

1 STATE OF OKLAHOMA

2 2nd Session of the 52nd Legislature (2010)

3 2ND CONFERENCE COMMITTEE
4 SUBSTITUTE
5 FOR ENGROSSED
6 HOUSE BILL NO. 2573

By: Trebilcock, Ritz, Smithson,
Tibbs and Duncan of the
House

7 and

8 Coffee and Gumm of the
9 Senate

10
11 2ND CONFERENCE COMMITTEE SUBSTITUTE

12 An Act relating to counties and county officers;
13 amending 19 O.S. 2001, Sections 180.63 and 180.75,
14 which relate to basic salary increases for county
15 officers; directing basic salaries for county
16 officers be increased according to certain scale;
17 amending 19 O.S. 2001, Section 746, as amended by
18 Section 1, Chapter 139, O.S.L. 2008 (19 O.S. Supp.
19 2009, Section 746), which relates to medical care
20 costs for persons in custody; directing hospitals to
21 accept payment pursuant to certain fee schedule; and
22 providing an effective date.

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

24 SECTION 1. AMENDATORY 19 O.S. 2001, Section 180.63, is
amended to read as follows:

1 Section 180.63 In every county in this state, the salary of all
2 county officers named in paragraph 1 of Section 180.61 of this title
3 ~~may~~ shall be increased from the applicable basic salary named in
4 Section 180.62 of this title, for net valuation or serviceability,
5 according to the following scale:

6 A. To the basic salary:

- 7 1. Add the product of One Hundred Dollars (\$100.00) times
8 each One Million Dollars (\$1,000,000.00) net
9 valuation, or major fraction thereof until a net
10 valuation of Seventy-five Million Dollars
11 (\$75,000,000.00) is reached;
- 12 2. Thereafter add the product of One Hundred Dollars
13 (\$100.00) times each additional Five Million Dollars
14 (\$5,000,000.00) net valuation, or major fraction
15 thereof until a net valuation of Five Hundred Million
16 Dollars (\$500,000,000.00) is reached;
- 17 3. Thereafter add the product of One Hundred Twenty-five
18 Dollars (\$125.00) times each additional Seven Million
19 Dollars (\$7,000,000.00) net valuation, or major
20 fraction thereof until a net valuation of Two Billion
21 Dollars (\$2,000,000,000.00) is reached;
- 22 4. Thereafter as to all additional net valuation add the
23 product of One Hundred Twenty-five Dollars (\$125.00)
24 times each additional Twenty Million Dollars

1 (\$20,000,000.00) net valuation, or major fraction
2 thereof.

3 B. And also the salary of each county officer shall be
4 additionally increased from the basic salary named in Section 180.62
5 of this title, and the additions thereto heretofore provided in this
6 section, for population or service load according to the following
7 scale:

- 8 1. The product of Twelve Dollars and fifty cents (\$12.50)
9 times each one thousand (1,000) population, or major
10 fraction thereof until a population of seventy-five
11 thousand (75,000) is reached; thereafter
- 12 2. The product of Twelve Dollars and fifty cents (\$12.50)
13 times each additional five thousand (5,000)
14 population, or major fraction thereof until a
15 population of one hundred fifty thousand (150,000) is
16 reached; thereafter add
- 17 3. The product of Twelve Dollars and fifty cents (\$12.50)
18 times each additional ten thousand (10,000)
19 population, or major fraction thereof.

20 C. This section shall not reduce the present salary of any
21 county officer in Oklahoma during their present term of office.

22 SECTION 2. AMENDATORY 19 O.S. 2001, Section 180.75, is
23 amended to read as follows:
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1 Section 180.75 A. In every county in this state which approves
2 an exemption of household goods of the heads of families and
3 livestock employed in support of the family from ad valorem taxation
4 pursuant to the provisions of Section 6 of Article X of the Oklahoma
5 Constitution, the salary of all county officers named in paragraph 1
6 of Section ~~5~~ 180.73 of this ~~act~~ may title shall be increased from
7 the applicable basic salary named in Section ~~6~~ 180.74 of this ~~act~~
8 title, for the factor of service-ability, as defined in Section ~~3~~
9 180.71 of this ~~act~~ title, according to the following scale:

