ENGROSSED SENATE AMENDMENT
TO
ENGROSSED HOUSE
BILL NO. 1283 By: Dank of the House

and

Treat of the Senate

An Act relating to counties and county officers; amending 19 O.S. 2001, Section 180.75, as amended by Section 2, Chapter 362, O.S.L. 2010 (19 O.S. Supp. 2010, Section 180.75), which relates to salaries and compensation; making certain salary increases discretionary; and providing an effective date.

AUTHORS: Remove Treat as Senate Author and substitute Reynolds as Senate Author

AMENDMENT NO. 1. Page 1, strike the title, enacting clause and entire bill and insert

"An Act relating to counties and county officers; amending 19 O.S. 2001, Section 180.75, as amended by Section 2, Chapter 362, O.S.L. 2010 (19 O.S. Supp. 2010, Section 180.75), which relates to salaries and compensation; making certain salary increases discretionary; providing for codification; and providing an effective date.

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

SECTION 1. AMENDATORY 19 O.S. 2001, Section 180.75, as amended by Section 2, Chapter 362, O.S.L. 2010 (19 O.S. Supp. 2010, Section 180.75), is amended to read as follows:

Section 180.75 A. In every county in this state which approves an exemption of household goods of the heads of families and livestock employed in support of the family from ad valorem taxation pursuant to the provisions of Section 6 of Article X of the Oklahoma Constitution, the salary of all county officers named in paragraph 1 of Section 180.73 of this title ~~shall~~ may be increased from the applicable basic salary named in Section 180.74 of this title, for the factor of service-ability, as defined in Section 180.71 of this title, according to the following scale:

1. To the basic salary:

a. add the product of One Hundred Dollars ($100.00) times each Ten Thousand Dollars ($10,000.00) of revenue authorized to be collected for county purposes, or major fraction thereof until the amount of such revenue equals Seven Hundred Fifty Thousand Dollars ($750,000.00),

b. thereafter add the product of One Hundred Dollars ($100.00) times each additional Fifty Thousand Dollars ($50,000.00) of revenue authorized to be collected for county purposes, or major fraction thereof until the amount of such revenue equals Five Million Dollars ($5,000,000.00),

c. thereafter add the product of One Hundred Twenty-five Dollars ($125.00) times each additional Seventy

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

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

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

a. the product of Twelve Dollars and fifty cents ($12.50) times each one thousand (1,000) population, or major fraction thereof until a population of seventy-five thousand (75,000) is reached,

b. thereafter the product of Twelve Dollars and fifty cents ($12.50) times each additional five thousand (5,000) population, or major fraction thereof until a population of one hundred fifty thousand (150,000) is reached,

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

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

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

SECTION 2. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 339.7 of Title 19, unless there is created a duplication of numbering, reads as follows:

A. The board of county commissioners of any county of this state having a population of more than two hundred twenty-five thousand (225,000) persons according to the last federal decennial census may by resolution authorize the expenditure of monies deposited in the county highway fund created by Section 1503 of Title 69 of the Oklahoma Statutes for the enhancement of any public property located within the boundaries of the county in accordance with subsection C of this section.

B. The authorization for the use of monies in the county highway fund as set forth in subsection A of this section is intended to be cumulative of, and in addition to, any other lawful use of such monies that is already authorized by the Oklahoma Statutes. The State Legislature specifically finds that the use of county highway fund monies for the purposes set forth in this

section will serve to promote the health, safety, and welfare of the residents of the county.

C. In carrying out the enhancement of any public property pursuant to this section, the board of county commissioners shall utilize persons sentenced to community service, with the county highway fund monies to be expended solely to provide supervisors for community service workers and to provide for any equipment, materials, and supplies necessary or appropriate for the enhancement of the public property.

D. For the purposes of this section:

1. "Enhancement of any public property" means any action or project by the county or its agents that serves to improve the appearance, safety, or utility of any public property located within the boundaries of the county by the accomplishment of any one or more of the following actions or projects:

a. trash, debris, and litter removal from any public property,

b. tire removal from any public property,

c. the clearing of overgrown vegetation from any public property,

d. the clean-up of any public park,

e. the removal of graffiti from any public property, and

f. the clearing of public drainage easements; and

2. "Public property located within the boundaries of the county" means any real property or any interest in real property located within the boundaries of the county that is owned by the county, by a federal or state agency, by a municipality, by a public trust with the state, the county, or a municipality as its beneficiary, by a public school district, or by a state institution of higher education."

SECTION 3. This act shall become effective November 1, 2011.

Passed the Senate the 19th day of April, 2011.

_____
Presiding Officer of the Senate

Passed the House of Representatives the ____ day of _____, 2011.

_____
Presiding Officer of the House of Representatives

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An Act relating to counties and county officers; amending 19 O.S. 2001, Section 180.75, as amended by Section 2, Chapter 362, O.S.L. 2010 (19 O.S. Supp. 2010, Section 180.75), which relates to salaries and compensation; making certain salary increases discretionary; and providing an effective date.

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

SECTION 3. AMENDATORY 19 O.S. 2001, Section 180.75, as amended by Section 2, Chapter 362, O.S.L. 2010 (19 O.S. Supp. 2010, Section 180.75), is amended to read as follows:

Section 180.75 A. In every county in this state which approves an exemption of household goods of the heads of families and livestock employed in support of the family from ad valorem taxation pursuant to the provisions of Section 6 of Article X of the Oklahoma Constitution, the salary of all county officers named in paragraph 1 of Section 180.73 of this title ~~shall~~ may be increased from the applicable basic salary named in Section 180.74 of this title, for

the factor of service-ability, as defined in Section 180.71 of this title, according to the following scale:

1. To the basic salary:

a. add the product of One Hundred Dollars ($100.00) times each Ten Thousand Dollars ($10,000.00) of revenue authorized to be collected for county purposes, or major fraction thereof until the amount of such revenue equals Seven Hundred Fifty Thousand Dollars ($750,000.00),

b. thereafter add the product of One Hundred Dollars ($100.00) times each additional Fifty Thousand Dollars ($50,000.00) of revenue authorized to be collected for county purposes, or major fraction thereof until the amount of such revenue equals Five Million Dollars ($5,000,000.00),

c. thereafter add the product of One Hundred Twenty-five Dollars ($125.00) times each additional Seventy Thousand Dollars ($70,000.00) of revenue authorized to be collected for county purposes, or major fraction thereof until the amount of such revenue equals Twenty Million Dollars ($20,000,000.00),

d. thereafter as to all additional revenue which is authorized to be collected for county purposes add the product of One Hundred Twenty-five Dollars ($125.00)

times each additional Two Hundred Thousand Dollars ($200,000.00) of such revenue, or major fraction thereof; and

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

a. the product of Twelve Dollars and fifty cents ($12.50) times each one thousand (1,000) population, or major fraction thereof until a population of seventy-five thousand (75,000) is reached,

b. thereafter the product of Twelve Dollars and fifty cents ($12.50) times each additional five thousand (5,000) population, or major fraction thereof until a population of one hundred fifty thousand (150,000) is reached,

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

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

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

SECTION 4. This act shall become effective November 1, 2011.

Passed the House of Representatives the 15th day of March, 2011.

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Presiding Officer of the House of Representatives

Passed the Senate the ____ day of _____, 2011.

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Presiding Officer of the Senate