

STATE OF OKLAHOMA

2nd Session of the 57th Legislature (2020)

HOUSE BILL 3273

By: Boles

AS INTRODUCED

An Act relating to counties and county officers; amending 19 O.S. 2011, Sections 180.58, 180.59, 180.62, as amended by Section 1, Chapter 27, O.S.L. 2019, 180.63 and 180.68, as amended by Section 2, Chapter 27, O.S.L. 2019 (19 O.S. Supp. 2019, Sections 180.62 and 180.68), which relate to salary and compensation; modifying applicability; modifying description of certain property; modifying valuation of certain property; increasing certain base salary range; requiring increase in county officer salary; reformulating salary increase calculation; updating description of certain property; modifying date changes in salaries shall take effect; repealing 19 O.S. 2011, Sections 180.64A, 180.71, 180.72, 180.73, 180.74, as amended by Section 3, Chapter 27, O.S.L. 2019, 180.75, 180.76, 180.77, 180.78, 180.79, 180.80, 180.81, 180.82 and 180.83, as amended by Section 4, Chapter 27, O.S.L. 2019 (19 O.S. Supp. 2019, Sections 180.74 and 180.83), which relate to salary and compensation; and providing an effective date.

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

SECTION 1. AMENDATORY 19 O.S. 2011, Section 180.58, is amended to read as follows:

Section 180.58 A. Sections 180.58 through 180.68 of this title shall apply to all counties ~~which do not approve an exemption of household goods of the heads of families and livestock employed in~~

1 ~~support of the family from ad valorem taxation pursuant to the~~
2 ~~provisions of Section 6 of Article X of the Oklahoma Constitution.~~

3 B. The purpose of Sections 180.58 through 180.68 of this title
4 is to codify and revise the laws of the state relating to the
5 salaries and wages of county officers and their deputies and
6 employees, and to establish said salaries and wages by general law
7 applicable throughout the state under a uniform schedule fixing such
8 salaries and wages and future increases and reductions thereof upon
9 the following bases:

10 1. The available revenues of the several counties out of which
11 such salaries and wages may be paid;

12 2. The amount of services required to be performed;

13 3. The monetary value of such services in relation to that of
14 nongovernmental services of similar nature in the areas wherein such
15 services are performed; and

16 4. The relative amounts of services required of the various
17 county officers, their deputies and employees upon investigation and
18 full consideration of the applicable facts.

19 C. The Legislature has determined that the foregoing bases of
20 such schedule gradations generally are cognate to the combination of
21 the following factors:

22 1. The ~~net~~ gross assessed valuation of all tangible taxable
23 property of the county ~~(total taxable valuation less homestead~~
24 ~~exemption allowances except those additional homestead exemptions~~

1 ~~authorized and allowed pursuant to Section 2890 of Title 68 of the~~
2 ~~Oklahoma Statutes~~), hereinafter referred to as "service-ability";
3 and

4 2. The population of the county, hereinafter referred to as the
5 "service-load".

6 The application of said factors properly establishes a rational and
7 relevant formula for uniformity of salaries and wages and of future
8 increases and decreases thereof.

9 SECTION 2. AMENDATORY 19 O.S. 2011, Section 180.59, is
10 amended to read as follows:

11 Section 180.59 The ~~net~~ gross assessed total tangible property
12 valuation for ad valorem tax purposes in each county, or service-
13 ability factor, shall be determined from the county assessor's
14 certificate of such valuations as filed with the excise board of the
15 county for the purpose of computation of ad valorem tax levies of
16 each year, and no subsequent amendments thereto to effect an
17 increase or decrease in such valuations shall have any effect for
18 such year whatsoever.

19 SECTION 3. AMENDATORY 19 O.S. 2011, Section 180.62, as
20 amended by Section 1, Chapter 27, O.S.L. 2019 (19 O.S. Supp. 2019,
21 Section 180.62), is amended to read as follows:

22 Section 180.62 A. The basic salaries of county officers upon
23 which all salaries and future increases or decreases thereof shall
24 not be less than Nineteen Thousand Dollars (\$19,000.00) per annum

1 nor shall they exceed ~~Forty-four Thousand Five Hundred Dollars~~
2 ~~(\$44,500.00)~~ Forty-nine Thousand Five Hundred Dollars (\$49,500.00)
3 per annum.

4 B. The board of county commissioners, or if the county has
5 elected to come under the County Budget Act, the budget board
6 members of the county, shall set the salaries for all elected county
7 officials within the limits allowed by law.

