

STATE OF OKLAHOMA

2nd Session of the 46th Legislature (1998)

HOUSE BILL NO. 3333

By: Erwin

AS INTRODUCED

An Act relating to salaries; amending 19 O.S. 1991, Section 215.30, as last amended by Section 9, Chapter 384, O.S.L. 1997 (19 O.S. Supp. 1997, Section 215.30), which relates to salaries of district attorneys; modifying salary; amending Section 7, Chapter 384, O.S.L. 1997 (20 O.S. Supp. 1997, Section 92.1A), which relates to salaries of district court judges, associate district judges and special judges; prescribing salaries upon commencement of certain term; amending 74 O.S. 1991, Section 250.4, as last amended by Section 1, Chapter 384, O.S.L. 1997 (74 O.S. Supp. 1997, Section 250.4), which relates to salaries of certain state officers; prescribing salaries; and providing an effective date.

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

SECTION 1. AMENDATORY 19 O.S. 1991, Section 215.30, as last amended by Section 9, Chapter 384, O.S.L. 1997 (19 O.S. Supp. 1997, Section 215.30), is amended to read as follows:

Section 215.30 A. Beginning January 1, 1997, each district attorney shall receive a salary of Seventy-one Thousand Six Hundred

Sixty-three Dollars (\$71,663.00) per year, payable monthly.

~~Beginning January 1, 1999, each district attorney shall receive a salary of Eighty-five Thousand Dollars (\$85,000.00) per year, payable monthly.~~

B. All appointees and employees of district attorneys, except special district attorneys appointed pursuant to subsection C of Section 215.37M of this title, shall be deemed to be state officers or employees for all purposes. All special district attorneys appointed pursuant to subsection C of Section 215.37M of this title shall be deemed to be state officers only for purposes of the Governmental Tort Claims Act and Rule 1.11 of the Rules of Professional Conduct for attorneys licensed to practice law in this state.

C. Population, for the purposes of Section 215 et seq. of this title, shall be as determined by the last Federal Decennial Census. The salaries of the district attorneys and the salaries of the assistant district attorneys and their operating and maintenance expenses in each county shall be paid by the state. Provided however:

1. In counties having a population of five hundred fifty thousand (550,000) or more, the salary of the district attorney and assistant district attorneys may be supplemented by the county. Such supplement for the district attorney shall not exceed twenty-five percent (25%) of the salary provided for district attorneys by this section. Such supplement for the assistant district attorneys shall not exceed twenty-five percent (25%) of the salary authorized for assistant district attorneys in Section 215.34 of Title 19 of the Oklahoma Statutes.

2. The salaries and operating expenses of those assistant district attorneys who are assigned to child support enforcement duties shall be paid by funds received as reimbursement from the Department of Human Services under terms of a contract with the

office of the district attorney as authorized by Section 237.1 of Title 56 of the Oklahoma Statutes.

D. The District Attorneys Council, which may hereinafter be referred to as the "Council", a special division of the Attorney General's Office, is hereby designated as the state agency for the administration and disbursement of all salaries and expenses of the offices of district attorneys authorized by law. All such payrolls and claims against State Treasury funds must be approved by the Council prior to submission to the Office of State Finance for payment. The Council and the Director of State Finance shall promulgate reasonable rules and regulations covering the preparation of estimates of needs, budgets and claims for the administration of this act, Section 215.1 et seq. of this title, the transmittal of county funds to the State Treasury and the disbursement of all state and county funds under this act.

