

STATE OF OKLAHOMA

2nd Session of the 47th Legislature (2000)

CONFERENCE COMMITTEE SUBSTITUTE
FOR ENGROSSED
SENATE BILL 1026

By: Shurden of the Senate

and

Leist and Nance of the
House

CONFERENCE COMMITTEE SUBSTITUTE

An Act relating to the Department of Public Safety; amending 47 O.S. 1991, Section 2-105, as last amended by Section 1 of Enrolled Senate Bill No. 992 of the 2nd Session of the 47th Oklahoma Legislature, which relates to Department of Public Safety personnel; modifying references; adding Sergeant rank; deleting obsolete language; modifying outline; amending Section 7, Chapter 245, O.S.L. 1998 (47 O.S. Supp. 1999, Section 2-105.7), as amended by Section 12 of Enrolled Senate Bill No. 959 of the 2nd Session of the 47th Oklahoma Legislature, which relates to the Oklahoma Capitol Patrol Division; abolishing Oklahoma Capitol Patrol Division; creating the Capitol Patrol Section of the Oklahoma Highway Patrol Division of the Department of Public Safety; amending references; providing enforcement authority; deleting obsolete language; providing transfer of officers; providing reclassification; providing educational requirement exception; providing for lateral reclassification; providing conditions for lateral reclassification; providing secondary duties; providing salary increases; amending dates; providing exceptions; moving language; allowing certain members of the Oklahoma Law Enforcement Retirement System to purchase certain prior service credit; specifying payments to be made; providing restrictions; providing period for application to purchase credit; amending 47 O.S. 1991, Section 2-313, as last amended by Section 1, Chapter 181, O.S.L. 1996 (47 O.S. Supp. 1999, Section 2-313), which relates to weapons, badges, and official license plates; amending references; allowing certain officers to retain license plate upon disability retirement; providing retention of license plate by spouse or next-of-kin of officer who dies during appointment; providing for codification; providing for recodification; providing effective dates; and declaring an emergency.

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

SECTION 1. AMENDATORY 47 O.S. 1991, Section 2-105, as last amended by Section 1 of Enrolled Senate Bill No. 992 of the 2nd Session of the 47th Oklahoma Legislature, is amended to read as follows:

Section 2-105. A. The Commissioner, subject to the Oklahoma Personnel Act, Section 840-1.1 et seq. of Title 74 of the Oklahoma Statutes, shall appoint:

1. A Chief of the Oklahoma Highway Patrol Division with the rank of Colonel, Assistant Chief of the Oklahoma Highway Patrol Division with the rank of Lieutenant Colonel, and subordinate officers and employees of the Oklahoma Highway Patrol Division, including Colonels, Majors, Captains, First Lieutenants, Supervisors with the rank of Second Lieutenant, Sergeants and Patrolmen with the rank of Trooper, who shall comprise the Oklahoma Highway Patrol Division of the Department of Public Safety;

2. A First Lieutenant, Supervisors with the rank of Second Lieutenant, Sergeants, and Patrolmen who shall comprise the Lake Patrol Section of the Oklahoma Highway Patrol Division of the Department of Public Safety;

3. A ~~Commander of the Oklahoma Capitol Patrol Division with the rank of~~ First Lieutenant, Supervisors with the rank of Second Lieutenant, Sergeants, and Patrolmen, who shall comprise the ~~Oklahoma~~ Capitol Patrol Section of the Oklahoma Highway Patrol Division of the Department of Public Safety; and

4. A Director of the Communications Division with the rank of Captain, Communications Coordinators with the rank of First Lieutenant, Communications Superintendents with the rank of Second Lieutenant, Communications Supervisors with the rank of Sergeant, Communications Dispatchers, Radio Technicians and Tower Maintenance Officers who shall comprise the Communications Division of the Department of Public Safety.

B. 1. The Commissioner, when appointing commissioned officers and employees to the positions set out in subsection A of this section, shall determine, in consultation with the Administrator of the Office of Personnel Management, minimum qualifications and shall select such officers and employees only after examinations to determine their physical and mental qualifications for such positions. The content of the examinations shall be prescribed by the Commissioner, and all such appointees shall satisfactorily complete a course of training in operations and procedures as prescribed by the Commissioner.

