

SENATE FILE NO. SF0103

At-will employment contracts.

Sponsored by: Senator(s) Ross, Bebout and Nicholas, P.

A BILL

for

1 AN ACT relating to administration of government; providing
2 for the creation of at-will employment contract positions
3 by the legislature and the governor; requiring legislative
4 approval for continuance of an at-will employment contract
5 position created by the governor as specified; requiring
6 legislative approval prior to the reauthorization of a
7 denied at-will employment position; and providing for an
8 effective date.

9

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

11

12 **Section 1.** W.S. 9-2-1012 by creating a new subsection
13 (h) and 9-2-1022(a)(xi)(F)(V) and by creating a new
14 subdivision (VI) are amended to read:

15

1 **9-2-1012. Duties of budget division; transmittal of**
2 **standard budget and manual; return of completed exception**
3 **and expanded budgets; submission to governor; disposition**
4 **of excess general fund appropriations; submission of**
5 **selected budget information to joint appropriations interim**
6 **committee.**

7
8 (h) If the governor exercises his authority provided
9 by W.S. 9-2-1022(a)(xi)(F)(VI) to create an at-will
10 employment contract position, the governor shall seek
11 continued authorization for that position by a budget
12 request in the next session of the legislature. If
13 authorization for the at-will employee contract position is
14 not specifically approved in the general appropriations
15 bill, the position shall terminate and shall not be
16 reauthorized in the future without prior legislative
17 approval.

18
19 **9-2-1022. Duties of department performed through**
20 **human resources division.**

21
22 (a) Subject to subsection (b) of this section, the
23 department through the human resources division shall:

1

2

(xi) Promulgate reasonable rules:

3

4

5

6

7

(F) Necessary to administer a program whereby at-will contract employees may be utilized by agencies to meet programmatic needs. These rules shall be structured so that:

8

9

10

11

12

(V) An at-will contract shall be for a term not exceeding twenty-four (24) months subject to renewal of the contract at the end of the contract period and W.S. 9-2-1012(h).

13

14

15

16

17

18

19

20

21

22

23

(VI) No at-will employee contract position shall be created unless specifically authorized by legislation or approved by the governor. Any position approved by the governor shall be reported to the joint appropriations committee as provided by W.S. 9-2-1005(b). Continued authorization of any at-will employee contract position created by the governor shall be subject to legislative review and approval pursuant to W.S. 9-2-1012(h).

1 **Section 2.** This act is effective July 1, 2016.

2

3

(END)

4