SECTION 2. AMENDATORY Section 7, Chapter 384, O.S.L. 1997 (20 O.S. Supp. 1997, Section 92.1A), is amended to read as follows:

Section 92.1A A. Notwithstanding other limits established by law, beginning January 1, 1998, the following judicial officers shall receive compensation for their services, payable monthly as follows:

1. A judge of the district court shall receive a salary of Eighty-eight Thousand Five Hundred Eleven Dollars (\$88,511.00);
2. An associate district judge:
  - a. in a county with a population of thirty thousand (30,000) or more persons shall receive a salary of Eighty-two Thousand and Four Dollars (\$82,004.00),
  - b. in a county with a population of less than thirty thousand (30,000) persons, but not less than ten thousand (10,000) persons shall receive a salary of

Seventy-five Thousand Five Hundred Thirty Dollars  
(\$75,530.00), and

- c. in a county with a population of less than ten thousand (10,000) persons, shall receive a salary of Sixty-nine Thousand Fifty-six Dollars (\$69,056.00);

3. A special judge shall receive a salary of Sixty-nine Thousand Fifty-six Dollars (\$69,056.00).

B. Notwithstanding other limits established by law, from and after the beginning date of any term of office commencing on or after January 1999, the following judicial officers shall receive compensation for their services, payable monthly as follows:

1. A judge of the district court shall receive a salary of Eighty-two Thousand Dollars (\$82,000.00);

2. An associate district judge:

a. in a county with a population of thirty thousand (30,000) or more persons shall receive a salary of Seventy-six Thousand Dollars (\$76,000.00),

b. in a county with a population of less than thirty thousand (30,000) persons, but not less than ten thousand (10,000) persons shall receive a salary of Seventy Thousand Dollars (\$70,000.00), and

c. in a county with a population of less than ten thousand (10,000) persons, shall receive a salary of Sixty-four Thousand Dollars (\$64,000.00);

3. A special judge shall receive a salary of Sixty-four Thousand Dollars (\$64,000.00).

SECTION 3. AMENDATORY 74 O.S. 1991, Section 250.4, as last amended by Section 1, Chapter 384, O.S.L. 1997 (74 O.S. Supp. 1997, Section 250.4), is amended to read as follows:

Section 250.4 Pursuant to provisions of the Constitution of the State of Oklahoma from and after the beginning date of a term of office which commences in, or after, January, 1999, the following

officers of the State of Oklahoma shall be annually compensated for their services, payable monthly, as follows:

1. The Governor shall receive a salary equal to the salary received by the Chief Justice of the Oklahoma Supreme Court;

2. The Lieutenant Governor shall receive a salary equal to the salary received by an associate district judge in a county with a population greater than ten thousand (10,000) and less than thirty thousand (30,000) or Seventy-five Thousand Five Hundred Thirty Dollars (\$75,530.00), whichever is greater;

3. The Attorney General shall receive a salary equal to the salary received by the Presiding Judge of the Court of Civil Appeals;

4. The State Superintendent of Public Instruction shall receive a salary equal to the salary received by a district judge, or Eighty-eight Thousand Five Hundred Eleven Dollars (\$88,511.00), whichever is greater;

5. Each member of the Corporation Commission shall receive a salary equal to the salary received by an associate district judge in a county with a population of over thirty thousand (30,000), or Eighty-two Thousand Four Dollars (\$82,004.00), whichever is greater;

6. The State Treasurer shall receive a salary equal to the salary received by an associate district judge in a county with a population of over thirty thousand (30,000), or Eighty-two Thousand Four Dollars (\$82,004.00), whichever is greater;

7. The State Auditor and Inspector shall receive a salary equal to the salary received by an associate district judge in a county with a population of over thirty thousand (30,000), or Eighty-two Thousand Four Dollars (\$82,004.00), whichever is greater;

8. The State Insurance Commissioner shall receive a salary equal to the salary received by an associate district judge in a county with a population of over thirty thousand (30,000), or

Eighty-two Thousand Four Dollars (\$82,004.00), whichever is greater;

and

9. The Commissioner of Labor shall receive a salary equal to the salary received by a special judge, or Sixty-nine Thousand Fifty-six Dollars (\$69,056.00), whichever is greater.

SECTION 4. This act shall become effective November 1, 1998.

46-2-9363

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