2. No person shall be appointed to any position set out in subsection A of this section unless the person is a citizen of the United States of America, of good moral character, and:

a. for commissioned officer positions, shall be not less than twenty-one (21) years of age nor more than thirty-five (35) years of age, and shall possess:

~~(1) for any person appointed to the Oklahoma Highway Patrol Division on or before December 31, 1998, a minimum of thirty (30) successfully completed semester hours from a college or university which is recognized by and accepted by the American Association of Collegiate Registrars and Admissions Officers and whose hours are transferrable between such recognized institutions,~~

~~(2)~~ for any person appointed to the Oklahoma Highway Patrol Division on or after January 1, 1999, an associate's degree or a minimum of sixty-two (62) successfully completed semester hours from a college or university which is recognized by and accepted by the American Association of Collegiate Registrars and Admissions Officers and

whose hours are transferrable between such recognized institutions,

~~(3)~~ (2) for any person appointed to the Oklahoma Highway Patrol Division on or after July 1, 2004~~7~~:

- i. a bachelor's degree from a college or university which is recognized by and accepted by the American Association of Collegiate Registrars and Admissions Officers and whose hours are transferrable between such recognized institutions, or
- ii. an associate's degree or a minimum of sixty-two (62) successfully completed semester hours from a college or university which is recognized by and accepted by the American Association of Collegiate Registrars and Admissions Officers and whose hours are transferable between such recognized institutions and at least two (2) years' experience as a Council on Law Enforcement Education and Training (C.L.E.E.T.) certified law enforcement officer, ~~or~~

~~(4) for any person appointed to the Oklahoma Capitol Patrol Division, a high school diploma or General Educational Development equivalency certificate; shall possess either six (6) months of previous experience in law enforcement or security work or fifteen (15) successfully completed semester hours from a college or university which is recognized and accepted by the American Association of Collegiate Registrars and Admissions Officers and whose hours are~~

~~transferrable between such recognized
institutions, or~~

- b. for any such position in the Communications Division, a person shall be at least twenty (20) years of age and shall possess a high school diploma or General Educational Development equivalency certificate; shall possess either six (6) months of previous experience as a dispatcher or fifteen (15) successfully completed semester hours from a college or university which is recognized by and accepted by the American Association of Collegiate Registrars and Admissions Officers and whose hours are transferrable between such recognized institutions.

3. No commissioned officer of the Department shall, while in such position, be a candidate for any political office or take part in or contribute any money or other thing of value, directly or indirectly, to any political campaign or to any candidate for public office. Anyone convicted of violating the provisions of this paragraph shall be guilty of a misdemeanor and shall be punished as provided by law.

4. The Commissioner or any employee of the Department shall not be a candidate for any political office, or in any way be active or participate in any political contest of any Primary, General, or Special Election, except to cast a ballot. No commissioned officer of the Department, while in the performance of the officer's assigned duty of providing security and protection, shall be considered as participating in a political campaign. The provisions of this paragraph shall not be construed to preclude a commissioned officer of the Oklahoma Highway Patrol Division of the Department of Public Safety from being a candidate for a position on a local board of education.

5. Drunkenness or being under the influence of intoxicating liquors shall be sufficient grounds for the removal of any commissioned officer of the Department, in and by the manner provided for in this section.

C. 1. Upon initial appointment to the position of Patrolman or Communications Dispatcher, the appointed employee shall be required to serve an initial probationary period of twelve (12) months. The Commissioner may extend the probationary period for up to three (3) additional months provided that the employee and the Office of Personnel Management are notified in writing as to such action and the reasons therefor. During such probationary period, the employee may be terminated at any time and for any reason at the discretion of the Commissioner. Retention in the service after expiration of the initial probationary period shall entitle such employee to be classified as a permanent employee and the employee shall be so classified. No permanent employee may be discharged or removed except as provided for in this section.

2. A commissioned officer of the Oklahoma Highway Patrol Division may be promoted during the initial probationary period if such officer satisfactorily completes all training requirements prescribed by the Commissioner.

D. 1. No permanent employee, as provided for in this section, who is a commissioned officer of the Department, may be suspended without pay or dismissed unless the employee has been notified in writing by the Commissioner of such intended action and the reasons therefor. No such notice shall be given by the Commissioner unless sworn charges or statements have been obtained to justify the action.

