

CS for SB 1827

THE STATE SENATE
Tuesday, February 28, 2006

Committee Substitute for
Senate Bill No. 1827

COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 1827 - By: CORN of the Senate and NANCE of the House.

[Oklahoma State Bureau of Narcotics and Dangerous Drugs Control - Department of Public Safety - salaries of certain employees - effective date - emergency]

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

SECTION 1. AMENDATORY 63 O.S. 2001, Section 2-103, as amended by Section 13, Chapter 199, O.S.L. 2003 (63 O.S. Supp. 2005, Section 2-103), is amended to read as follows:

Section 2-103. A. The Director shall be appointed by the Oklahoma State Bureau of Narcotics and Dangerous Drugs Control Commission. The Director of Narcotics and Dangerous Drugs Control on January 1, 1984, shall be initially appointed as Director. The succeeding Director shall, at the time of the appointment, have a Bachelor's Degree from an accredited college or university and at least five (5) years' experience in drug law enforcement. The Director may appoint necessary assistants, agents, and other personnel to perform the work of the office and may prescribe their titles and duties and fix their compensation, other than the salaries established in subsection A of Section 2 of this act,

1 pursuant to Merit System rules. The Director may appoint an
2 employee to the position of Public Information/Education Officer.
3 Said position shall be unclassified and exempt from the rules and
4 procedures of the Office of Personnel Management, except leave
5 regulations. The office of the Director shall be located at a
6 suitable place in Oklahoma City, Oklahoma.

7 B. 1. Agents appointed by the Director shall have the powers
8 of peace officers generally; provided, the Director may appoint
9 special agents to meet specific investigatory need, who do not meet
10 the age and educational requirements as specified in this section.

11 2. Agents appointed on and after November 1, 1998, shall be at
12 least twenty-one (21) years of age and shall have a Bachelor's
13 Degree from an accredited college or university.

14 3. Each entering agent shall be required to serve one (1) year
15 in a probationary status as a prerequisite to being placed on
16 permanent status.

17 C. Agents appointed pursuant to the provisions of this section
18 shall have the responsibility of investigating alleged violations
19 and shall have the authority to arrest those suspected of having
20 violated the provisions of the Uniform Controlled Dangerous
21 Substances Act.

22 D. A commissioned employee of the Oklahoma State Bureau of
23 Narcotics and Dangerous Drugs Control shall be entitled to receive

1 upon retirement by reason of length of service, the continued
2 custody and possession of the sidearm and badge carried by such
3 employee immediately prior to retirement.

4 E. A commissioned employee of the Bureau may be entitled to
5 receive, upon retirement by reason of disability, the continued
6 custody and possession of the sidearm and badge carried by such
7 employee immediately prior to retirement upon written approval of
8 the Director.

9 F. Custody and possession of the sidearm and badge of a
10 commissioned employee killed in the line of duty may be awarded by
11 the Director to the spouse or next of kin of the deceased employee.

12 G. Custody and possession of the sidearm and badge of a
13 commissioned employee who dies while employed at the Oklahoma State
14 Bureau of Narcotics and Dangerous Drugs Control may be awarded by
15 the Director to the spouse or next of kin of the deceased employee.

16 H. Any Director appointed on or after July 1, 2003, shall be
17 eligible to participate in either the Oklahoma Public Employees
18 Retirement System or in the Oklahoma Law Enforcement Retirement
19 System and shall make an irrevocable election in writing to
20 participate in one of the two retirement systems.

21 SECTION 2. NEW LAW A new section of law to be codified
22 in the Oklahoma Statutes as Section 2-103a of Title 63, unless there
23 is created a duplication in numbering, reads as follows:

1 A. Effective July 1, 2006, the annual salaries for positions
2 within the Oklahoma State Bureau of Narcotics and Dangerous Drugs
3 Control specified in this section shall be in accordance and
4 conformity with the following salary schedule, exclusive of
5 longevity pay as authorized by Section 840-2.18 of Title 74 of the
6 Oklahoma Statutes:

7 1. Director: \$96,305.00

8 2. Deputy Director:

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

11 3. Division Director:

12 The salary of the Division Director shall be ninety percent
13 (90%) of that received by the Director;

14 4. Level I Agent (OBNDD):

15 Minimum \$35,287.00, Mid-point \$41,875.00,
16 Maximum \$50,250.00;

17 5. Level II Agent (OBNDD):

18 Minimum \$43,714.00, Mid-point \$49,062.00,
19 Maximum \$58,875.00;

20 6. Level III Agent (OBNDD):

21 Minimum \$50,042.00, Mid-point \$57,812.00,
22 Maximum \$69,375.00;

23 7. Level IV Agent (OBNDD):

1 Minimum \$58,365.00, Mid-point \$63,750.00,
2 Maximum \$76,500.00; and

3 8. Level V Agent (OBND):
4 Minimum \$66,140.00; Mid-point \$70,000.00,
5 Maximum \$84,000.00.

6 B. Effective July 1, 2006, all positions may receive additional
7 compensation through the use of pay mechanisms provided for in the
8 Oklahoma Personnel Act and the Merit System of Personnel
9 Administration Rules.

