

1 STATE OF OKLAHOMA

2 2nd Session of the 53rd Legislature (2012)

3 SENATE BILL 1600

By: Shortey

4
5 AS INTRODUCED

6 An Act relating to district attorneys; amending 19
7 O.S. 2011, Section 215.30, which relates to district
8 attorneys compensation; deleting obsolete language;
9 modifying salary for district attorneys; eliminating
10 salary supplement for certain district attorneys;
11 providing an effective date; and declaring an
12 emergency.

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

12 SECTION 1. AMENDATORY 19 O.S. 2011, Section 215.30, is
13 amended to read as follows:

14 Section 215.30. A. ~~Beginning January 1, 1997, each district~~
15 ~~attorney shall receive a salary of Seventy-one Thousand Six Hundred~~
16 ~~Sixty-three Dollars (\$71,663.00) per year, payable monthly.~~
17 ~~Beginning January 1, 1999, each district attorney shall receive a~~
18 ~~salary of Eighty-five Thousand Dollars (\$85,000.00) per year,~~
19 ~~payable monthly. Beginning July 1, 2003~~ 2012, each district
20 attorney shall receive a salary ~~equal to ninety-eight percent (98%)~~
21 ~~of the salary of a district judge~~ of One Hundred Twenty-one Thousand
22 Eight Hundred Eighty-six Dollars (\$121,886.00), payable monthly.

23 B. All appointees and employees of district attorneys, except
24 special district attorneys appointed pursuant to subsection C of

1 Section 215.37M of this title, shall be deemed to be state officers
2 or employees for all purposes. All special district attorneys
3 appointed pursuant to subsection C of Section 215.37M of this title
4 shall be deemed to be state officers only for purposes of The
5 Governmental Tort Claims Act and Rule 1.11 of the Rules of
6 Professional Conduct for attorneys licensed to practice law in this
7 state.

8 C. Population, for the purposes of Section 215 et seq. of this
9 title, shall be as determined by the last Federal Decennial Census.
10 The salaries of the district attorneys and the salaries of the
11 assistant district attorneys and their operating and maintenance
12 expenses in each county shall be paid by the state. ~~Provided~~
13 ~~however:~~

14 ~~1. In counties having a population of four hundred thousand~~
15 ~~(400,000) or more, the salary of the district attorney and assistant~~
16 ~~district attorneys may be supplemented by the county. Such~~
17 ~~supplement for the district attorney shall not exceed twenty-five~~
18 ~~percent (25%) of the salary provided for district attorneys by this~~
19 ~~section. Such supplement for the assistant district attorneys shall~~
20 ~~not exceed twenty-five percent (25%) of the salary authorized for~~
21 ~~assistant district attorneys in Section 215.34 of this title.~~

22 ~~2. The salaries and operating expenses of those assistant~~
23 ~~district attorneys who are assigned to child support enforcement~~
24 ~~duties shall be paid by funds received as reimbursement from the~~

1 Department of Human Services under terms of a contract with the
2 office of the district attorney as authorized by Section 237.1 of
3 Title 56 of the Oklahoma Statutes.

4 D. The District Attorneys Council, which may hereinafter be
5 referred to as the "Council", is hereby designated as the state
6 agency for the administration and disbursement of all salaries and
7 expenses of the offices of district attorneys authorized by law.
8 All such payrolls and claims against State Treasury funds must be
9 approved by the Council prior to submission to the Office of State
10 Finance for payment. The Council and the Director of State Finance
11 shall promulgate reasonable rules and regulations covering the
12 preparation of estimates of needs, budgets and claims for the
13 administration of ~~this act~~, Section 215.1 et seq. of this title, the
14 transmittal of county funds to the State Treasury and the
15 disbursement of all state and county funds under ~~this act~~ Section
16 215.1 et seq. of this title.

17 SECTION 2. This act shall become effective July 1, 2012.

18 SECTION 3. It being immediately necessary for the preservation
19 of the public peace, health and safety, an emergency is hereby
20 declared to exist, by reason whereof this act shall take effect and
21 be in full force from and after its passage and approval.

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