- 10 1. To the basic salary:
 - 11 a. add the product of One Hundred Dollars (\$100.00) times
12 each Ten Thousand Dollars (\$10,000.00) of revenue
13 authorized to be collected for county purposes, or
14 major fraction thereof until the amount of such
15 revenue equals Seven Hundred Fifty Thousand Dollars
16 (\$750,000.00),
 - 17 b. thereafter add the product of One Hundred Dollars
18 (\$100.00) times each additional Fifty Thousand Dollars
19 (\$50,000.00) of revenue authorized to be collected for
20 county purposes, or major fraction thereof until the
21 amount of such revenue equals Five Million Dollars
22 (\$5,000,000.00),
 - 23 c. thereafter add the product of One Hundred Twenty-five
24 Dollars (\$125.00) times each additional Seventy

1 Thousand Dollars (\$70,000.00) of revenue authorized to
2 be collected for county purposes, or major fraction
3 thereof until the amount of such revenue equals Twenty
4 Million Dollars (\$20,000,000.00),

- 5 d. thereafter as to all additional revenue which is
6 authorized to be collected for county purposes add the
7 product of One Hundred Twenty-five Dollars (\$125.00)
8 times each additional Two Hundred Thousand Dollars
9 (\$200,000.00) of such revenue, or major fraction
10 thereof; and

11 2. The salary of each county officer shall be additionally
12 increased from the basic salary named in Section ~~6~~ 180.74 of this
13 ~~act~~ title, and the additions to the basic salary as provided in this
14 section, for population or service load according to the following
15 scale:

- 16 a. the product of Twelve Dollars and fifty cents (\$12.50)
17 times each one thousand (1,000) population, or major
18 fraction thereof until a population of seventy-five
19 thousand (75,000) is reached,
20 b. thereafter the product of Twelve Dollars and fifty
21 cents (\$12.50) times each additional five thousand
22 (5,000) population, or major fraction thereof until a
23 population of one hundred fifty thousand (150,000) is
24 reached,

1 c. thereafter add the product of Twelve Dollars and fifty
2 cents (\$12.50) times each additional ten thousand
3 (10,000) population, or major fraction thereof.

4 B. This section shall not reduce the present salary of any
5 county officer in Oklahoma during their present term of office.

6 C. As used in this section, "major fraction thereof" means any
7 amount greater than one-half (1/2).

8 SECTION 3. AMENDATORY 19 O.S. 2001, Section 746, as
9 amended by Section 1, Chapter 139, O.S.L. 2008 (19 O.S. Supp. 2009,
10 Section 746), is amended to read as follows:

11 Section 746. A. When a person is in the custody of a county
12 jail, the custodial county shall only be liable for the cost of
13 medical care for conditions that are not preexisting prior to arrest
14 and that arise due to acts or omissions of the county. A
15 preexisting condition is a condition for which the person received
16 medical treatment or advice, or a condition which was diagnosed in
17 the six (6) months preceding the custody of the person by the law
18 enforcement agency. An accidental injury sustained during the six
19 (6) months preceding the custody of that person by the law
20 enforcement agency will also be considered a preexisting condition.

21 B. An inmate in pretrial detention or the custody of a county
22 jail shall be provided with the opportunity to receive necessary
23 medical care for a preexisting condition and the inmate shall be
24 liable for payment of the cost of such medical care including, but

1 not limited to, medication, medical treatment, and transportation
2 costs, for or relating to the condition requiring treatment.

3 C. The medical provider or hospital shall seek payment for all
4 medical care provided for preexisting conditions directly from the
5 offender. In the event there is a dispute between the jail and the
6 medical provider or hospital concerning the existence or extent of a
7 preexisting condition or the liability to pay medical expenses
8 relating to such condition, and the sheriff pays the expense pending
9 a final determination of liability for such medical expense, the
10 court shall order the offender to reimburse the sheriff for all
11 medical care and treatment for preexisting conditions and injuries
12 except for amounts collected pursuant to Section 531 of this title.
13 Nothing in this section shall require a jail to pay disputed medical
14 expenses or expenses for any preexisting condition.

15 D. Unless a contract exists between a hospital and the county
16 for medical care and treatment of inmates in the county jail, a
17 hospital shall accept, as payment in full, reimbursement from the
18 county according to the current fee schedule of the State and
19 Education Employees Group Insurance Board in effect at the time
20 services were rendered; provided that payment of said services is
21 made by the county within forty-five (45) calendar days of
22 submission of a claim by the hospital.

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1 SECTION 4. This act shall become effective November 1, 2010.

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3 52-2-10910 GRS 05/18/10
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