10 SECTION 3. AMENDATORY 47 O.S. 2001, Section 2-105.4, as
11 amended by Section 1, Chapter 161, O.S.L. 2004 (47 O.S. Supp. 2005,
12 Section 2-105.4), is amended to read as follows:

13 Section 2-105.4. Salaries

14 A. 1. a. Effective ~~January 1, 2005~~ July 1, 2005, the annual
15 salaries for the Commissioner of Public Safety, the
16 Assistant Commissioner of Public Safety and the
17 commissioned officers within the Highway Patrol
18 Division shall be in accordance and conformity with
19 the following salary schedule, exclusive of longevity
20 pay, as authorized by Section 840-2.18 of Title 74 of
21 the Oklahoma Statutes, expense allowance, as
22 authorized by Section 2-130 of this title, irregular

1	shift pay, as authorized by Section 2-130.1 of this	
2	title:	
3	Commissioner of Public Safety	\$88,400.00
4		<u>\$89,100.00</u>
5	Assistant Commissioner of Public Safety	\$82,614.00
6		<u>\$83,314.00</u>
7	Highway Patrol Colonel	\$82,614.00
8		<u>\$83,314.00</u>
9	Highway Patrol Lieutenant Colonel	\$74,127.00
10		<u>\$74,827.00</u>
11	Highway Patrol Major	\$67,118.00
12		<u>\$67,818.00</u>
13	Highway Patrol Captain	\$61,326.00
14		<u>\$62,026.00</u>
15	Highway Patrol First Lieutenant	\$56,543.00
16		<u>\$57,243.00</u>
17	Highway Patrol Supervisor	\$52,606.00
18		<u>\$53,306.00</u>
19	Highway Patrolman	
20	Step 1	\$36,711.00
21	Step 2	\$38,377.00
22	Step 3	\$40,123.00
23	Step 4	\$41,953.00

1 ~~e. Beginning January 2, 2005, through June 30, 2005,~~
2 ~~inclusive, each~~ Each Highway Patrolman shall receive
3 upon the anniversary date of the Patrolman an annual
4 salary increase to the step of the salary schedule
5 provided for in subparagraph a of this paragraph which
6 step number corresponds to the number of completed
7 years of service the Patrolman has accumulated in the
8 Highway Patrol Division, including service in the
9 former Lake Patrol Division and the former Capitol
10 Patrol Division, of the Department of Public Safety if
11 the Patrolman, within the preceding twelve-month
12 period:

13 (1) has achieved a satisfactory Performance Rating
14 Score,

15 (2) has not received any disciplinary action which
16 has resulted in any suspension from the
17 Department for a period of ten (10) or more days,
18 and

19 (3) has not received any disciplinary action which
20 has resulted in demotion.

21 Provided, if the number of completed years of service on the
22 anniversary date of the Patrolman is or exceeds seven (7) years,

1 said Patrolman shall be assigned to, and the salary of the Patrolman
2 adjusted to, Step 7 of said salary schedule.

3 2. a. Effective ~~July 1, 2005~~ January 1, 2007, the annual
4 salaries for the Commissioner of Public Safety, the
5 Assistant Commissioner of Public Safety and the
6 commissioned officers within the Highway Patrol
7 Division shall be in accordance and conformity with
8 the following salary schedule, exclusive of longevity
9 pay, as authorized by Section 840-2.18 of Title 74 of
10 the Oklahoma Statutes, expense allowance, as
11 authorized by Section 2-130 of this title, and
12 irregular shift pay, as authorized by Section 2-130.1
13 of this title:

14	Commissioner of Public Safety	\$89,100.00
15		<u>\$105,000.00</u>
16	Assistant Commissioner of Public Safety	\$83,314.00
17		<u>\$101,030.00</u>
18	Highway Patrol Colonel	\$83,314.00
19		<u>\$101,030.00</u>
20	Highway Patrol Lieutenant Colonel	\$74,827.00
21		<u>\$91,844.00</u>
22	Highway Patrol Major	\$67,818.00
23		<u>\$83,495.00</u>

1	Highway Patrol Captain	\$62,026.00
2		<u>\$75,904.00</u>
3	Highway Patrol First Lieutenant	\$57,243.00
4		<u>\$69,004.00</u>
5	Highway Patrol Supervisor	\$53,306.00
6		<u>\$62,731.00</u>
7	Highway Patrolman	
8	Step 1	\$36,711.00
9		<u>\$38,000.00</u>
10	Step 2	\$38,377.00
11		<u>\$40,660.00</u>
12	Step 3	\$40,123.00
13		<u>\$43,506.00</u>
14	Step 4	\$41,953.00
15		<u>\$46,552.00</u>
16	Step 5	\$43,871.00
17		<u>\$49,810.00</u>
18	Step 6	\$45,881.00
19		<u>\$53,298.00</u>
20	Step 7	\$50,087.00
21		<u>\$57,028.00</u>
22	Probationary Highway Patrolman	\$33,000.00
23		<u>\$35,514.00</u>