2. Whenever such charges are preferred, the Commissioner may suspend the accused pending the hearing and final determination of such charges. If the charges are not sustained in whole or in part, the accused shall be entitled to pay during the period of such

suspension. If the charges are sustained in whole or in part, the accused shall not receive any pay for the period of such suspension.

3. Commissioned officers of the Department of Public Safety are not entitled to appeal intraagency transfer to the Oklahoma Merit Protection Commission pursuant to the Oklahoma Personnel Act, Section 840-1.1 et seq. of Title 74 of the Oklahoma Statutes, unless transfer is in violation of Section 840-2.5 or 840-2.9 of Title 74 of the Oklahoma Statutes.

4. The Department of Public Safety shall follow the uniform grievance procedure established and adopted by the Office of Personnel Management for permanent classified employees, except for those employees who are commissioned officers of the Department. The Department of Public Safety shall establish and adopt a proprietary grievance procedure for commissioned officers of the Department which is otherwise in compliance with the provisions of Section 840-6.2 of Title 74 of the Oklahoma Statutes.

E. 1. The Commissioner is hereby authorized to purchase and issue uniforms and necessary equipment for all commissioned officers of the Department. All uniforms and equipment shall be used only in the performance of the official duties of such officers and shall remain the property of the Department, except as provided in Section 2-313 of this title.

2. Each of said commissioned officers assigned to the Department of Public Safety shall be entitled to traveling, telephone, and telegraph expenses while away from the city or town designated by the Chief of the Oklahoma Highway Patrol Division as headquarters, when such expense is incurred in service of the state.

F. The position of Chief of the Oklahoma Highway Patrol Division shall be filled from the body of commissioned officers of the Oklahoma Highway Patrol Division and appointment to said position shall be based on qualifications, previous record as a

commissioned officer of the Oklahoma Highway Patrol Division, length of service, and efficiency of service performed.

G. The Commissioner of Public Safety is hereby authorized to send employees of the Department of Public Safety to such schools as Northwestern University Traffic Institute, Northwestern University Police Administrator's Institute, the National Police Academy conducted by the Federal Bureau of Investigation, or to any other such schools of similar training which would be conducive to improving the efficiency of the Oklahoma Highway Patrol Division and the Department of Public Safety.

H. Any former commissioned officer of the Department whose separation from the Department was at such officer's own request and not a result of such officer's own actions contrary to the policy of the Department may make application for reinstatement as a commissioned officer of the division or section of the Department in which such officer was previously employed, provided such reinstated officer will be able to complete twenty (20) years of credited service by the time the reinstated officer reaches fifty-five (55) years of age. The Commissioner may waive the requirements of possessing the number of semester hours or degree as required in subsection B of this section for any former commissioned officer making application for reinstatement as a commissioned officer of the Department. The Commissioner may require the applicant for reinstatement to attend selected courses of instruction, as prescribed by the Commissioner. In the event of future hostilities wherein the Congress of the United States declares this nation in a state of war with a foreign nation, including military service brought about by the Vietnam War, any period of military service served by a commissioned officer of the Department shall be considered as continued service with such Department, provided such commissioned officer returns to duty within sixty (60) days after release from military service.

SECTION 2. AMENDATORY Section 7, Chapter 245, O.S.L. 1998 (47 O.S. Supp. 1999, Section 2-105.7), as amended by Section 12 of Enrolled Senate Bill No. 959 of the 2nd Session of the 47th Oklahoma Legislature, is amended to read as follows:

Section 2-105.7 A. ~~There is hereby created~~ Effective January 1, 2001, the Oklahoma Capitol Patrol Division ~~within of~~ the Department of Public Safety is hereby abolished.

B. ~~The Oklahoma Capitol Patrol Division shall have the authority~~ There is hereby created within the Oklahoma Highway Patrol Division of the Department of Public Safety a Capitol Patrol Section which shall consist of such employees as may be necessary to provide law enforcement services to all state buildings and properties, including grounds appurtenant thereto, within Oklahoma County and Tulsa Counties and County. All commissioned officers of the Capitol Patrol Section as designated by the Commissioner shall have the authority to enforce all parking, traffic, and criminal laws within Oklahoma County and Tulsa Counties County, and shall have the authority to perform other law enforcement duties within the state as prescribed by the Commissioner of Public Safety.

