

STATE OF OKLAHOMA

1st Session of the 57th Legislature (2019)

SENATE BILL NO. 709

By: David

AS INTRODUCED

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 O.S. Supp. 2018, Section 2-104), which relates to the Commissioner appointments; modifying appointments; making language gender neutral; and declaring an emergency.

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

SECTION 1. AMENDATORY 47 O.S. 2011, Section 2-104, as amended by Section 160, Chapter 304, O.S.L. 2012 (47 O.S. Supp. 2018, Section 2-104), is amended to read as follows:

Section 2-104. A. The Commissioner, subject to the Merit System laws, if applicable, shall appoint ~~an Assistant Commissioner~~ a Chief of Administration and such other deputies, subordinates, officers, investigators, and other employees as may be necessary to implement the provisions of this title. Any employee of the Department of Public Safety appointed to the position of ~~Assistant Commissioner~~ Chief of Administration who is otherwise statutorily eligible shall have a right to return to the previous position of

1 the employee without any loss of rights, privileges or benefits
2 immediately upon completion of the duties as ~~Assistant Commissioner~~
3 Chief of Administration, provided the employee is not otherwise
4 disqualified.

5 B. When traveling with the Governor or at his or her request:

6 1. Those personnel assigned by the Commissioner for executive
7 security shall be allowed their actual and necessary traveling
8 expenses, upon claims approved by the Commissioner, and shall
9 receive, in addition to base salary, an additional One Hundred
10 Seventy-five Dollars (\$175.00) per month; and

11 2. Those personnel serving as noncommissioned pilots in the
12 Department of Public Safety shall be allowed their actual and
13 necessary traveling expenses, upon claims approved by the
14 Commissioner.

15 C. Any person appointed to the position of ~~Assistant~~
16 ~~Commissioner~~ Chief of Administration of the Department of Public
17 Safety shall be eligible for retirement participation as a member of
18 the Highway Patrol Division in the Oklahoma Law Enforcement
19 Retirement System if such person at the time of appointment
20 satisfies the age qualifications of an Oklahoma Highway Patrolman as
21 provided in subsection B of Section 2-105 of this title; ~~however,~~
22 and is otherwise eligible to participate in the retirement program;
23 otherwise, the Chief of Administration shall participate in the
24 Oklahoma Public Employees Retirement upon appointment. However, the

1 ~~Assistant Commissioner~~ Chief of Administration shall be eligible for
2 participation in only one retirement system and shall elect in
3 writing the system in which ~~he~~ the Chief of Administration intends
4 to participate.

5 D. The salaries of the employees of the Department of Public
6 Safety, shall be governed by and in accordance with the procedures
7 established by the Office of Management and Enterprise Services,
8 unless otherwise provided by law.

9 SECTION 2. It being immediately necessary for the preservation
10 of the public peace, health or safety, an emergency is hereby
11 declared to exist, by reason whereof this act shall take effect and
12 be in full force from and after its passage and approval.

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