1 Cadet Highway Patrolman \$30,000.00
2 \$33,192.00

3 b. On ~~July 1, 2005~~ January 1, 2007, each Patrolman shall
4 be assigned and the salary of such Patrolman shall be
5 adjusted to the salary schedule provided for in
6 subparagraph a of this paragraph. Such initial
7 adjustment of salaries shall be to the step whose
8 number corresponds to the number of completed years of
9 service the Patrolman has accumulated in the Highway
10 Patrol Division, including service in the former Lake
11 Patrol Division and the former Capitol Patrol Division
12 of the Department of Public Safety. Provided,
13 however, no such Patrolman shall receive less than the
14 salary the Patrolman was receiving on ~~June 30, 2005~~
15 December 31, 2006. If the number of completed years
16 of service of such Patrolman exceeds seven (7) years
17 on ~~July 1, 2005~~ January 1, 2007, the Patrolman shall
18 be assigned to and the Patrolman's salary adjusted to
19 Step 7 of the salary schedule.

20 c. After ~~July 1, 2005~~ January 1, 2007, each Highway
21 Patrolman shall receive upon the anniversary date of
22 the Patrolman an annual salary increase to the step of
23 the salary schedule provided for in subparagraph b of

1 this paragraph which step number corresponds to the
2 number of completed years of service the Patrolman has
3 accumulated in the Highway Patrol Division, including
4 service in the former Lake Patrol Division and the
5 former Capitol Patrol Division of the Department of
6 Public Safety if the Patrolman, within the preceding
7 twelve-month period:

8 (1) has achieved a satisfactory Performance Rating
9 Score,

10 (2) has not received any disciplinary action which
11 has resulted in any suspension from the
12 Department for a period of ten (10) or more days,
13 and

14 (3) has not received any disciplinary action which
15 has resulted in demotion.

16 Provided, if the number of completed years of service on the
17 anniversary date of the Patrolman is or exceeds seven (7) years,
18 said Patrolman shall be assigned to, and the salary of the Patrolman
19 adjusted to, Step 7 of said salary schedule.

20 3. Except as provided in paragraphs 1 and 2 of this subsection,
21 in any twelve-month period no Highway Patrolman shall receive:

- 1 a. a salary increase which exceeds an increase to the
2 next higher step of the salary schedule provided for
3 in paragraphs 1 and 2 of this subsection, or
4 b. more than one such salary increase to the step of the
5 salary schedule provided for in paragraphs 1 and 2 of
6 this subsection, unless salary increases are
7 authorized by the Legislature.

8 Provided, however, such Patrolman shall receive the salary
9 increase which results from a promotion to another position within
10 the Highway Patrol Division.

11 4. The steps prescribed for the position of Highway Patrolman
12 in the salary schedule provided for in paragraphs 1 and 2 of this
13 subsection are for salary and compensation purposes only. No
14 Highway Patrolman shall be reassigned to another such step of said
15 salary schedule for the purposes of demotion, discipline, promotion,
16 incentive, reward or for any other reason other than the salary
17 increases provided for in paragraphs 1 and 2 of this subsection.

18 5. Upon graduation from the Highway Patrol Academy, each Cadet
19 Highway Patrolman shall be promoted to and shall receive the salary
20 for the position of Probationary Highway Patrolman. Upon completion
21 of the one-year probationary period, as required in subsection C of
22 Section 2-105 of this title, each Probationary Highway Patrolman
23 shall be promoted to and shall receive the salary for Step 1 of the

1 position of Highway Patrolman, as provided for in paragraph 1 or 2
2 of this subsection, as applicable. Thereafter, the salary of such
3 Patrolman shall be subject to the provisions of this subsection.

4 B. The provisions of this section shall supersede all existing
5 laws covering the salaries for the Commissioner of Public Safety,
6 the Assistant Commissioner of Public Safety and the commissioned
7 officers in the Highway Patrol Division of the Department of Public
8 Safety.

9 SECTION 4. AMENDATORY 47 O.S. 2001, Section 2-105.6, as
10 last amended by Section 44, Chapter 1, O.S.L. 2005 (47 O.S. Supp.
11 2005, Section 2-105.6), is amended to read as follows:

12 Section 2-105.6 A. There is hereby created within the Oklahoma
13 Highway Patrol Division of the Department of Public Safety a Lake
14 Patrol Section which shall consist of such employees as may be
15 necessary to enforce the provisions of Section 4001 et seq., Section
16 4101 et seq., and Section 4200 et seq. of Title 63 of the Oklahoma
17 Statutes. All commissioned officers of the Lake Patrol Section as
18 designated by the Commissioner shall have the authority to stop and
19 board any vessel subject to Section 4001 et seq. of Title 63 of the
20 Oklahoma Statutes and make any necessary arrest for violations of
21 Section 4001 et seq. of Title 63 of the Oklahoma Statutes or the
22 rules promulgated by the Department of Public Safety or the
23 Department of Wildlife Conservation or take any other action within

1 their lawful authority. Any statutory references to the Oklahoma
2 Lake Patrol Division shall mean the Lake Patrol Section of the
3 Oklahoma Highway Patrol Division of the Department of Public Safety.

