

SHORT TITLE: State officers and state employees; deleting language;
operative date.

STATE OF OKLAHOMA

1st Extraordinary Session of the 44th Legislature (1994)

SENATE BILL NO. 6

By: Brown, Stipe, Herbert and
Henry of the Senate

and

Maddox (Jim), Erwin,
Fields, Hefner, Rhoads
(Karroll), Satterfield,
Tyler, Culver, Hilliard,
Mass, Ferguson, Mitchell,
Webb, Weese, Bastin,
Glover, Bonny, Hutchison,
Dunegan, Weaver, Beutler,
Cozort, Rice, Phillips,
Kirby and Campbell of the
House

AS INTRODUCED

An Act relating to state officers and state

employees; amending 47 O.S. 1991, Section 2-105.4,
as last amended by Section 1, Chapter 190, O.S.L.
1993 (47 O.S. Supp. 1993, Section 2-105.4), which
relates to salaries of certain officers and
employees; deleting obsolete language; providing
for certain salary increases; specifying certain
officers and employees ineligible for increase; and
providing an operative date.

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

SECTION 1. AMENDATORY 47 O.S. 1991, Section 2-105.4, as
last amended by Section 1, Chapter 190, O.S.L. 1993 (47 O.S. Supp.
1993, Section 2-105.4), is amended to read as follows:

Section 2-105.4 A. The Commissioner of Public Safety, subject
to the Oklahoma Personnel Act, Section 840.1 et seq. of Title 74 of

the Oklahoma Statutes, shall appoint assistants, deputies, officers, investigators and other employees as may be necessary to carry out the provisions of this title.

B. The Commissioner, subject to the Oklahoma Personnel Act, Section 840.1 et seq. of Title 74 of the Oklahoma Statutes, shall appoint a Chief of the Highway Patrol Division with the rank of Colonel, Assistant Chief of the Highway Patrol Division with the rank of Lieutenant Colonel, and subordinate officers and employees thereof, including Majors, Captains, First Lieutenants, Supervisors with the rank of Second Lieutenant and Patrolmen, who shall comprise the Oklahoma Highway Patrol Division.

C. ~~Until July 1, 1993:~~

~~1. The annual salaries for the positions as set out shall be in accordance and conformity with the following salary schedule, exclusive of longevity and extra shift pay as authorized by law and exclusive of any pay increases awarded pursuant to subsection D of this section for Fiscal Year 1993:~~

Position	Step 1	Step 2	Step 3	Step 4	Step 5
Commissioner of Public Safety					
	\$61,620.00				
Assistant Commissioner of Public Safety					
	\$56,820.00				
Chief of the Highway Patrol Division					
	\$55,020.00				
Assistant Chief of the Highway Patrol Division					
	\$48,420.00				
Highway Patrol Majors					
	\$43,020.00				
Highway Patrol Captains					
	\$38,820.00				
Highway Patrol First Lieutenants					
	\$35,820.00				

~~Highway Patrol Supervisors~~

~~\$32,820.00~~

~~Highway Patrolmen~~

~~\$23,220.00 — \$25,020.00 — \$26,820.00 — \$28,620.00 — \$30,420.00~~

~~2. The provisions of this section shall supersede all existing laws covering the salaries of the positions in the Oklahoma Highway Patrol Division. It is provided that the entrance salary of any highway patrolman shall be One Thousand Six Hundred Eighteen Dollars (\$1,618.00) per month, or Nineteen Thousand Four Hundred Twenty Dollars (\$19,420.00) per annum which salary shall be paid during Highway Patrol Academy Training. It is provided that the salary of any probationary highway patrolman shall be One Thousand Seven Hundred Twenty Dollars (\$1,720.00) per month, or Twenty Thousand Six Hundred Twenty Dollars (\$20,620.00) per annum as set out, which salary shall continue during the probationary period following employment, as provided for in subsection (b) of Section 2-105 of this title. Any employee of the Highway Patrol Division being paid according to the schedule set forth in this subsection who is promoted to another position contained in said schedule shall receive not less than the annual salary the employee was paid prior to the promotion, and not more than the next higher salary in the new classification, providing such increase shall not move the salary of the employee off the schedule for the position to which said employee is promoted. Thereafter, salaries will be based upon the schedule.~~

~~D. 1. Effective December 1, 1992, all persons occupying the positions provided for in paragraph 1 of subsection C of this section shall receive a two and one-half percent (2.5%) pay increase. During the period from January 1, 1993, to June 30, 1993, the Department of Public Safety may provide a discretionary two and one-half percent (2.5%) pay increase, in addition to the mandatory pay increase provided for in this subsection for all persons~~

~~occupying the positions provided for in paragraph 1 of subsection C of this section, if the Department can comply with the provisions of subsection K of Section 23 of this act. If the provisions of subsection K of Section 23 of this act cannot be met, the Department shall not authorize the discretionary pay increase provided for in this subsection. However, such a discretionary increase may be instituted at any time during the period from January 1, 1993, to June 30, 1993, that an agency can comply with subsection K of Section 23 of this act. If a discretionary pay increase is granted, all of the Department's classified and unclassified employees whose service ratings are subject to the provisions of the Oklahoma Personnel Act and who have received an overall rating of at least "satisfactory" or its equivalent, on a service rating conducted on or after July 1, 1991, in accordance with Section 841.16 of Title 74 of the Oklahoma Statutes, shall receive the discretionary increase.~~