C. ~~Law enforcement personnel in the Division shall have the powers vested by law in peace officers in this state except the service or execution of civil process and shall be so deemed and taken in all courts having jurisdiction of offenses against the laws of this state.~~ Effective January 1, 2001, all commissioned officers in the Oklahoma Capitol Patrol Division of the Department of Public Safety and the powers, duties, responsibilities and authority of the Division are hereby transferred to the Capitol Patrol Section of the Oklahoma Highway Patrol Division of the Department of Public Safety as established in subsection B of this section. Each officer classified as a Capitol Patrol Trainee on December 31, 2000, shall be reclassified as a Patrol Trainee, each officer classified as Probationary Capitol Patrolman on December 31, 2000, shall be

reclassified as a Probationary Patrolman, each officer classified as a Capitol Patrol Officer on December 31, 2000, shall be reclassified as a Patrolman, each officer classified as a Capitol Patrol Sergeant on December 31, 2000, shall be reclassified as a Patrol Sergeant, each officer classified as a Capitol Patrol Supervisor on December 31, 2000, shall be reclassified as a Patrol Supervisor with the rank of Second Lieutenant, and each officer classified as a Capitol Patrol Commander on December 31, 2000, shall be reclassified as a Patrol First Lieutenant as established in subsection G of this section. Officers transferred pursuant to the provisions of this subsection, except as provided in subsection D of this section, shall not be required to meet the educational requirements set forth in paragraph 2 of subsection B of Section 2-105 of this title.

D. After January 1, 2001, any officer set out in subsection C of this section may request reclassification to the equivalent lateral position, rank, and salary within the Oklahoma Highway Patrol Division and shall be reclassified to the position if the officer:

1. Meets the requirements of paragraph 2 of subsection B of Section 2-105 of this title. Provided, the officer shall be exempt from the maximum age limitation;

2. Satisfactorily completes a Patrol Academy of the Department of Public Safety; and

3. Serves a twelve-month probationary period which shall commence upon entering the Patrol Academy required by paragraph 2 of this subsection.

Such reclassified officer shall be subject to reassignment as determined by the Chief of the Oklahoma Highway Patrol Division.

E. All commissioned officers of the Capitol Patrol Section of the Oklahoma Highway Patrol Division of the Department of Public Safety shall have, in addition to their primary duty as prescribed in subsection B of this section, a secondary duty to enforce all

state statutes, to make arrests for violations and to perform other duties as prescribed by the Commissioner of Public Safety in accordance with Section 2-117 of this title.

D. F. The Department of Central Services and the Oklahoma Capitol Improvement Authority shall provide office and operations space for the ~~Oklahoma Capitol Patrol Division~~ Section of the Oklahoma Highway Patrol Division of the Department of Public Safety.

E. G. 1. Effective ~~October 1, 2000~~ January 1, 2001, the annual salaries for the commissioned officers within the ~~Oklahoma Capitol Patrol~~ Section of the Oklahoma Highway Patrol Division of the Department of Public Safety shall be in accordance and conformity with the following salary schedule and as prescribed by paragraph 2 of this subsection, exclusive of longevity pay, as authorized by Section 840-2.18 of Title 74 of the Oklahoma Statutes, expense allowance, as authorized by Section 2-130 of this title, and irregular shift pay, as authorized by Section 2-130.1 of this title:

Capitol Patrol Commander <u>First Lieutenant</u>	\$40,266.00
	<u>\$55,143.00</u>
Capitol Patrol Supervisor	\$36,276.00
	<u>\$51,206.00</u>
Capitol Patrol Sergeant	\$34,624.00
	<u>\$49,546.00</u>
Capitol Patrolman	
Step 1	\$24,922.00
	<u>\$27,000.00</u>
Step 2	\$25,284.00
	<u>\$28,200.00</u>
Step 3	\$25,854.00
	<u>\$29,458.00</u>
Step 4	\$26,442.00
	<u>\$30,776.00</u>
Step 5	\$27,044.00

