

HOUSE BILL NO. HB0252

Review of state executive department positions.

Sponsored by: Representative(s) Harvey, Berger, Buchanan,
Lubnau and Miller and Senator(s) Bebout,
Nicholas, P. and Scott

A BILL

for

1 AN ACT relating to administration of government; providing
2 for a study of state executive department positions;
3 providing for reports; and providing for an effective date.

4

5 *Be It Enacted by the Legislature of the State of Wyoming:*

6

7 **Section 1.**

8

9 (a) The department of administration and information
10 shall conduct a study of the classification and
11 identification of state executive branch employees and the
12 classification and identification of persons employed as
13 directors, executive secretaries and deputy directors by
14 boards and commissions in Wyoming. The study shall review
15 those positions which are identified as at-will positions
16 and positions which serve at the pleasure of the governor,

1 an agency head or subordinate position, or a board or
2 commission. The study shall also review those positions
3 which would be affected by classifying or identifying all
4 agency positions:

5

6 (i) At the level of division administrator or
7 equivalent and higher levels of responsibility as at-will
8 positions; and

9

10 (ii) Board or commission director, executive
11 secretary and deputy director positions as at-will
12 positions; and

13

14 (iii) If the governor determines further review
15 is appropriate, at the level of program manager or
16 equivalent and higher levels of responsibility as at-will
17 positions.

18

19 (b) In determining positions which are equivalent to
20 an administrator or program manager the department shall
21 consult with the governor's office and shall consider:

22

23 (i) The rate of pay for the position;

24

1 (ii) The need of the agency to be responsive in
2 filling the position in order for the executive branch to
3 fulfill service commitments to Wyoming citizens;

4
5 (iii) Duties and responsibilities of the
6 position including accountability and human relations
7 requirements;

8
9 (iv) The supervisory role of the position, if
10 any, and the number of employees supervised;

11
12 (v) Knowledge, experience and skills in problem
13 solving required of the position.

14
15 (c) The study shall:

16
17 (i) Estimate costs associated with classifying
18 and identifying positions as at-will positions as provided
19 in this section;

20
21 (ii) Determine a process and timeline for
22 implementing any modifications of positions to at-will
23 positions.

24

1 (d) As used in this section "agency" means any board,
2 commission, council, committee or office in the executive
3 branch of state government except the offices listed in
4 W.S. 9-2-1704(a) and the University of Wyoming.

5
6 **Section 2.** The study results shall be presented to
7 the joint labor, health and social services interim
8 committee and the joint appropriations interim committee
9 not later than September 1, 2011. The committees shall
10 review the study and determine whether the extension of at-
11 will employment in the executive branch agencies and boards
12 and commissions, as specified in this act, will enable the
13 state to more effectively or more efficiently provide
14 services to Wyoming citizens. The joint labor, health and
15 social services interim committee shall develop legislation
16 for introduction in the 2012 budget session as it
17 determines appropriate to achieve that goal. Any
18 legislation developed shall be provided to the joint
19 appropriations interim committee not later than December 1,
20 2011 for review and comment as that committee determines
21 appropriate.

22

1 **Section 3.** This act is effective immediately upon
2 completion of all acts necessary for a bill to become law
3 as provided by Article 4, Section 8 of the Wyoming
4 Constitution.

5

6

(END)