

STATE OF OKLAHOMA

1st Session of the 47th Legislature (1999)

SENATE BILL NO. 26

By: Easley

AS INTRODUCED

An Act relating to county officers; amending 19 O.S. 1991, Section 180.62, as last amended by Section 1, Chapter 195, O.S.L. 1998 (19 O.S. Supp. 1998, Section 180.62), which relates to basic salaries; modifying basic salaries for certain counties; requiring recalculation of basic salary; modifying basic salaries for future elected county officers; amending Section 6, Chapter 334, O.S.L. 1993, as last amended by Section 3, Chapter 258, O.S.L. 1998 (19 O.S. Supp. 1998, Section 180.74), which relates to basic salaries; applying basic salaries to certain county officers; modifying basic salaries for certain counties; requiring recalculation of basic salary; modifying basic salaries for future elected county officers; applying provisions to certain elective county officers; and declaring an emergency.

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

SECTION 1. AMENDATORY 19 O.S. 1991, Section 180.62, as last amended by Section 1, Chapter 195, O.S.L. 1998 (19 O.S. Supp. 1998, Section 180.62), is amended to read as follows:

Section 180.62 A. ~~The~~ Except as provided in subsection B of this section, upon the effective date of this act, the basic salaries of county officers upon which all salaries and future increases or decreases thereof shall be computed, shall be and recalculated, if necessary, as follows:

1. In every county having a net valuation of all tangible taxable property, as defined in Sections 180.58 and 180.59 of this title, of Forty Million Dollars (\$40,000,000.00) or less, the basic salary of each of the county officers named in paragraph 1 of Section 180.61 of this title shall not be less than Nineteen Thousand Dollars (\$19,000.00) per annum nor shall it exceed Thirty-nine Thousand Dollars (\$39,000.00) per annum;

2. In every county having a net valuation of all tangible taxable property, as defined in Sections 180.58 and 180.59 of this title, of more than Forty Million Dollars (\$40,000,000.00) but not more than Eighty Million Dollars (\$80,000,000.00), the basic salary of each of the county officers named in paragraph 1 of Section 180.61 of this title shall not be less than Twenty-two Thousand Five Hundred Dollars (\$22,500.00) per annum nor shall it exceed Forty-two Thousand Five Hundred Dollars (\$42,500.00) per annum;

3. In every county having a net valuation of all tangible taxable property, as defined in Sections 180.58 and 180.59 of this title, of more than Eighty Million Dollars (\$80,000,000.00) but not more than Three Hundred Million Dollars (\$300,000,000.00), the basic salary of each of the county officers named in paragraph 1 of Section 180.61 of this title shall not be less than Twenty-four Thousand Five Hundred Dollars (\$24,500.00) per annum nor shall it exceed Forty-four Thousand Five Hundred Dollars (\$44,500.00) per annum;

4. In every county having a net valuation of all tangible taxable property, as defined in Sections 180.58 and 180.59 of this title, of more than Three Hundred Million Dollars (\$300,000,000.00) but not more than Six Hundred Million Dollars (\$600,000,000.00), the basic salary of each of the county officers named in paragraph 1 of Section 180.61 of this title shall not be less than Twenty-two Thousand Five Hundred Dollars (\$22,500.00) per annum nor shall it exceed Forty-two Thousand Five Hundred Dollars (\$42,500.00) per annum; and

5. In every county having a net valuation of all tangible taxable property, as defined in Sections 180.58 and 180.59 of this title, of more than Six Hundred Million Dollars (\$600,000,000.00), the basic salary of each of the county officers named in paragraph 1 of Section 180.61 of this title shall not ~~be less than~~ exceed

Nineteen Thousand Dollars (\$19,000.00) per annum ~~nor shall it exceed Thirty-nine Thousand Dollars (\$39,000.00) per annum.~~

B. The basic salaries of all county officers, who are elected after the effective date of this act, upon which all salaries and future increases or decreases thereof shall be computed, shall be as follows:

1. In every county having a net valuation of all tangible taxable property, as defined in Sections 180.58 and 180.59 of this title, of Forty Million Dollars (\$40,000,000.00) or less, the basic salary of each of the county officers named in paragraph 1 of Section 180.61 of this title shall not exceed Nineteen Thousand Dollars (\$19,000.00) per annum;

2. In every county having a net valuation of all tangible taxable property, as defined in Sections 180.58 and 180.59 of this title, of more than Forty Million Dollars (\$40,000,000.00) but not more than Eighty Million Dollars (\$80,000,000.00), the basic salary of each of the county officers named in paragraph 1 of Section 180.61 of this title shall not exceed Twenty-two Thousand Five Hundred Dollars (\$22,500.00) per annum;

3. In every county having a net valuation of all tangible taxable property, as defined in Sections 180.58 and 180.59 of this title, of more than Eighty Million Dollars (\$80,000,000.00) but not more than Three Hundred Million Dollars (\$300,000,000.00), the basic salary of each of the county officers named in paragraph 1 of Section 180.61 of this title shall not exceed Twenty-four Thousand Five Hundred Dollars (\$24,500.00) per annum;

4. In every county having a net valuation of all tangible taxable property, as defined in Sections 180.58 and 180.59 of this title, of more than Three Hundred Million Dollars (\$300,000,000.00) but not more than Six Hundred Million Dollars (\$600,000,000.00), the basic salary of each of the county officers named in paragraph 1 of

Section 180.61 of this title shall not exceed Twenty-two Thousand Five Hundred Dollars (\$22,500.00) per annum; and

5. In every county having a net valuation of all tangible taxable property, as defined in Sections 180.58 and 180.59 of this title, of more than Six Hundred Million Dollars (\$600,000,000.00), the basic salary of each of the county officers named in paragraph 1 of Section 180.61 of this title shall not exceed Nineteen Thousand Dollars (\$19,000.00) per annum.

