

1 STATE OF OKLAHOMA

2 1st Session of the 54th Legislature (2013)

3 SUBCOMMITTEE RECOMMENDATION
4 FOR

5 HOUSE BILL NO. 2145

6 By: Hickman

7 SUBCOMMITTEE RECOMMENDATION

8 An Act relating to the Department of Public Safety;
9 amending 47 O.S. 2011, Sections 2-105.4 and 2-105.8,
10 which relate to salaries; deleting obsolete language;
11 requiring Commissioner of Public Safety to make
12 certain determinations; revising salaries of certain
13 Department of Public Safety personnel; setting
14 certain minimum salary; providing an effective date;
15 and declaring an emergency.

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

17 SECTION 1. AMENDATORY 47 O.S. 2011, Section 2-105.4, is
18 amended to read as follows:

19 Section 2-105.4

20 A. 1. a. ~~The annual salaries for the Commissioner of Public~~
21 ~~Safety, the Assistant Commissioner of Public Safety~~
22 ~~and the commissioned officers within the Highway~~
23 ~~Patrol Division shall be in accordance and conformity~~
24 ~~with the following salary schedule, exclusive of~~
~~longevity pay, as authorized by Section 840-2.18 of~~
~~Title 74 of the Oklahoma Statutes, expense allowance,~~

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

4	Commissioner of Public Safety	\$89,100.00
5	Assistant Commissioner of Public Safety	\$83,314.00
6	Highway Patrol Colonel (Chief)	\$83,314.00
7	Highway Patrol Lieutenant Colonel	
8	(Assistant Chief)	\$74,827.00
9	Highway Patrol Lieutenant Colonel	
10	(Deputy Chief)	\$67,818.00
11	Highway Patrol Major	\$62,026.00
12	Highway Patrol Captain	\$57,243.00
13	Highway Patrol Lieutenant	\$53,306.00
14	Highway Patrolman (Trooper)	
15	Step 1	\$36,711.00
16	Step 2	\$38,377.00
17	Step 3	\$40,123.00
18	Step 4	\$41,953.00
19	Step 5	\$43,871.00
20	Step 6	\$45,881.00
21	Step 7	\$50,087.00
22	Probationary Highway Patrolman	\$33,000.00
23	Cadet Highway Patrolman	\$30,000.00

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1 ~~b. Each Highway Patrolman shall receive upon the~~
2 ~~anniversary date of the Patrolman an annual salary~~
3 ~~increase to the step of the salary schedule provided~~
4 ~~for in subparagraph a of this paragraph which step~~
5 ~~number corresponds to the number of completed years of~~
6 ~~service the Patrolman has accumulated in the Highway~~
7 ~~Patrol Division, including service in the former Lake~~
8 ~~Patrol Division and the former Capitol Patrol Division~~
9 ~~of the Department of Public Safety if the Patrolman,~~
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 ~~Provided, if the number of completed years of service on~~
20 ~~the anniversary date of the Patrolman is or exceeds seven~~
21 ~~(7) years, said Patrolman shall be assigned to, and the~~
22 ~~salary of the Patrolman adjusted to, Step 7 of said salary~~
23 ~~schedule.~~

1 2. a. ~~Effective January 1, 2007~~ Except as provided in
2 subparagraph c of this paragraph, the annual salaries
3 for the Commissioner of Public Safety, the Assistant
4 Commissioner of Public Safety and the commissioned
5 officers within the Highway Patrol Division shall be
6 in accordance and conformity with the following salary
7 schedule, exclusive of longevity pay, as authorized by
8 Section 840-2.18 of Title 74 of the Oklahoma Statutes,
9 expense allowance, as authorized by Section 2-130 of
10 this title, irregular shift pay, as authorized by
11 Section 2-130.1 of this title, and any pay from
12 working shifts in addition to or in lieu of regularly
13 scheduled shifts that may result from a contractual
14 agreement entered into by the Department or from a
15 special enforcement assignment:

16	Commissioner of Public Safety	\$111,133.00
17		<u>\$129,247.00</u>
18	Assistant Commissioner of Public Safety	\$101,030.00
19		<u>\$117,497.00</u>
20	Highway Patrol Colonel (Chief)	\$101,030.00
21		<u>\$117,497.00</u>
22	Highway Patrol Lieutenant Colonel	
23	(Assistant Chief)	\$91,844.00
24		<u>\$106,815.00</u>

1	Highway Patrol Lieutenant Colonel	
2	(Deputy Chief)	\$83,495.00
3		<u>\$97,104.00</u>
4	Highway Patrol Major	\$75,904.00
5		<u>\$88,352.00</u>
6	Highway Patrol Captain	\$69,004.00
7		<u>\$80,251.00</u>
8	Highway Patrol Lieutenant	\$62,731.00
9		<u>\$72,956.00</u>
10	Highway Patrolman (Trooper)	
11	Step 1	\$38,000.00
12		<u>\$44,194.00</u>
13	Step 2	\$40,660.00
14		<u>\$47,287.00</u>
15	Step 3	\$43,506.00
16		<u>\$50,597.00</u>
17	Step 4	\$46,552.00
18		<u>\$54,139.00</u>
19	Step 5	\$49,810.00
20		<u>\$57,929.00</u>
21	Step 6	\$53,298.00
22		<u>\$61,985.00</u>
23	Step 7	\$57,028.00
24		<u>\$66,323.00</u>

