

ENGROSSED HOUSE
BILL NO. 2653

By: Benson, Settle, Glover,
Adair, Askins, Begley,
Braddock, Collins, Covey,
Cox, Easley, Ervin, Fields,
Gilbert, Hilliard, Kirby,
Leist, Lindley, McCarter,
Mitchell, Nations,
Ostrander, Roberts, Ross,
Staggs, Thomas and Turner
of the House

and

Taylor, Haney, Hobson,
Mickle, Williams, Rozell,
Capps, Leftwich, Fisher,
Henry, Morgan, Crutchfield,
Stipe, Dickerson, Horner,
Cain, Kerr, Harrison,
Easley, Littlefield,
Wilkerson, Herbert, Monson,
Helton, Muegge, Price,
Maddox, Rabon, Long, Weedn
and Robinson of the Senate

(teacher salaries - increase certified personnel
salaries - amending 70 O.S., Section 18-114.7 -
minimum salary schedule - codification - effective
date -

emergency)

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

SECTION 1. The salary level of state-paid certified personnel,
as defined in Section 26-103 of Title 70 of the Oklahoma Statutes,
employed by local public school districts, local area vocational-
technical school districts, and the State Department of
Rehabilitation Services who were employed in a public school
district or state agency during the 1999-2000 school year, shall be
increased by at least Three Thousand Dollars (\$3,000.00) or at least
Five Thousand (\$5,000.00) for science or mathematics certified

personnel for the 2000-01 school year unless the hours or the duties of the employees are reduced proportionately. The salary increase provided for in this section shall be in addition to, and not as a replacement for, any portion of any salary which would have been received by a certified employee in the absence of this legislation and shall be in addition to the yearly step increase the certified employee receives pursuant to Section 18-114.7 of Title 70 of the Oklahoma Statutes. A school district shall have the option of providing the salary increase to the superintendent of that school district. Funding for any salary for a superintendent given pursuant to this section shall be provided from local revenue.

For certified personnel whose salary is funded partially by federal funds, the salary increase provided for in this section shall be prorated based on the percentage of the salary that is state funded.

For certified personnel who are employed for less than a full six-hour school day by any one or more school districts, the salary increase provided for in this section shall be prorated based on the number of hours worked by the certified employee.

SECTION 2. There is hereby appropriated to the State Board of Education from any monies not otherwise appropriated from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 2001, the sum of One Hundred Fifty-seven Million Eight Hundred Seventy-one Thousand Three Hundred Forty-eight Dollars (\$157,871,348.00) or so much thereof as may be necessary to comply with the provisions of this act and to cover the cost of employer contribution payments mandated by Section 17-108.1 of Title 70 of the Oklahoma Statutes and employer Federal Insurance Contributions Act (F.I.C.A.) payments attributable to the salary increases provided for in Section 1 of this act. The State Department of Education shall disburse these monies to local school districts on a monthly basis beginning September 1, 2000. To determine the amount

of the initial disbursements for each school district, the State Board of Education shall use the data of the number of certified personnel as reported in the final Oklahoma Annual Certified Personnel Report for FY 2000. After February 1, 2001, the disbursements shall be adjusted based on the final Oklahoma Annual Certified Personnel Report for FY 2001.

SECTION 3. There is hereby appropriated to the State Department of Rehabilitation Services from any monies not otherwise appropriated from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 2001, the sum of Two Hundred Ninety Thousand Eight Hundred Ten Dollars (\$290,810.00) or so much thereof as may be necessary to comply with the provisions of this act and to cover the cost of employer contribution payments mandated by Section 17-108.1 of Title 70 of the Oklahoma Statutes and Section 920 of Title 74 of the Oklahoma Statutes and employer Federal Insurance Contributions Act (F.I.C.A.) payments attributable to the salary increases provided for in Section 1 of this act.