C. In all counties of this state, the total annual salaries of each of the county officers named in paragraph 2 of Section 180.61 of this title shall be fixed by the board of county commissioners except where otherwise provided by law, and in each county the salary last fixed by the board of county commissioners before the election or appointment of any such officers shall be the applicable salary for such county officer for the ensuing term.

~~C.~~ D. The annual salaries fixed by this act shall be paid either monthly or twice a month, by order of the board of county commissioners, for each month or fraction thereof the incumbent lawfully occupies and holds title to such office.

SECTION 2. AMENDATORY Section 6, Chapter 334, O.S.L. 1993, as last amended by Section 3, Chapter 258, O.S.L. 1998 (19 O.S. Supp. 1998, Section 180.74), is amended to read as follows:

Section 180.74 A. ~~The~~ Except as provided in subsection B of this section, upon the effective date of this act, the basic salaries of county officers upon which all salaries and future increases or decreases thereof shall be computed, shall be and recalculated, if necessary, as follows:

1. In every county having a service-ability factor, as defined in Section 180.71 of this title, of Four Hundred Thousand Dollars (\$400,000.00) or less, the basic salary of each of the county officers named in paragraph 1 of Section 180.73 of this title shall not be less than Nineteen Thousand Dollars (\$19,000.00) per annum

nor shall it exceed Thirty-nine Thousand Dollars (\$39,000.00) per annum;

2. In every county having a service-ability factor, as defined in Section 180.71 of this title, of more than Four Hundred Thousand Dollars (\$400,000.00) but not more than Eight Hundred Thousand Dollars (\$800,000.00), the basic salary of each of the county officers named in paragraph 1 of Section 180.73 of this title shall not be less than Twenty-two Thousand Five Hundred Dollars (\$22,500.00) per annum nor shall it exceed Forty-two Thousand Five Hundred Dollars (\$42,500.00) per annum;

3. In every county having a service-ability factor, as defined in Section 180.71 of this title, of more than Eight Hundred Thousand Dollars (\$800,000.00) but not more than Three Million Dollars (\$3,000,000.00), the basic salary of each of the county officers named in paragraph 1 of Section 180.73 of this title shall not be less than Twenty-four Thousand Five Hundred Dollars (\$24,500.00) per annum nor shall it exceed Forty-four Thousand Five Hundred Dollars (\$44,500.00) per annum;

4. In every county having a service-ability factor, as defined in Section 180.71 of this title, of more than Three Million Dollars (\$3,000,000.00) but not more than Ten Million Dollars (\$10,000,000.00), the basic salary of each of the county officers named in paragraph 1 of Section 180.73 of this title shall not be less than Twenty-two Thousand Five Hundred Dollars (\$22,500.00) per annum nor shall it exceed Forty-two Thousand Five Hundred Dollars (\$42,500.00) per annum; and

5. In every county having a service-ability factor, as defined in Section 180.71 of this title, of more than Ten Million Dollars (\$10,000,000.00), the basic salary of each of the county officers named in paragraph 1 of Section 180.73 of this title shall not ~~be less than~~ exceed Nineteen Thousand Dollars (\$19,000.00) per annum

~~nor shall it exceed Thirty-nine Thousand Dollars (\$39,000.00) per annum.~~

B. The basic salaries of all county officers who are elected after the effective date of this act, upon which all salaries and future increases or decreases thereof shall be computed, shall be as follows:

1. In every county having a service-ability factor, as defined in Section 180.71 of this title, of Four Hundred Thousand Dollars (\$400,000.00) or less, the basic salary of each of the county officers named in paragraph 1 of Section 180.73 of this title shall not exceed Nineteen Thousand Dollars (\$19,000.00) per annum;

2. In every county having a service-ability factor, as defined in Section 180.71 of this title, of more than Four Hundred Thousand Dollars (\$400,000.00) but not more than Eight Hundred Thousand Dollars (\$800,000.00), the basic salary of each of the county officers named in paragraph 1 of Section 180.73 of this title shall not exceed Twenty-two Thousand Five Hundred Dollars (\$22,500.00) per annum;

3. In every county having a service-ability factor, as defined in Section 180.71 of this title, of more than Eight Hundred Thousand Dollars (\$800,000.00) but not more than Three Million Dollars (\$3,000,000.00), the basic salary of each of the county officers named in paragraph 1 of Section 180.73 of this title shall not exceed Twenty-four Thousand Five Hundred Dollars (\$24,500.00) per annum;

4. In every county having a service-ability factor, as defined in Section 180.71 of this title, of more than Three Million Dollars (\$3,000,000.00) but not more than Ten Million Dollars, the basic salary of each of the county officers named in paragraph 1 of Section 180.73 of this title shall not exceed Twenty-two Thousand Five Hundred Dollars (\$22,500.00) per annum; and

5. In every county having a service-ability factor, as defined in Section 180.71 of this title, of more than Ten Million Dollars (\$10,000,000.00), the basic salary of each of the county officers named in paragraph 1 of Section 180.73 of this title shall not exceed Nineteen Thousand Dollars (\$19,000.00) per annum.

C. In all counties of this state, the total annual salaries of each of the county officers named in paragraph 2 of Section 180.73 of this title shall be fixed by the board of county commissioners except where otherwise provided by law, and in each county the salary last fixed by the board of county commissioners before the election or appointment of any such officer shall be the applicable salary for such county officer for the ensuing term.

~~C.~~ D. The annual salaries fixed by Section 180.71 of this title shall be paid either monthly or twice a month, by order of the board of county commissioners, for each month or fraction thereof the incumbent lawfully occupies and holds title to such office.

SECTION 3. 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.