be implemented more quickly. These provisions became effective August 11, 2017.