4 B. Any officer of the Lake Patrol Section of the Oklahoma
5 Highway Patrol Division of the Department of Public Safety may
6 request reclassification to the equivalent lateral position, rank
7 and salary within the Oklahoma Highway Patrol Division and shall be
8 reclassified to such position if the officer:

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

12 2. Satisfactorily completes a course of training as prescribed
13 by the Commissioner; and

14 3. Serves a twelve-month probationary period which shall
15 commence upon entering into the course of training required by
16 paragraph 2 of this subsection.

17 C. All commissioned officers of the Lake Patrol Section of the
18 Oklahoma Highway Patrol Division of the Department of Public Safety
19 shall have, in addition to their primary duty as prescribed in
20 subsection A of this section, a secondary duty to enforce all state
21 statutes, to make arrests for violations and to perform other duties
22 as prescribed by the Commissioner.

1 D. 1. a. Effective ~~January 1, 2005~~ July 1, 2005, the annual
2 salaries for the commissioned officers within the Lake
3 Patrol Section of the Oklahoma Highway Patrol Division
4 of the Department of Public Safety shall be in
5 accordance and conformity with the following salary
6 schedule, exclusive of longevity pay, as authorized by
7 Section 840-2.18 of Title 74 of the Oklahoma Statutes,
8 expense allowance, as authorized by Section 2-130 of
9 this title, and irregular shift pay, as authorized by
10 Section 2-130.1 of this title:

11	Patrol First Lieutenant	\$56,543.00
12		<u>\$57,243.00</u>
13	Patrol Supervisor	\$52,606.00
14		<u>\$53,306.00</u>
15	Patrolman	
16	Step 6	\$45,881.00
17	Step 7	\$49,387.00
18		<u>\$50,087.00</u>

19 b. ~~On January 1, 2005, each Patrolman shall be assigned~~
20 ~~and the salary of such Patrolman shall be adjusted to~~
21 ~~the salary schedule provided for in subparagraph a of~~
22 ~~this paragraph. Such initial adjustment of salaries~~
23 ~~shall be to the step whose number corresponds to the~~

1 ~~number of completed years of service the Patrolman has~~
2 ~~accumulated in the Highway Patrol Division, including~~
3 ~~service in the former Lake Patrol Division of the~~
4 ~~Department of Public Safety. Provided, however, no~~
5 ~~such Patrolman shall receive less than the salary the~~
6 ~~Patrolman was receiving on December 31, 2004. If the~~
7 ~~number of completed years of service of such Patrolman~~
8 ~~exceeds seven (7) years on January 1, 2005, the~~
9 ~~Patrolman shall be assigned to and the Patrolman's~~
10 ~~salary adjusted to Step 7 of the salary schedule.~~

11 e. ~~Beginning January 2, 2005, through June 30, 2005,~~
12 ~~inclusive, each~~ Each Patrolman shall receive upon the
13 anniversary date of the Patrolman an annual salary
14 increase to the next higher step of the salary
15 schedule provided for in subparagraph a of this
16 paragraph if such Patrolman, within the preceding
17 twelve-month period:

18 (1) has achieved a satisfactory Performance Rating
19 Score,

20 (2) has not received any disciplinary action which
21 has resulted in any suspension from the
22 Department for a period of ten (10) or more days,
23 and

1 (3) has not received any disciplinary action which
2 has resulted in demotion.

3 If the number of completed years of service on the anniversary date
4 of the Patrolman is or exceeds seven (7) years, the Patrolman shall
5 be assigned to, and the salary of the Patrolman adjusted to, Step 7
6 of the salary schedule.

7 2. a. Effective ~~July 1, 2005~~ January 1, 2007, the annual
8 salaries for the commissioned officers within the Lake
9 Patrol Section of the Oklahoma Highway Patrol Division
10 of the Department of Public Safety shall be in
11 accordance and conformity with the following salary
12 schedule, exclusive of longevity pay, as authorized by
13 Section 840-2.18 of Title 74 of the Oklahoma Statutes,
14 expense allowance, as authorized by Section 2-130 of
15 this title, and irregular shift pay, as authorized by
16 Section 2-130.1 of this title:

17	Patrol First Lieutenant	\$57,243.00
18		<u>\$69,004.00</u>
19	Patrol Supervisor	\$53,306.00
20		<u>\$62,731.00</u>
21	Patrolman	
22	Step 6	\$45,881.00
23	Step 7	\$50,087.00