	<u>\$32,157.00</u>
Step 6	\$27,642.00
	<u>\$33,604.00</u>
Step 7	\$28,278.00
	<u>\$35,121.00</u>
Step 8	\$28,916.00
	<u>\$36,711.00</u>
Step 9	\$29,578.00
	<u>\$38,377.00</u>
Step 10	\$30,254.00
	<u>\$40,123.00</u>
Step 11	\$30,944.00
	<u>\$41,953.00</u>
Step 12	\$31,634.00
	<u>\$43,871.00</u>
Step 13	\$32,344.00
	<u>\$45,881.00</u>
Step 14	\$33,030.00
	<u>\$47,987.00</u>
Probationary Capitol Patrolman	\$23,179.00
	<u>\$26,454.00</u>
Capitol Patrol Trainee	\$21,070.00
	<u>\$24,348.00</u>

2. ~~Each Capitol~~ On January 1, 2001, each Patrolman shall be assigned and the salary of such Patrolman shall be adjusted to the salary schedule provided for in paragraph 1 of this subsection. Such initial adjustment of salaries shall be to the step which number corresponds to the number of completed years of service such Patrolman has accumulated in the former Oklahoma Capitol Patrol Division of the Department of Public Safety. Provided, however, no such Patrolman shall receive less than the salary the Patrolman was receiving on ~~September 30, 2000~~ December 31, 2000. If the number of

completed years of service of such Patrolman exceeds fourteen (14) years on ~~October 1, 2000~~ January 1, 2001, then said Patrolman shall be assigned to, and the salary of such Patrolman shall be adjusted to, Step 14 of said salary schedule.

3. ~~Each Capitol~~ After January 1, 2001, each Patrolman shall receive upon the anniversary date of the Patrolman an annual salary increase to the next higher step of the salary schedule provided for in paragraph 1 of this subsection if such Patrolman, within the preceding twelve-month period:

- a. has achieved a satisfactory Performance Rating Score,
- b. has not received any disciplinary action which has resulted in any suspension from the Department for a period of ten (10) or more days, and
- c. has not received any disciplinary action which has resulted in demotion.

4. ~~Notwithstanding the provisions of~~ Except as provided in paragraphs 1, 2, and 3 of this subsection, in any twelve-month period no ~~Capitol~~ Patrolman shall receive:

- a. a salary increase which exceeds an increase to the next higher step of the salary schedule provided for in paragraph 1 of this subsection, or
- b. more than one such salary increase to the step of the salary schedule provided for in paragraph 1 of this subsection, unless salary increases are authorized by the Legislature.

Provided, however, such Patrolman shall receive the salary increase which results from a promotion to another position within the ~~Oklahoma Capitol Patrol Division~~ Section.

5. The steps prescribed for the position of ~~Capitol~~ Patrolman in the salary schedule provided for in paragraph 1 of this subsection are for salary and compensation purposes only. No ~~Capitol~~ Patrolman shall be reassigned to another such step of said

salary schedule for the purposes of demotion, discipline, promotion, incentive, reward or for any other reason other than the salary ~~increase~~ increases provided for in paragraph 1, 2, and 3 ~~or 4~~ of this subsection.

6. ~~The provisions of this subsection shall supersede all existing laws covering the salaries for the positions in the Oklahoma Capitol Patrol Division of the Department of Public Safety.~~

~~7.~~ Upon graduation from the Council on Law Enforcement Education and Training Academy, each ~~Capitol~~ Patrol Trainee shall be promoted to and shall receive the salary for the position of Probationary ~~Capitol~~ Patrolman. Upon completion of the one-year probationary period, as required in subsection C of Section 2-105 of this title, each Probationary ~~Capitol~~ Patrolman shall be promoted to and shall receive the salary for Step 1 of the position of ~~Capitol~~ Patrolman, as provided for in paragraph 1 of this subsection. Thereafter, the salary of such Patrolman shall be subject to the provisions of this subsection.

H. The provisions of this section shall supersede all existing laws covering the salaries for the commissioned officers in the Capitol Patrol Section of the Oklahoma Highway Patrol Division of the Department of Public Safety.

SECTION 3. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 309.8 of Title 47, unless there is created a duplication in numbering, reads as follows:

A. Effective July 1, 2000, any state employee who is employed in a commissioned officer position of the Oklahoma Highway Patrol Division, including the Capitol Patrol Section and the Lake Patrol Section of the Department of Public Safety, the Oklahoma State Bureau of Investigation, the Oklahoma Bureau of Narcotics and Dangerous Drugs Control, the Alcoholic Beverage Laws Enforcement Commission, a Parks Ranger of the Tourism and Recreation Department, and a Pharmacy Inspector of the Pharmacy Board shall be eligible for

service credit for employment prior to July 1, 1993, if the employee was in a commissioned officer position in the former Oklahoma Capitol Patrol Division, the former Mansion Security, and the former Training Center Security of the Department of Public Safety and the employee was a full-time, active employee eligible for all state employee benefits.