8 C. The annual salaries fixed by this act shall be paid either
9 monthly or twice a month, by order of the board of county
10 commissioners, for each month or fraction thereof the incumbent
11 lawfully occupies and holds title to such office.

12 SECTION 4. AMENDATORY 19 O.S. 2011, Section 180.63, is
13 amended to read as follows:

14 Section 180.63 In every county in this state, the salary of all
15 county officers named in paragraph 1 of Section 180.61 of this title
16 ~~may~~ shall be increased from the applicable basic salary named in
17 Section 180.62 of this title, for ~~net~~ gross assessed valuation or
18 serviceability, according to the following scale:

19 A. To the basic salary:

20 1. Add the product of One Hundred Dollars (\$100.00) times each
21 One Million Dollars (\$1,000,000.00) ~~net~~ gross assessed valuation, or
22 major fraction thereof, until a ~~net~~ gross assessed valuation of
23 Seventy-five Million Dollars (\$75,000,000.00) is reached;

1 2. Thereafter add the product of One Hundred Dollars (\$100.00)
2 times each additional Five Million Dollars (\$5,000,000.00) ~~net~~ gross
3 assessed valuation, or major fraction thereof, until a ~~net~~ gross
4 assessed valuation of Five Hundred Million Dollars (\$500,000,000.00)
5 is reached;

6 3. Thereafter add the product of One Hundred Twenty-five
7 Dollars (\$125.00) times each additional Seven Million Dollars
8 (\$7,000,000.00) ~~net~~ gross assessed valuation, or major fraction
9 thereof, until a ~~net~~ gross assessed valuation of Two Billion Dollars
10 (\$2,000,000,000.00) is reached; and

11 4. Thereafter as to all additional ~~net~~ gross assessed valuation
12 add the product of One Hundred Twenty-five Dollars (\$125.00) times
13 each additional Twenty Million Dollars (\$20,000,000.00) ~~net~~ gross
14 assessed valuation, or major fraction thereof.

15 B. Also, the salary of each county officer shall be
16 additionally increased from the basic salary named in Section 180.62
17 of this title, and the additions thereto heretofore provided in this
18 section, for population or service load according to the following
19 scale:

20 1. The product of Twelve Dollars and fifty cents (\$12.50) times
21 each one thousand (1,000) population, or major fraction thereof
22 until a population of seventy-five thousand (75,000) is reached;
23 thereafter;

1 2. The product of Twelve Dollars and fifty cents (\$12.50) times
2 each additional five thousand (5,000) population, or major fraction
3 thereof until a population of one hundred fifty thousand (150,000)
4 is reached; thereafter add; and

5 3. The product of Twelve Dollars and fifty cents (\$12.50) times
6 each additional ten thousand (10,000) population, or major fraction
7 thereof.

8 C. This section shall not reduce the present salary of any
9 county officer in Oklahoma during their present term of office.

10 SECTION 5. AMENDATORY 19 O.S. 2011, Section 180.68, as
11 amended by Section 2, Chapter 27, O.S.L. 2019 (19 O.S. Supp. 2019,
12 Section 180.68), is amended to read as follows:

13 Section 180.68 The date on which changes in the salaries and
14 rates of pay for county officers and their deputies, aides and
15 assistants under this act due to changes in population ~~or~~, gross
16 assessed valuation or both population and gross assessed valuation
17 in any county shall take effect, shall be as of, on ~~and~~ or after the
18 first day of ~~January~~ July based upon the population as shown by the
19 latest Federal Decennial Census for the State of Oklahoma, and the
20 total ~~net~~ gross assessed valuations of tangible taxable properties
21 for such fiscal year as shown by the official certificate which the
22 county assessor files with the county excise board for the purpose
23 of computing appropriations and levies for such current fiscal year.

1 SECTION 6. REPEALER 19 O.S. 2011, Sections 180.64A,
2 180.71, 180.72, 180.73, 180.74, as amended by Section 3, Chapter 27,
3 O.S.L. 2019, 180.75, 180.76, 180.77, 180.78, 180.79, 180.80, 180.81,
4 180.82 and 180.83, as amended by Section 4, Chapter 27, O.S.L. 2019
5 (19 O.S. Supp. 2019, Sections 180.74 and 180.83), are hereby
6 repealed.

7 SECTION 7. This act shall become effective November 1, 2020.

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