

STATE OF OKLAHOMA

2nd Session of the 46th Legislature (1998)

HOUSE BILL NO. 2915

By: Dunegan

AS INTRODUCED

An Act relating to the Oklahoma State Bureau of Investigation; providing for salaries of certain employees of the Bureau; providing for incentive pay and bonus pay for eligible employees, subject to availability of funds; placing cap on incentive increases; providing that incentive and bonus increases are in addition to other increases, bonuses or remuneration; amending 74 O.S. 1991, Section 150.7, which relates to the duties and powers of the Director of the Oklahoma State Bureau of Investigation; excluding statutorily established salaries from salaries set by the Director; providing for codification; providing an effective date; and declaring an emergency.

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

SECTION 1. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 150.6a of Title 74, unless there is created a duplication in numbering, reads as follows:

A. Effective July 1, 1998, the annual salaries for the Director, the Deputy Director, and the positions within the Oklahoma

State Bureau of Investigation, as set out in this section, shall be in accordance and conformity with the following salary schedule, exclusive of longevity pay as authorized by Section 840-2.18 of Title 74 of the Oklahoma Statutes:

1. Director:

The salary of the Director shall be equal to ninety-five percent (95%) of that received by the Secretary of Safety and Security, as provided in Section 10.5 of Title 74 of the Oklahoma Statutes;

2. Deputy Director:

The salary of the Deputy Director shall be ninety-five percent (95%) of that received by the Director;

3. Division Director:

The salary of a Division Director shall be ninety percent (90%) of that received by the Director;

4. Agent I (OSBI), Criminalist I

\$31,500.0

0

5. Agent II (OSBI), Criminalist II

\$37,250.0

0

6. Special Agent (OSBI), Senior Criminalist

\$44,250.0

0

7. Agent/Deputy Inspector (OSBI), Criminalist
Supervisor

\$49,000.0

0

8. Agent/Inspector (OSBI), Criminalist
Administrator

\$54,000.0

0

B. Each employee who holds a position of Special Agent (OSBI), Senior Criminalist, Agent/Deputy Inspector (OSBI), Criminalist Supervisor, Agent/Inspector (OSBI), or Criminalist Administrator as described in paragraphs 6 through 8 of subsection A of this section shall receive an annual incentive increase of Five Hundred Dollars (\$500.00), not to exceed a total of Two Thousand Five Hundred Dollars (\$2,500.00) within each job class as established by the Merit Rules for Employment, effective January 1 of each year, if during the past twelve (12) months the employee:

1. Has achieved an overall annual work performance evaluation of meets standards;

2. Has satisfactorily completed all training as assigned;

3. Has achieved or maintained an Advanced Law Enforcement Certification through CLEET as provided in Section 3311 of Title 70 of the Oklahoma Statutes; and

4. Has not been the subject of formal disciplinary action. For purposes of this paragraph, formal disciplinary action shall be defined pursuant to the Merit Rules for Employment.

C. Beginning January 1, 2000, and each year thereafter, each regular classified and unclassified employee of the Oklahoma State Bureau of Investigation whose current overall work performance evaluation exceeds standards, and who has not been the subject of formal disciplinary action within the past twelve (12) months, shall receive an annual bonus of up to Two Thousand Dollars (\$2,000.00). The annual bonus is subject to the availability of funds within the budget of the Oklahoma State Bureau of Investigation. For purposes of this subsection, formal disciplinary action shall be defined pursuant to the Merit Rules for Employment.

D. The annual increases provided for in this section shall be subject to the availability of funds within the budget of the Oklahoma State Bureau of Investigation and shall be in addition to any salary increase, bonus, increase in benefits, or other

remuneration which is provided to employees of the state in their class by the Legislature or by rules of the Office of Personnel Management.

E. Employees holding positions listed for base salary increases in subsection A of this section shall also receive any salary increase, bonus, increase in benefits, or other remuneration which is provided to employees of the state in their class by the Legislature or by the rules of the Office of Personnel Management.

SECTION 2. AMENDATORY 74 O.S. 1991, Section 150.7, is amended to read as follows:

Section 150.7 The Director of the Oklahoma State Bureau of Investigation shall have the following powers, duties and responsibilities:

1. To appoint or dismiss a Deputy Director who shall have the same qualifications as the Director;

2. To supervise the maintaining of all reports and records of the Bureau which shall be kept for at least ten (10) years. Such records shall not be transferred to the custody or control of the State Archives Commission. The Director may, after said ten-year period, order destruction of records deemed to be no longer of value to the Bureau;

3. To report to the Commission at each regular meeting, or as directed by the Commission, the current workload of the Bureau. Such reports shall be submitted by category of the persons or entities authorized to initiate investigations as provided for in subsection A of Section ~~5~~ 150.5 of this ~~act~~ title, and any other category the Commission may request which does not violate the confidentiality restrictions imposed in ~~this act~~ Sections 150.1 through 152.9 of this title. Such reports shall contain the following information:

- a. what types of investigations are pending,
- b. what new types of investigations have been opened,

- c. what types of investigations have been closed, and
- d. what criminal charges have been filed as a result of Bureau investigations.

The reports shall not contain any information on the individual subjects of the investigation or persons questioned in connection with an investigation. These reports shall be open for public inspection; and

4. To designate positions, appoint employees and fix salaries of the Bureau, other than the salaries established by subsection A of Section 1 of this act.

SECTION 3. This act shall become effective July 1, 1998.

SECTION 4. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.

46-2-8331 SD