B. Upon payment to the Oklahoma Law Enforcement Retirement System of the employee contribution the member would have been subject to had the member been a member of the System at the time, plus five percent (5%) interest, any eligible member of the System shall receive credit for not to exceed five (5) years of prior service as provided in paragraph A of this section, provided the member is not receiving or eligible to receive retirement credit or benefits for such service in any other public retirement system. Service credit received pursuant to this section shall be used in determining the member's retirement benefit but shall not be used in determining years of service for retirement or vesting purposes.

C. To receive credit for such service, an eligible member, as provided in this section, who became a member of the System prior to July 1, 1993, shall make application to the Board in writing for such service prior to July 1, 2001.

SECTION 4. AMENDATORY 47 O.S. 1991, Section 2-313, as last amended by Section 1, Chapter 181, O.S.L. 1996 (47 O.S. Supp. 1999, Section 2-313), is amended to read as follows:

Section 2-313. A. A ~~retired member~~ commissioned officer of the Oklahoma Highway Patrol Division of the Department of Public Safety, including the Capitol Patrol Division or Section and the Lake Patrol Division of the Department of Public Safety Section, shall be entitled to receive upon retirement, by reason of length of service, the continued custody and possession of the sidearm and badge carried by ~~such member~~ the retired officer immediately prior to retirement. In addition to the sidearm carried by ~~such member~~ the

retired officer immediately prior to retirement, the ~~member~~ retired officer may purchase the rifle or shotgun issued to the ~~member~~ retired officer immediately prior to retirement. The cost of purchasing the weapon shall be the replacement value for a new weapon and upon payment of that price, the ~~member~~ retired officer shall be entitled to ownership of the weapon. Any records regarding the ownership of the weapon shall be modified to reflect the transfer to the ~~member~~ retired officer. Proceeds from the purchase of the weapon shall be deposited in the Department of Public Safety Revolving Fund.

B. In the event a ~~member~~ commissioned officer of the Oklahoma Highway Patrol Division of the Department of Public Safety, including the Capitol Patrol Section and the Lake Patrol Section, retires by reason of disability, ~~such member~~ the retired officer shall be entitled to receive the continued custody and possession of the sidearm issued to the retired officer immediately prior to retirement upon written approval of the Commissioner of the Department of Public Safety.

C. A ~~retired member~~ commissioned officer of the Oklahoma Highway Patrol Division of the Department of Public Safety, including the Capitol Patrol Division or Section and the Lake Patrol Division of the Department of Public Safety Section, shall be entitled to receive, upon retirement by reason of length of service or disability, the continued custody and possession of the official license plate issued for the vehicle that was assigned to the ~~member~~ retired officer immediately prior to retirement, provided the license plate shall not be placed on any motor vehicle. The provisions of this subsection shall apply to any ~~member~~ officer retiring on or after April 1, 1993, if the official license plate is available.

D. Custody and possession of the sidearm, badge and official license plate of a ~~member killed in the line of duty~~ commissioned

officer of the Oklahoma Highway Patrol Division of the Department of Public Safety, including the Capitol Patrol Section and the Lake Patrol Section, who dies during his or her appointment may be awarded by the Commissioner to the spouse or next-of-kin of the deceased ~~member~~ officer, provided the license plate shall not be placed on any motor vehicle. The authority of the Commissioner to award the license plate to the spouse or next-of-kin shall apply if the deceased ~~member was killed~~ officer died on or after ~~April 1, 1993~~ January 1, 2001, if the official license plate is available.

SECTION 5. RECODIFICATION 47 O.S. 1991, Section 2-313, as last amended by Section 3 of this act, shall be recodified as Section 2-150 of Title 47 of the Oklahoma Statutes, unless there is created a duplication in numbering.

SECTION 6. Sections 1, 2, 4 and 5 of this act shall become effective January 1, 2001.

SECTION 7. Section 3 of this act shall become effective July 1, 2000.

SECTION 8. 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.