~~2. In providing for the pay increases authorized in paragraph 1 of this subsection, the Department shall comply with the provisions of subsections H through R of Section 23, Chapter 367, O.S.L. 1992, as amended by Section 2 of this act, and Section 24, Chapter 367, O.S.L. 1992.~~

~~E.~~ Effective July 1, 1993:

1. The annual salaries for the positions as set out shall be in accordance and conformity with the following salary schedule except as provided by paragraph 2 of this subsection, exclusive of longevity and extra shift pay as authorized by law and exclusive of any pay increases awarded pursuant to subsection F of this section:

Commissioner of Public Safety

\$61,620.00

Assistant Commissioner of Public Safety

\$56,820.00

Chief of the Highway Patrol Division

\$55,020.00

Assistant Chief of the Highway Patrol Division

\$48,420.00

Highway Patrol Majors

\$43,020.00

Highway Patrol Captains

\$38,820.00

Highway Patrol First Lieutenants

\$35,820.00

Highway Patrol Supervisors

\$32,820.00

Highway Patrolman

Step 1 \$23,220.00

Step 2 \$23,800.00

Step 3 \$24,395.00

Step 4 \$25,005.00

Step 5 \$25,630.00

Step 6 \$26,271.00

Step 7 \$26,928.00

Step 8 \$27,601.00

Step 9 \$28,291.00

Step 10 \$28,998.00

Step 11 \$29,723.00

Step 12 \$30,466.00

Step 13 \$31,227.00

2. On July 1, 1993, all highway patrolmen shall be assigned to the salary schedule as provided for in paragraph 1 of this subsection to the step nearest the salary the patrolman was earning June 30, 1993. The sole purpose of this paragraph is to assign each highway patrolman to a step in conformity with paragraph 1 of this subsection. It is not the intent of this paragraph to modify in any way the salary a patrolman was earning June 30, 1993. Therefore, the annual salary of the patrolman shall not be changed as a result

of the new salary schedule and if the salary of the patrolman as of June 30, 1993 does not correspond to one of the new steps, the salary shall remain off step.

3. The provisions of this section shall supersede all existing laws covering the salaries of the positions in the Oklahoma Highway Patrol Division. It is provided that the entrance salary of any highway patrolman shall be One Thousand Six Hundred Eighteen Dollars (\$1,618.00) per month, or Nineteen Thousand Four Hundred Twenty Dollars (\$19,420.00) per annum which salary shall be paid during Highway Patrol Academy Training. It is provided that the salary of any probationary highway patrolman shall be One Thousand Seven Hundred Twenty Dollars (\$1,720.00) per month, or Twenty Thousand Six Hundred Twenty Dollars (\$20,620.00) per annum as set out, which salary shall continue during the probationary period following employment, as provided for in subsection (b) of Section 2-105 of this title. Any employee of the Highway Patrol Division being paid according to the schedule set forth in this subsection who is promoted to another position contained in said schedule shall receive not less than the annual salary the employee was paid prior to the promotion, and not more than the next higher salary in the new classification, providing such increase shall not move the salary of the employee off the schedule for the position to which said employee is promoted. Thereafter, salaries will be based upon the schedule.

~~F~~ D. Effective July 1, 1993, the annual salary of any person occupying a position listed in paragraph 1 of subsection ~~F~~ C of this section shall be increased by the percentage or amount provided for salary increases for other employees of the Department of Public Safety for each year beginning with Fiscal Year 1994, if such employee salary increases are authorized by the Legislature.

SECTION 2. Effective October 1, 1994, all full-time and part-time officers and employees of the state shall be awarded an

annualized salary increase of ____ Dollars (\$0.00) per year above the salary amount in effect on September 30, 1994. Such salary increase shall be made regardless of any salary limitation provided in an agency's annual appropriation bill or salary limits set by Section 3601 of Title 74 of the Oklahoma Statutes or Section 102.1 of Title 68 of the Oklahoma Statutes. Part-time employees shall receive a prorated increase. Provided, the following officers and employees shall be ineligible for a pay increase pursuant to this section and nothing, except as otherwise provided by Section 840.16b of Title 74 of the Oklahoma Statutes, shall be construed to authorize any increase or advancement of the salaries of:

- a. state officers and employees whose salaries are set by law, except as provided for in this act,
- b. persons employed pursuant to Section 1806.1 of Title 74 of the Oklahoma Statutes,
- c. persons employed pursuant to Section 1.6a of Title 53 of the Oklahoma Statutes,
- d. persons on temporary, student, internship or other limited term appointments,
- e. officers and employees of institutions under the administrative authority of the State Regents for Higher Education,
- f. persons who, on October 1, 1994, are serving in an initial probationary appointment to the classified service and unclassified employees in regular status who have not completed an initial six (6) months of service; provided, if such persons complete the initial probationary appointment or initial six (6) months of service after October 1, 1994, such persons shall be awarded the annualized salary increase pursuant to this section upon such completion, or

g. commissioned law enforcement officers and correctional officers and probation and parole officers who are awarded the pay raise pursuant to Sections 1 and 5 of this act.

SECTION 3. This act shall become operative July 1, 1994.

44-lex-3020 JJ