SECTION 4. There is hereby appropriated to the State Board of Vocational and Technical Education from any monies not otherwise appropriated from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 2001, the sum of Six Million Six Hundred Seventy Thousand Eight Hundred Sixty Dollars (\$6,670,860.00) or so much thereof as may be necessary to comply with the provisions of this act and to cover the cost of employer contribution payments mandated by Section 17-108.1 of Title 70 of the Oklahoma Statutes and employer Federal Insurance Contributions Act (F.I.C.A.) payments attributable to the salary increases provided for in Section 1 of this act.

SECTION 5. AMENDATORY 70 O.S. 1991, Section 18-114.7, as last amended by Section 2, Chapter 380, O.S.L. 1998 (70 O.S. Supp. 1999, Section 18-114.7), is amended to read as follows:

Section 18-114.7 A. Beginning with the ~~1998-99~~ 2000-01 school year, teachers in the public schools of Oklahoma shall receive in salary and/or fringe benefits not less than the amounts specified in the following schedule:

MINIMUM SALARY SCHEDULE

Years of Experience	Bachelor's Degree	Master's Degree	Doctor's Degree
0	\$24,060	\$25,166	\$26,272
1	\$25,221	\$26,327	\$27,433
2	\$25,553	\$26,659	\$27,765
3	\$25,885	\$26,991	\$28,097
4	\$26,217	\$27,323	\$28,429
5	\$26,549	\$27,655	\$28,761
6	\$26,881	\$27,987	\$29,093
7	\$27,213	\$28,319	\$29,425
8	\$27,545	\$28,651	\$29,757
9	\$27,877	\$28,983	\$30,089
10	\$28,209	\$29,315	\$30,421
11	\$28,541	\$29,647	\$30,753
12	\$28,873	\$29,979	\$31,085
13	\$29,205	\$30,311	\$31,417
14	\$29,537	\$30,643	\$31,749
15	\$29,869	\$30,975	\$32,081
16	\$30,201	\$31,307	\$32,413
17	\$30,533	\$31,639	\$32,745
18	\$30,865	\$31,971	\$33,077
19	\$31,197	\$32,303	\$33,409
20	\$31,529	\$32,635	\$33,741
21	\$31,861	\$32,967	\$34,073
22	\$32,193	\$33,299	\$34,405
23	\$32,525	\$33,631	\$34,737
24	\$32,857	\$33,963	\$35,069

25	\$33,189	\$34,295	\$35,401
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For the 2000-01 school year, any amounts received pursuant to Section 1 of this act shall count towards the minimum salary schedule established in this section for those teachers who qualified for the salary increase under Section 1 of this act.

When determining the Minimum Salary Schedule, "fringe benefits" shall mean all or part of hospital or medical benefits, and sickness, accident, health or life insurance, and retirement benefits, excluding the contributions made pursuant to subsection A of Section 17-108.1 of this title and the flexible benefit allowance pursuant to ~~Section 7 of this act~~ Section 26-105 of this title from the flexible benefit allowance funds disbursed by the State Board of Education and the State Board of Vocational and Technical Education pursuant to ~~Section 6 of this act~~ Section 26-104 of this title. Any of the degrees referred to in this section shall be from a college recognized by the State Board of Education. The State Board of Education shall accept teaching experience from out-of-state school districts that are accredited by the State Board of Education or appropriate state accrediting agency for said districts. For the purpose of state salary increments and retirement, no teacher shall be granted credit for more than five (5) years' active duty in the military service, or out-of-state teaching experience as a certified teacher or its equivalent. Nothing in this section shall prohibit boards of education from crediting more years of experience on local salary schedules than those allowed for state purposes. The State Board of Education shall recognize, for purposes of certification and salary increments, the years of experience of a certified teacher who teaches in the Department of Corrections' educational program beginning with fiscal year 1981. The State Board of Education shall recognize for purposes of certification and salary increments the years of experience of a Vocational Rehabilitation Counselor under the Department of Human Services if such counselor was employed as a certified teacher by the State Department of Education when the Division of Vocational Rehabilitation was transferred from the State Board for Vocational Education or the State Board of Education to the Oklahoma Public Welfare Commission on July 1, 1968.