- 1
- 2 b. On ~~July 1, 2005~~ January 1, 2007, each Patrolman shall
- 3 be assigned and the salary of such Patrolman shall be
- 4 adjusted to the salary schedule provided for in
- 5 subparagraph a of this paragraph. Such initial
- 6 adjustment of salaries shall be to the step whose
- 7 number corresponds to the number of completed years of
- 8 service the Patrolman has accumulated in the Highway
- 9 Patrol Division, including service in the former Lake
- 10 Patrol Division of the Department of Public Safety.
- 11 Provided, however, no such Patrolman shall receive
- 12 less than the salary the Patrolman was receiving on
- 13 ~~June 30, 2005~~ December 31, 2006. If the number of
- 14 completed years of service of such Patrolman exceeds
- 15 seven (7) years on ~~July 1, 2005~~ January 1, 2007, the
- 16 Patrolman shall be assigned to and the Patrolman's
- 17 salary adjusted to Step 7 of the salary schedule.
- 18 c. After ~~July 1, 2005~~ January 1, 2007, each Highway
- 19 Patrolman shall receive upon the anniversary date of
- 20 the Patrolman an annual salary increase to the next
- 21 higher step of the salary schedule provided for in
- 22 subparagraph a of this paragraph if the Patrolman,
- 23 within the preceding twelve-month period:

- 1 (1) has achieved a satisfactory Performance Rating
2 Score,
3 (2) has not received any disciplinary action which
4 has resulted in any suspension from the
5 Department for a period of ten (10) or more days,
6 and
7 (3) has not received any disciplinary action which
8 has resulted in demotion.

9 If the number of completed years of service on the anniversary date
10 of the Patrolman is or exceeds seven (7) years, the Patrolman shall
11 be assigned to, and the salary of the Patrolman adjusted to, Step 7
12 of the salary schedule.

13 3. Except as provided in paragraphs 1 and 2 of this subsection,
14 in any twelve-month period no Patrolman shall receive:

- 15 a. a salary increase which exceeds an increase to the
16 next higher step of the salary schedule provided for
17 in paragraphs 1 and 2 of this subsection, or
18 b. more than one such salary increase to the step of the
19 salary schedule provided for in paragraphs 1 and 2 of
20 this subsection, unless salary increases are
21 authorized by the Legislature.

1 Provided, however, such Patrolman shall receive the salary increase
2 which results from a promotion to another position within the
3 Oklahoma Highway Patrol Division.

4 4. The steps prescribed for the position of Patrolman in the
5 salary schedule provided for in paragraphs 1 and 2 of this
6 subsection are for salary and compensation purposes only. No
7 Patrolman shall be reassigned to another such step of said salary
8 schedule for the purposes of demotion, discipline, promotion,
9 incentive, reward or for any other reason other than the salary
10 increases provided for in paragraphs 1 and 2 of this subsection.

11 E. The provisions of this section shall supersede all existing
12 laws covering the salaries for the commissioned Patrolmen in the
13 Lake Patrol Section of the Oklahoma Highway Patrol Division of the
14 Department of Public Safety.

15 SECTION 5. AMENDATORY 47 O.S. 2001, Section 2-105.7, as
16 last amended by Section 1, Chapter 354, O.S.L. 2004 (47 O.S. Supp.
17 2005, Section 2-105.7), is amended to read as follows:

18 Section 2-105.7 A. There is hereby created within the Oklahoma
19 Highway Patrol Division of the Department of Public Safety a Capitol
20 Patrol Section which shall consist of such employees as may be
21 necessary to provide law enforcement services to all state buildings
22 and properties, including grounds appurtenant thereto, within
23 Oklahoma County and Tulsa County. All commissioned officers of the

1 Capitol Patrol Section as designated by the Commissioner shall have
2 the authority to enforce all parking, traffic, and criminal laws
3 within Oklahoma County and Tulsa County, and shall have the
4 authority to perform other law enforcement duties within the state
5 as prescribed by the Commissioner of Public Safety.

6 B. A Patrolman shall not be promoted to the position of Capitol
7 Patrol Sergeant.

8 C. Any officer of the Capitol Patrol Section of the Oklahoma
9 Highway Patrol Division may request reclassification to the
10 equivalent lateral position, rank, and salary within the Oklahoma
11 Highway Patrol Division and shall be reclassified to the position if
12 the officer:

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

16 2. Satisfactorily completes a course of training as prescribed
17 by the Commissioner. Provided, the course of training shall be
18 comparable to the course of training conducted pursuant to paragraph
19 2 of subsection B of Section 2-105.6 of this title and shall be
20 conducted and completed within six (6) months of the effective date
21 of this act; and

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

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

6 D. All commissioned officers of the Capitol Patrol Section of
7 the Oklahoma Highway Patrol Division of the Department of Public
8 Safety shall have, in addition to their primary duty as prescribed
9 in subsection A of this section, a secondary duty to enforce all
10 state statutes, to make arrests for violations and to perform other
11 duties as prescribed by the Commissioner of Public Safety in
12 accordance with Section 2-117 of this title.

13 E. The Department of Central Services and the Oklahoma Capitol
14 Improvement Authority shall provide office and operations space for
15 the Capitol Patrol Section of the Oklahoma Highway Patrol Division
16 of the Department of Public Safety.

