

STATE OF OKLAHOMA

2nd Session of the 46th Legislature (1998)

COMMITTEE SUBSTITUTE
FOR
SENATE BILL NO. 814

By: Herbert

COMMITTEE SUBSTITUTE

An Act relating to counties and county officers;
amending 19 O.S. 1991, Section 165, as amended by
Section 6, Chapter 239, O.S.L. 1993 (19 O.S. Supp.
1997, Section 165), which relates to travel
allowance in lieu of traveling expenses; modifying
traveling expenses for county sheriffs in certain
counties; amending 19 O.S. 1991, Section 180.67, as
amended by Section 12, Chapter 239, O.S.L. 1993 (19
O.S. Supp. 1997, Section 180.67), which relates to
limitation on expenditures; providing that
limitation on expenditures for salaries shall not
apply to certain counties; permitting certain
county sheriffs to employ general counsel; setting
forth duties of general counsel; amending 19 O.S.
1991, Section 1507, which relates to number of
credit cards issued and amount of charges allowed;
increasing the amount of credit cards which may be
issued in certain counties; increasing the amount
of charges allowed in certain counties; providing
for codification; and providing an effective date.

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

SECTION 1. AMENDATORY 19 O.S. 1991, Section 165, as amended by Section 6, Chapter 239, O.S.L. 1993 (19 O.S. Supp. 1997, Section 165), is amended to read as follows:

Section 165. In lieu of reimbursement for traveling expenses within their county each county commissioner and sheriff may receive a monthly travel allowance of Three Hundred Fifty Dollars (\$350.00). In lieu of the reimbursement for traveling expenses authorized by law for each county officer, each county assessor may receive a monthly travel allowance of Two Hundred Fifty Dollars (\$250.00), and each county clerk, court clerk and county treasurer may receive a monthly travel allowance of One Hundred Fifty Dollars (\$150.00). Each such county officer may be subject to the penalty provided by Section 166 of this title for failure to attend the meetings specified in that section.

SECTION 2. AMENDATORY 19 O.S. 1991, Section 180.67, as amended by Section 12, Chapter 239, O.S.L. 1993 (19 O.S. Supp. 1997, Section 180.67), is amended to read as follows:

Section 180.67 A. It is hereby declared to be the intent of the Legislature that ~~this act~~ Section 180.58 et seq. of this title shall be the comprehensive salary code for all counties of the state and no county officer in paragraph 1 of Section 180.61 of this title, or their assistants, deputies, or other employees by whatever title designated, shall receive any salary or wages except as provided in ~~this act~~ Section 180.58 et seq. of this title.

B. Notwithstanding any provisions of ~~this act~~ Section 180.58 et seq. of this title to the contrary, no county shall appropriate or

expend more than seventy-five percent (75%) of its total available revenue for current general fund purposes in any fiscal year, computed as required by paragraph (4) of Section 3007 of Title 68 of the Oklahoma Statutes, for salaries and wages of officers and their assistants, deputies and employees by whatever title designated, as classified in Section 180.61 of this title. In the event that the total sum necessary to pay the salaries and wages of officers and their assistants, deputies and employees does exceed seventy-five percent (75%) of such total available revenue, then such total sum shall be reduced to an amount equal to seventy-five percent (75%) of such total available revenue, and the salary and wages of each officer, assistant, deputy and employee shall be reduced by that percentage of the authorized amount thereof which said total reduction bears to the total authorized sum. However, the provisions of this subsection shall not apply to any county with a population of more than four hundred fifty thousand (450,000) persons according to the latest Federal Decennial Census.

SECTION 3. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 527 of Title 19, unless there is created a duplication in numbering, reads as follows:

The sheriff in a county having a population of at least four hundred fifty thousand (450,000) persons according to the latest Federal Decennial Census shall have the authority to employ a general counsel to advise or represent the sheriff and the office of the sheriff in the performance of the official duties of that office.

SECTION 4. AMENDATORY 19 O.S. 1991, Section 1507, is amended to read as follows:

Section 1507. A. The number of credit cards issued and the amount of charges allowed for credit cards issued by counties shall be subject to the following limits:

1. For counties with a population less than fifty thousand (50,000) persons, according to the latest Federal Decennial Census, no more than two cards shall be issued. The aggregate amount of credit for all such cards issued shall not exceed Five Thousand Dollars (\$5,000.00);

2. For counties with a population of fifty thousand (50,000) to one hundred thousand (100,000) persons, according to the latest Federal Decennial Census, no more than four cards shall be issued. The aggregate amount of credit for all such cards issued shall not exceed Ten Thousand Dollars (\$10,000.00); ~~and~~

3. For counties with a population ~~in excess~~ of one hundred thousand (100,000) to four hundred fifty thousand (450,000) persons, according to the latest Federal Decennial Census, no more than six cards shall be issued. The aggregate amount of credit for all such cards issued shall not exceed Fifteen Thousand Dollars (\$15,000.00); and

4. For counties with a population in excess of four hundred fifty thousand (450,000) persons, according to the latest Federal Decennial Census, no more than twenty-four credit cards shall be issued. The aggregate amount of credit for all such cards shall not exceed Sixty Thousand Dollars (\$60,000.00).

B. The sheriff of each county shall issue cards when such cards are required for expenditures incurred in connection with travel outside the county and the sheriff shall remain responsible for proper use of all cards issued.

SECTION 5. This act shall become effective November 1, 1998.

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