

STATE OF OKLAHOMA

2nd Session of the 56th Legislature (2018)

HOUSE BILL 2634

By: Babinec

AS INTRODUCED

An Act relating to public safety; amending 47 O.S. 2011, Section 2-102, which relates to the position of the Commissioner of Public Safety; providing certain right upon completion of duties as Commissioner; and providing an effective date.

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

SECTION 1. AMENDATORY 47 O.S. 2011, Section 2-102, is amended to read as follows:

Section 2-102. A. 1. The Department shall be under the control of an executive officer to be known as the "Commissioner of Public Safety", who shall be appointed by the Governor with the advice and consent of the Senate.

2. The Commissioner of Public Safety shall be a professional law enforcement officer with ten (10) years' experience in the field of law enforcement or with five (5) years' experience in the field of law enforcement and a graduate of a four-year college with a degree in law enforcement administration, law, criminology or a related science.

1 3. Any vacancy in the office of the Commissioner shall be
2 filled in the same manner as the original appointment is made.

3 4. The Commissioner shall be allowed the actual and necessary
4 expenses incurred in the performance of official duties of the
5 Commissioner while away from the office.

6 B. The Commissioner of Public Safety, after appointment and
7 before entering upon the discharge of duties, shall take and
8 subscribe to the oath of office required by the Constitution.

9 Bonding of the Commissioner of Public Safety and other employees of
10 the Department will be provided under the provisions of Section
11 85.26 of Title 74 of the Oklahoma Statutes.

12 C. The Commissioner of Public Safety shall be eligible to
13 participate in either the Oklahoma Public Employees Retirement
14 System or in the Oklahoma Law Enforcement Retirement System and
15 shall make an irrevocable election in writing to participate in one
16 of the two retirement systems.

17 D. Any employee of the Department of Public Safety appointed to
18 the position of Commissioner shall have a right to return to the
19 previous position of the employee without any loss of rights,
20 privileges or benefits immediately upon completion of the duties as
21 Commissioner, provided the employee is not otherwise disqualified.

22 SECTION 2. This act shall become effective November 1, 2018.
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24 56-2-8564 JM 12/28/17