17 F. 1. a. Effective ~~January 1, 2005~~ July 1, 2005, the annual
18 salaries for the commissioned officers within the
19 Capitol Patrol Section of the Oklahoma Highway Patrol
20 Division of the Department of Public Safety shall be
21 in accordance and conformity with the following salary
22 schedule, exclusive of longevity pay, as authorized by
23 Section 840-2.18 of Title 74 of the Oklahoma Statutes,

1 expense allowance, as authorized by Section 2-130 of
2 this title, and irregular shift pay, as authorized by
3 Section 2-130.1 of this title:

4	Patrol First Lieutenant	\$56,543.00
5		<u>\$57,243.00</u>
6	Patrol Supervisor	\$52,606.00
7		<u>\$53,306.00</u>
8	Capitol Patrol Sergeant	\$50,946.00
9		<u>\$51,646.00</u>
10	Patrolman	
11	Step 4	\$41,953.00
12	Step 5	\$43,871.00
13	Step 6	\$45,881.00
14	Step 7	\$49,387.00
15		<u>\$50,087.00</u>

16 b. ~~On January 1, 2005, each Patrolman shall be assigned~~
17 ~~and the salary of such Patrolman shall be adjusted to~~
18 ~~the salary schedule provided for in subparagraph a of~~
19 ~~this paragraph. Such initial adjustment of salaries~~
20 ~~shall be to the step whose number corresponds to the~~
21 ~~number of completed years of service the Patrolman has~~
22 ~~in the Highway Patrol Division, including service in~~
23 ~~the former Capitol Patrol Division of the Department~~

1 ~~of Public Safety. Provided, however, no such~~
2 ~~Patrolman shall receive less than the salary the~~
3 ~~Patrolman was receiving on December 31, 2004. If the~~
4 ~~number of completed years of service of such Patrolman~~
5 ~~exceeds seven (7) years on January 1, 2005, the~~
6 ~~Patrolman shall be assigned to and the Patrolman's~~
7 ~~salary adjusted to Step 7 of the salary schedule.~~
8 ~~e. Beginning January 2, 2005, through June 30, 2005,~~
9 ~~inclusive, each~~ Each Patrolman shall receive upon the
10 anniversary date of the Patrolman an annual salary
11 increase to the next higher step of the salary
12 schedule provided for in subparagraph a of this
13 paragraph if such Patrolman, within the preceding
14 twelve-month period:
15 (1) has achieved a satisfactory Performance Rating
16 Score,
17 (2) has not received any disciplinary action which
18 has resulted in any suspension from the
19 Department for a period of ten (10) or more days,
20 and
21 (3) has not received any disciplinary action which
22 has resulted in demotion.

1 If the number of completed years of service on the anniversary
2 date of the Patrolman is or exceeds seven (7) years, the Patrolman
3 shall be assigned to, and the salary of the Patrolman adjusted to,
4 Step 7 of the salary schedule.

5 2. a. Effective ~~July 1, 2005~~ January 1, 2007, the annual
6 salaries for the commissioned officers within the
7 Capitol Patrol Section of the Oklahoma Highway Patrol
8 Division of the Department of Public Safety shall be
9 in accordance and conformity with the following salary
10 schedule, exclusive of longevity pay, as authorized by
11 Section 840-2.18 of Title 74 of the Oklahoma Statutes,
12 expense allowance, as authorized by Section 2-130 of
13 this title, and irregular shift pay, as authorized by
14 Section 2-130.1 of this title:

15	Patrol First Lieutenant	\$57,243.00
16		<u>\$69,004.00</u>
17	Patrol Supervisor	\$53,306.00
18		<u>\$62,731.00</u>
19	Capitol Patrol Sergeant	\$51,646.00
20		<u>\$57,028.00</u>
21	Patrolman	
22	Step 4	\$41,953.00
23	Step 5	\$43,871.00

1	Step 6	\$45,881.00
2		<u>\$53,298.00</u>
3	Step 7	\$50,087.00
4		<u>\$57,028.00</u>

5 b. On ~~July 1, 2005~~ January 1, 2007, each Patrolman shall
6 be assigned and the salary of such Patrolman shall be
7 adjusted to the salary schedule provided for in
8 subparagraph a of this paragraph. Such initial
9 adjustment of salaries shall be to the step whose
10 number corresponds to the number of completed years of
11 service the Patrolman has accumulated in the Highway
12 Patrol Division, including service in the former
13 Capitol Patrol Division of the Department of Public
14 Safety. Provided, however, no such Patrolman shall
15 receive less than the salary the Patrolman was
16 receiving on ~~June 30, 2005~~ December 31, 2006. If the
17 number of completed years of service of such Patrolman
18 exceeds seven (7) years on ~~July 1, 2005~~ January 1,
19 2007, the Patrolman shall be assigned to and the
20 Patrolman's salary adjusted to Step 7 of the salary
21 schedule.

22 c. After ~~July 1, 2005~~ January 1, 2007, each Patrolman
23 shall receive upon the anniversary date of the

1 Patrolman an annual salary increase to the next higher
2 step of the salary schedule provided for in
3 subparagraph a of this paragraph if the Patrolman,
4 within the preceding twelve-month period:

5 (1) has achieved a satisfactory Performance Rating
6 Score,

7 (2) has not received any disciplinary action which
8 has resulted in any suspension from the
9 Department for a period of ten (10) or more days,
10 and

11 (3) has not received any disciplinary action which
12 has resulted in demotion.