1	Probationary Highway Patrolman	\$35,514.00
2		<u>\$41,302.00</u>
3	Cadet Highway Patrolman	\$33,192.00
4		<u>\$38,602.00</u>

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

1 paragraph which step number corresponds to the number
2 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 c. Within thirty (30) days of the effective date of this
17 act and on July 1 of each year thereafter, the
18 Commissioner of Public Safety shall determine the
19 entry-level salary paid to police officers of each
20 municipality of this state employing at least twenty-
21 five (25) officers. The Commissioner shall further
22 determine the average of the three highest entry-level
23 salaries paid by such municipalities upon initial
24 employment. On January 1, 2014, and on January 1 of

1 each year thereafter, the salaries set forth in
2 subparagraph a of this paragraph shall be adjusted by
3 the percentage necessary to maintain the Cadet Highway
4 Patrol salary at ninety percent (90%) of the average
5 of the three highest entry-level salaries paid by such
6 municipalities as determined by the Commissioner.
7 Provided, the Commissioner of Public Safety, the
8 Assistant Commissioner of Public Safety, or
9 commissioned officer within the Highway Patrol shall
10 not receive less than the salary the Commissioner of
11 Public Safety, the Assistant Commissioner of Public
12 Safety, or commissioned officer within the Highway
13 Patrol was receiving on December 31, 2013.

14 Provided, if the number of completed years of service on the
15 anniversary date of the ~~Patrolman~~ Commissioner of Public Safety, the
16 Assistant Commissioner of Public Safety, or commissioned officer
17 within the Highway Patrol is or exceeds seven (7) years, the
18 ~~Patrolman~~ Commissioner of Public Safety, the Assistant Commissioner
19 of Public Safety, or commissioned officer within the Highway Patrol
20 shall be assigned to, and the salary of the ~~Patrolman~~ Commissioner
21 of Public Safety, the Assistant Commissioner of Public Safety, or
22 commissioned officer within the Highway Patrol be adjusted to, ~~Step~~
23 ~~7~~ of the salary schedule provided in subparagraph a of this
24 paragraph.

1 ~~3.~~ 2. Except as provided in ~~paragraphs~~ paragraph 1 and 2 of
2 this subsection, in any twelve-month period ~~no~~ the Commissioner of
3 Public Safety, the Assistant Commissioner of Public Safety, nor
4 commissioned officer within the Highway Patrolman Patrol shall
5 receive:

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

13 Provided, however, such ~~Patrolman~~ commissioned officer within the
14 Highway Patrol shall receive the salary increase which results from
15 a promotion to another position within the Highway Patrol Division.

16 ~~4.~~ 3. The ~~steps~~ salary schedule prescribed in paragraph 1 of
17 this subsection for the ~~position~~ positions of Commissioner of Public
18 Safety, the Assistant Commissioner of Public Safety, and
19 commissioned officers within the Highway Patrolman in the salary
20 schedule provided for in paragraphs 1 and 2 of this subsection
21 Patrol are for salary and compensation purposes only. No Highway
22 Patrolman shall be reassigned to another such ~~step~~ level of ~~said~~ the
23 salary schedule for the purposes of demotion, discipline, promotion,
24 incentive, reward or for any other reason other than the salary

1 increases provided for in ~~paragraphs~~ paragraph 1 and 2 of this
2 subsection.

3 ~~5.~~ 4. Upon graduation from the Highway Patrol Academy, each
4 Cadet Highway Patrolman shall be promoted to and shall receive the
5 salary for the position of Probationary Highway Patrolman. Upon
6 completion of the one-year probationary period, as required in
7 subsection C of Section 2-105 of this title, each Probationary
8 Highway Patrolman shall be promoted to and shall receive the salary
9 for Step 1 of the position of Highway Patrolman, as provided for in
10 paragraph 1 ~~or 2~~ of this subsection, ~~as applicable~~. Thereafter, the
11 salary of such Patrolman shall be subject to the provisions of this
12 subsection.

13 B. The provisions of this section shall supersede all existing
14 laws covering the salaries for the Commissioner of Public Safety,
15 the Assistant Commissioner of Public Safety and the commissioned
16 officers in the Highway Patrol Division of the Department of Public
17 Safety.

18 C. Nothing in this section shall be construed to prohibit a
19 reduction in pay or salary due to involuntary leave without pay as
20 authorized in Section 840-2.27C of Title 74 of the Oklahoma
21 Statutes.