B. The State Board of Education shall recognize for purposes of certification and salary increments all of the years of experience a:

1. Vocational Rehabilitation Counselor completed while employed by the Department of Human Services if such counselor was certified as a teacher or was eligible for certification as a teacher in Oklahoma;

2. Certified teacher completed while employed by the Department of Human Services Child Study Center at University Hospital, if the teacher was certified as a teacher in Oklahoma; and

3. Certified school psychologist or psychometrist completed while employed as a doctoral intern, psychological assistant, or psychologist with any agency of the State of Oklahoma if such experience primarily involved work with persons of school or pre-school age and if such person was, at the time the experience was acquired, certified as, or eligible for certification as, a school psychologist or psychometrist.

SECTION 6. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 5009.5 of Title 63, unless there is created a duplication in numbering, reads as follows:

A. The Oklahoma Health Care Authority shall provide Medicaid services for persons who meet the income standards of the Qualified Medicare Beneficiary (QMB) Program.

B. It is the intent of the Legislature that senior citizens who meet the income standards of the Qualified Medicare Beneficiary (QMB) Program receive three prescription medications to improve their quality of life.

SECTION 7. A. Effective July 1, 2000, all full-time and part-time officers and employees, including temporary and other limited-term employees, of the state who were employed by the state on the last working day of December 1999 shall be awarded an annualized

salary increase equal to Two Thousand Five Hundred Dollars (\$2,500.00), after any other adjustments are made.

B. As used in this section, "temporary employees" are those persons who:

1. Are not full-time or permanent employees;
2. Are not otherwise excluded by subsection G of this section;

and

3. Are compensated by an agency, board, commission or department or other employing entity for a limited duration and without any subjective expectation by either the employer or the employee that the employment will become permanent.

C. Except for those personnel specifically excluded from eligibility for any increase or advancement in salary pursuant to this section, the salary increase provided by this section shall be applicable to:

1. County election board secretaries;
2. Employees of county health departments; and
3. Employees of a soil conservation district.

D. Part-time employees shall receive a prorated annualized increase provided for in this section.

E. Employees eligible for the increase provided for in this section who are on leave without pay on July 1, 2000, shall receive an annualized increase, effective upon their return to work, but shall not receive any increase for a period of time prior to the return to work.

F. Employees who leave the state service before July 1, 2000, and who are reinstated or reemployed in the state service during July 2000 without a break in service, who are otherwise eligible for the pay increase provided for in this section, shall be granted such raise effective immediately upon such reinstatement or reemployment. As used in this subsection, "break in service" is defined as a

period of time in excess of thirty (30) calendar days between two periods of state employment.

G. The following officers and employees shall be ineligible for a pay increase pursuant to this section and nothing, except as otherwise provided by Section 840-2.17 of Title 74 of the Oklahoma Statutes, shall be construed to authorize any increase or advancement of the salaries of:

1. Any elected official prohibited from receiving a salary increase pursuant to Section 10 of Article XXIII of the Oklahoma Constitution;

2. Any cabinet secretary whose salary is governed by Section 10.5 of Title 74 of the Oklahoma Statutes;

3. Any justice or judge whose salary is governed by Section 3.1, 30.2A, 31.2 or 92.1A of Title 20 of the Oklahoma Statutes or by Section 1.2 or 1.2A of Title 85 of the Oklahoma Statutes;

4. Any district attorney whose salary is governed by Section 215.30 of Title 19 of the Oklahoma Statutes;

5. Officers and employees of institutions under the administrative authority of the Oklahoma State Regents for Higher Education;

6. Persons employed pursuant to Section 1806.1 of Title 74 of the Oklahoma Statutes;

7. Persons employed pursuant to Section 1.6a of Title 53 of the Oklahoma Statutes; and

8. Persons who are employed or under contract pursuant to subsection B of Section 1419 of Title 10 of the Oklahoma Statutes.

SECTION 8. This act shall become effective July 1, 2000.

SECTION 9. 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.

Passed the House of Representatives the 9th day of February,
2000.

Speaker of the House of
Representatives

Passed the Senate the ____ day of _____, 2000.

President of the Senate