13 If the number of completed years of service on the anniversary
14 date of the Patrolman is or exceeds seven (7) years, the Patrolman
15 shall be assigned to, and the salary of the Patrolman adjusted to,
16 Step 7 of the salary schedule.

17 3. Except as provided in paragraphs 1 and 2 of this subsection,
18 in any twelve-month period no Patrolman shall receive:

19 a. a salary increase which exceeds an increase to the
20 next higher step of the salary schedule provided for
21 in paragraphs 1 and 2 of this subsection, or

22 b. more than one such salary increase to the step of the
23 salary schedule provided for in paragraphs 1 and 2 of

1 this subsection, unless salary increases are
2 authorized by the Legislature.

3 Provided, however, such Patrolman shall receive the salary
4 increase which results from a promotion to another position within
5 the Capitol Patrol Section.

6 4. The steps prescribed for the position of Patrolman in the
7 salary schedule provided for in paragraphs 1 and 2 of this
8 subsection are for salary and compensation purposes only. No
9 Patrolman shall be reassigned to another such step of said salary
10 schedule for the purposes of demotion, discipline, promotion,
11 incentive, reward or for any other reason other than the salary
12 increases provided for in paragraphs 1 and 2 of this subsection.

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

17 SECTION 6. AMENDATORY 47 O.S. 2001, Section 2-105.8, as
18 amended by Section 4, Chapter 161, O.S.L. 2004 (47 O.S. Supp. 2005,
19 Section 2-105.8), is amended to read as follows:

20 Section 2-105.8 A. There is hereby established the
21 Communications Division within the Department of Public Safety.
22 This division shall be divided into a Dispatchers Bureau and a

1 Technicians Bureau and such other bureaus as the Commissioner may
2 direct.

3 B. Before the Department of Public Safety may add or change any
4 communication site or dispatch office, the Commissioner of Public
5 Safety shall submit a plan for approval by the Legislature.

6 C. 1. a. Effective ~~January 1, 2005~~ July 1, 2005, the annual
7 salaries for the positions of Director, Coordinator,
8 Superintendent, Supervisor and Dispatcher within the
9 Communications Division shall be in accordance and
10 conformity with the following salary schedule,
11 exclusive of longevity pay, as authorized by Section
12 840-2.18 of Title 74 of the Oklahoma Statutes, expense
13 allowance, as authorized by Section 2-130 of this
14 title, and irregular shift pay, as authorized by
15 Section 2-130.1 of this title:

16	Communications Director	\$48,615.00
17		<u>\$49,315.00</u>
18	Communications Coordinator	\$44,505.00
19		<u>\$45,205.00</u>
20		
21	Communications Superintendent	\$40,768.00
22		<u>\$41,468.00</u>
23	Communications Supervisor	\$37,371.00

1		<u>\$38,071.00</u>
2	Communications Dispatcher	
3	Step 1	\$28,631.00
4	Step 2	\$29,297.00
5	Step 3	\$29,979.00
6	Step 4	\$30,678.00
7	Step 5	\$31,395.00
8	Step 6	\$32,130.00
9	Step 7	\$34,283.00
10		<u>\$34,983.00</u>
11	Probationary Communications Dispatcher	\$25,000.00
12		<u>\$25,349.00</u>

13 b. ~~On January 1, 2005, each Communications Dispatcher~~
14 ~~shall be assigned and the salary of such Dispatcher~~
15 ~~shall be adjusted to the salary schedule provided for~~
16 ~~in subparagraph a of this paragraph. Such initial~~
17 ~~adjustment of salaries shall be to the step whose~~
18 ~~number corresponds to the number of completed years of~~
19 ~~service the Dispatcher has accumulated in the~~
20 ~~Communications Division of the Department of Public~~
21 ~~Safety. Provided, however, no such Dispatcher shall~~
22 ~~receive less than the salary the Dispatcher was~~
23 ~~receiving on December 31, 2004. If the number of~~

1 ~~completed years of service of such Dispatcher exceeds~~
2 ~~seven (7) years on January 1, 2005, the Dispatcher~~
3 ~~shall be assigned to and the Dispatcher's salary~~
4 ~~adjusted to Step 7 of the salary schedule.~~

5 ~~e. Beginning January 2, 2005, through June 30, 2005,~~
6 ~~inclusive, each~~ Each Communications Dispatcher shall
7 receive upon the anniversary date of such Dispatcher
8 an annual salary increase to the next higher step of
9 the salary schedule provided for in subparagraph a of
10 this paragraph if such Dispatcher, within the
11 preceding twelve-month period:

12 (1) has achieved a satisfactory Performance Rating
13 Score,

14 (2) has not received any disciplinary action which
15 has resulted in any suspension from the
16 Department for a period of ten (10) or more days,
17 and

18 (3) has not received any disciplinary action which
19 has resulted in demotion.

20 If the number of completed years of service on the anniversary date
21 of the Dispatcher is or exceeds seven (7) years, the Dispatcher
22 shall be assigned to, and the salary of the Dispatcher adjusted to,
23 Step 7 of the salary schedule.