22 SECTION 2. AMENDATORY 47 O.S. 2011, Section 2-105.8, is
23 amended to read as follows:

24

1 Section 2-105.8 A. There is hereby created within the Oklahoma
2 Highway Patrol Division of the Department of Public Safety, the
3 Communications Section.

4 B. An employee shall not be promoted to the position of
5 Communications Coordinator.

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

14	Communications Coordinator	\$45,205.00
15	Communications Superintendent	\$41,468.00
16	Communications Supervisor	\$38,071.00
17	Communications Dispatcher	
18	Step 1	\$28,631.00
19	Step 2	\$29,297.00
20	Step 3	\$29,979.00
21	Step 4	\$30,678.00
22	Step 5	\$31,395.00
23	Step 6	\$32,130.00
24	Step 7	\$34,983.00

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

Communications Coordinator	\$57,189.00
	<u>\$66,511.00</u>
Communications Superintendent	\$51,990.00
	<u>\$60,464.00</u>
Communications Supervisor	\$47,264.00
	<u>\$54,968.00</u>
Communications Dispatcher	
Step 1	\$28,631.00
	<u>\$33,298.00</u>
Step 2	\$30,635.00
	<u>\$35,629.00</u>
Step 3	\$32,780.00
	<u>\$38,123.00</u>
Step 4	\$35,074.00
	<u>\$40,791.00</u>
Step 5	\$37,529.00
	<u>\$43,646.00</u>
Step 6	\$40,156.00
	<u>\$46,701.00</u>
Step 7	\$42,967.00
	<u>\$49,971.00</u>

1 Probationary Communications Dispatcher ~~\$26,758.00~~
2 \$31,120.00

- 3 b. ~~On January 1, 2007, each~~ Each Communications
4 Dispatcher shall be assigned and the salary of such
5 Dispatcher shall be adjusted to the salary schedule
6 provided for in subparagraph a of this paragraph.
7 Such initial adjustment of salaries shall be to the
8 step whose number corresponds to the number of
9 completed years of service the Dispatcher has
10 accumulated in the Communications Section of the
11 Oklahoma Highway Patrol Division of the Department of
12 Public Safety. Provided, however, no such Dispatcher
13 shall receive less than the salary the Dispatcher was
14 receiving on December 31, ~~2006~~ 2013. If the number of
15 completed years of service of such Dispatcher exceeds
16 seven (7) years on January 1, ~~2007~~ 2014, the
17 Dispatcher shall be assigned to and the Dispatcher's
18 salary adjusted to Step 7 of the salary schedule.
- 19 c. ~~After January 1, 2007, each~~ Each Communications
20 Dispatcher shall receive upon the anniversary date of
21 the Dispatcher an annual salary increase to the next
22 higher step of the salary schedule provided for in
23 subparagraph a of this paragraph if the Dispatcher,
24 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 Dispatcher is or exceeds seven (7) years, the Dispatcher
11 shall be assigned to, and the salary of the Dispatcher adjusted to,
12 Step 7 of the salary schedule.

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

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

23
24

1 Provided, however, such Dispatcher shall receive the salary
2 increase which results from a promotion to another position within
3 the Communications Section.

4 ~~4.~~ 3. The steps prescribed for the position of Communications
5 Dispatcher in the salary schedule provided for in ~~paragraphs~~
6 paragraph 1 and 2 of this subsection are for salary and compensation
7 purposes only. No Communications Dispatcher shall be reassigned to
8 another such step of said salary schedule for the purposes of
9 demotion, discipline, promotion, incentive, reward or for any other
10 reason other than the salary increases provided for in ~~paragraphs~~
11 paragraph 1 and 2 of this subsection.

12 ~~5.~~ 4. Upon completion of the one-year probationary period as
13 required in subsection D of Section 840-4.13 of Title 74 of the
14 Oklahoma Statutes, each Probationary Communications Dispatcher shall
15 be promoted to and shall receive the salary for Step 1 of the
16 position of Communications Dispatcher, as provided for in paragraph
17 ~~1 or 2~~ of this subsection, ~~whichever is applicable~~. Thereafter, the
18 salary of such Dispatcher shall be subject to the provisions of this
19 subsection.

20 D. The provisions of this section shall supersede all existing
21 laws covering the salaries for the positions in the Communications
22 Section of the Oklahoma Highway Patrol Division of the Department of
23 Public Safety.

1 E. Nothing in this section shall be construed to prohibit a
2 reduction in pay or salary due to involuntary leave without pay as
3 authorized in Section 840-2.27C of Title 74 of the Oklahoma
4 Statutes.

5 SECTION 3. This act shall become effective July 1, 2013.

6 SECTION 4. It being immediately necessary for the preservation
7 of the public peace, health and safety, an emergency is hereby
8 declared to exist, by reason whereof this act shall take effect and
9 be in full force from and after its passage and approval.

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11 54-1-7260 GRS 02/21/13

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