1 HOUSE OF REPRESENTATIVES - FLOOR VERSION 2 STATE OF OKLAHOMA 3 1st Session of the 57th Legislature (2019) 4 ENGROSSED SENATE BILL NO. 709 By: David of the Senate 5 and 6 Echols of the House 7 8 9 An Act relating to the Oklahoma Department of Public Safety; amending 47 O.S. 2011, Section 2-104, as amended by Section 160, Chapter 304, O.S.L. 2012 (47 10 O.S. Supp. 2018, Section 2-104), which relates to the 11 Commissioner appointments; modifying appointments; making language gender neutral; and declaring an 12 emergency. 13 14 15 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA: SECTION 1. 47 O.S. 2011, Section 2-104, as 16 AMENDATORY amended by Section 160, Chapter 304, O.S.L. 2012 (47 O.S. Supp. 17 2018, Section 2-104), is amended to read as follows: 18 Section 2-104. A. The Commissioner, subject to the Merit 19 20 System laws, if applicable, shall appoint an Assistant Commissioner a Chief of Administration and such other deputies, subordinates, 21 officers, investigators, and other employees as may be necessary to 22 implement the provisions of this title. Any employee of the 23 Department of Public Safety appointed to the position of Assistant 24

- Commissioner Chief of Administration who is otherwise statutorily
 eligible shall have a right to return to the previous position of
 the employee without any loss of rights, privileges or benefits
 immediately upon completion of the duties as Assistant Commissioner
 Chief of Administration, provided the employee is not otherwise
 disqualified.
 - B. When traveling with the Governor or at his or her request:
 - 1. Those personnel assigned by the Commissioner for executive security shall be allowed their actual and necessary traveling expenses, upon claims approved by the Commissioner, and shall receive, in addition to base salary, an additional One Hundred Seventy-five Dollars (\$175.00) per month; and
 - 2. Those personnel serving as noncommissioned pilots in the Department of Public Safety shall be allowed their actual and necessary traveling expenses, upon claims approved by the Commissioner.
 - C. Any person appointed to the position of Assistant

 Commissioner Chief of Administration of the Department of Public

 Safety shall be eligible for retirement participation as a member of the Highway Patrol Division in the Oklahoma Law Enforcement

 Retirement System if such person at the time of appointment satisfies the age qualifications of an Oklahoma Highway Patrolman as provided in subsection B of Section 2-105 of this title; however, and is otherwise eligible to participate in the retirement program;

1	otherwise, the Chief of Administration shall participate in the
2	Oklahoma Public Employees Retirement upon appointment. However, the
3	Assistant Commissioner Chief of Administration shall be eligible for
4	participation in only one retirement system and shall elect in
5	writing the system in which he the Chief of Administration intends
6	to participate.
7	D. The salaries of the employees of the Department of Public
8	Safety $_{m{ au}}$ shall be governed by and in accordance with the procedures
9	established by the Office of Management and Enterprise Services,
10	unless otherwise provided by law.
11	SECTION 2. It being immediately necessary for the preservation
12	of the public peace, health or safety, an emergency is hereby
13	declared to exist, by reason whereof this act shall take effect and
14	be in full force from and after its passage and approval.
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16	COMMITTEE REPORT BY: COMMITTEE ON RULES, dated 04/09/2019 - DO PASS.
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