1 2. a. Effective ~~July 1, 2005~~ January 1, 2007, the annual
2 salaries for the positions of Director, Coordinator,
3 Superintendent, Supervisor and Dispatcher within the
4 Communications Division shall be in accordance and
5 conformity with the following salary schedule,
6 exclusive of longevity pay, as authorized by Section
7 840-2.18 of Title 74 of the Oklahoma Statutes, expense
8 allowance, as authorized by Section 2-130 of this
9 title, and irregular shift pay, as authorized by
10 Section 2-130.1 of this title:

11	Communications Director	\$49,315.00
12		<u>\$62,908.00</u>
13	Communications Coordinator	\$45,205.00
14		<u>\$57,189.00</u>
15	Communications Superintendent	\$41,468.00
16		<u>\$51,990.00</u>
17	Communications Supervisor	\$38,071.00
18		<u>\$47,264.00</u>
19	Communications Dispatcher	
20	Step 1	\$28,631.00
21	Step 2	\$29,297.00
22		<u>\$30,635.00</u>
23	Step 3	\$29,979.00

1		<u>\$32,780.00</u>
2	Step 4	\$30,678.00
3		<u>\$35,074.00</u>
4	Step 5	\$31,395.00
5		<u>\$37,529.00</u>
6	Step 6	\$32,130.00
7		<u>\$40,156.00</u>
8	Step 7	\$34,983.00
9		<u>\$42,967.00</u>
10	Probationary Communications Dispatcher	\$25,349.00
11		<u>\$26,758.00</u>

12 b. On ~~July 1, 2005~~ January 1, 2007, each Communications
13 Dispatcher shall be assigned and the salary of such
14 Dispatcher shall be adjusted to the salary schedule
15 provided for in subparagraph a of this paragraph.
16 Such initial adjustment of salaries shall be to the
17 step whose number corresponds to the number of
18 completed years of service the Dispatcher has
19 accumulated in the Communications Division of the
20 Department of Public Safety. Provided, however, no
21 such Dispatcher shall receive less than the salary the
22 Dispatcher was receiving on June 30, 2005. If the
23 number of completed years of service of such

1 Dispatcher exceeds seven (7) years on July 1, 2005,
2 the Dispatcher shall be assigned to and the
3 Dispatcher's salary adjusted to Step 7 of the salary
4 schedule.

5 c. After July 1, 2005, each Communications Dispatcher
6 shall receive upon the anniversary date of the
7 Dispatcher an annual salary increase to the next
8 higher step of the salary schedule provided for in
9 subparagraph a of this paragraph if the Dispatcher,
10 within the preceding twelve-month period:

11 (1) has achieved a satisfactory Performance Rating
12 Score,

13 (2) has not received any disciplinary action which
14 has resulted in any suspension from the
15 Department for a period of ten (10) or more days,
16 and

17 (3) has not received any disciplinary action which
18 has resulted in demotion.

19 If the number of completed years of service on the anniversary date
20 of the Dispatcher is or exceeds seven (7) years, the Dispatcher
21 shall be assigned to, and the salary of the Dispatcher adjusted to,
22 Step 7 of the salary schedule.

1 3. Except as provided in paragraphs 1 and 2 of this subsection,
2 in any twelve-month period no Dispatcher shall receive:

- 3 a. a salary increase which exceeds an increase to the
4 next higher step of the salary schedule provided for
5 in paragraphs 1 and 2 of this subsection, or
6 b. more than one such salary increase to the step of the
7 salary schedule provided for in paragraphs 1 and 2 of
8 this subsection, unless salary increases are
9 authorized by the Legislature.

10 Provided, however, such Dispatcher shall receive the salary
11 increase which results from a promotion to another position within
12 the Communications Division.

13 4. The steps prescribed for the position of Communications
14 Dispatcher in the salary schedule provided for in paragraphs 1 and 2
15 of this subsection are for salary and compensation purposes only.
16 No Communications Dispatcher shall be reassigned to another such
17 step of said salary schedule for the purposes of demotion,
18 discipline, promotion, incentive, reward or for any other reason
19 other than the salary increases provided for in paragraphs 1 and 2
20 of this subsection.

21 5. Upon completion of the one-year probationary period as
22 required in subsection D of Section 840-4.13 of Title 74 of the
23 Oklahoma Statutes, each Probationary Communications Dispatcher shall

1 be promoted to and shall receive the salary for Step 1 of the
2 position of Communications Dispatcher, as provided for in paragraph
3 1 or 2 of this subsection, whichever is applicable. Thereafter, the
4 salary of such Dispatcher shall be subject to the provisions of this
5 subsection.

6 D. The provisions of this section shall supersede all existing
7 laws covering the salaries for the positions in the Communications
8 Division of the Department of Public Safety.

9 SECTION 7. This act shall become effective July 1, 2006.

10 SECTION 8. It being immediately necessary for the preservation
11 of the public peace, health and safety, an emergency is hereby
12 declared to exist, by reason whereof this act shall take effect and
13 be in full force from and after its passage and approval.

14 COMMITTEE REPORT BY: COMMITTEE ON APPROPRIATIONS, dated 2-15-06 - DO
15 PASS, As Amended and Coauthored.