

1 **SENATE FLOOR VERSION**

2 March 31, 2021

3 ENGROSSED HOUSE
4 BILL NO. 1064

By: Boles, Burns and Bell of
the House

5 and

6 Kidd of the Senate

7
8
9 An Act relating to counties and county officers;
10 amending 19 O.S. 2011, Sections 180.58, 180.59,
11 180.62, as amended by Section 1, Chapter 27, O.S.L.
12 2019, 180.63 and 180.68, as amended by Section 2,
13 Chapter 27, O.S.L. 2019 (19 O.S. Supp. 2020, Sections
14 180.62 and 180.68), which relate to salary and
15 compensation; modifying applicability; modifying
16 description of certain property; modifying valuation
17 of certain property; increasing certain base salary
18 range; requiring increase in county officer salary;
19 reformulating salary increase calculation; updating
20 description of certain property; modifying date
21 changes in salaries shall take effect; repealing 19
22 O.S. 2011, Sections 180.64A, 180.71, 180.72, 180.73,
23 180.74, as amended by Section 3, Chapter 27, O.S.L.
24 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. 2020, Sections
180.74 and 180.83), which relate to salary and
compensation; and providing an effective date.

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

22 SECTION 1. AMENDATORY 19 O.S. 2011, Section 180.58, is
23 amended to read as follows:
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1 Section 180.58. A. Sections 180.58 through 180.68 of this
2 title shall apply to all counties ~~which do not approve an exemption~~
3 ~~of household goods of the heads of families and livestock employed~~
4 ~~in support of the family from ad valorem taxation pursuant to the~~
5 ~~provisions of Section 6 of Article X of the Oklahoma Constitution.~~

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

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

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

16 3. The monetary value of such services in relation to that of
17 nongovernmental services of similar nature in the areas wherein such
18 services are performed; and

19 4. The relative amounts of services required of the various
20 county officers, their deputies and employees upon investigation and
21 full consideration of the applicable facts.

22 C. The Legislature has determined that the foregoing bases of
23 such schedule gradations generally are cognate to the combination of
24 the following factors:

1 1. The ~~net~~ gross assessed valuation of all tangible taxable
2 property of the county ~~(total taxable valuation less homestead~~
3 ~~exemption allowances except those additional homestead exemptions~~
4 ~~authorized and allowed pursuant to Section 2890 of Title 68 of the~~
5 ~~Oklahoma Statutes)~~, hereinafter referred to as "service-ability";
6 and

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

9 The application of said factors properly establishes a rational and
10 relevant formula for uniformity of salaries and wages and of future
11 increases and decreases thereof.

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

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

22 SECTION 3. AMENDATORY 19 O.S. 2011, Section 180.62, as
23 amended by Section 1, Chapter 27, O.S.L. 2019 (19 O.S. Supp. 2020,
24 Section 180.62), is amended to read as follows:

1 Section 180.62. A. The basic salaries of county officers upon
2 which all salaries and future increases or decreases thereof shall
3 not be less than Nineteen Thousand Dollars (\$19,000.00) per annum
4 nor shall they exceed ~~Forty-four Thousand Five Hundred Dollars~~
5 ~~(\$44,500.00)~~ Forty-nine Thousand Five Hundred Dollars (\$49,500.00)
6 per annum.

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

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

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

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

22 A. To the basic salary:

23 1. Add the product of One Hundred Dollars (\$100.00) times each
24 One Million Dollars (\$1,000,000.00) ~~net~~ gross assessed valuation, or

1 major fraction thereof, until a ~~net~~ gross assessed valuation of
2 Seventy-five Million Dollars (\$75,000,000.00) is reached;

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

8 3. Thereafter add the product of One Hundred Twenty-five
9 Dollars (\$125.00) times each additional Seven Million Dollars
10 (\$7,000,000.00) ~~net~~ gross assessed valuation, or major fraction
11 thereof, until a ~~net~~ gross assessed valuation of Two Billion Dollars
12 (\$2,000,000,000.00) is reached; and

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

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

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

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

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

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

12 SECTION 5. AMENDATORY 19 O.S. 2011, Section 180.68, as
13 amended by Section 2, Chapter 27, O.S.L. 2019 (19 O.S. Supp. 2020,
14 Section 180.68), is amended to read as follows:

15 Section 180.68. The date on which changes in the salaries and
16 rates of pay for county officers and their deputies, aides and
17 assistants under this act due to changes in population ~~or~~, gross
18 assessed valuation or both population and gross assessed valuation
19 in any county shall take effect, shall be as of, on ~~and~~ or after the
20 first day of ~~January~~ July based upon the population as shown by the
21 latest Federal Decennial Census for the State of Oklahoma, and the
22 total ~~net~~ gross assessed valuations of tangible taxable properties
23 for such fiscal year as shown by the official certificate which the
24

1 county assessor files with the county excise board for the purpose
2 of computing appropriations and levies for such current fiscal year.

3 SECTION 6. REPEALER 19 O.S. 2011, Sections 180.64A,
4 180.71, 180.72, 180.73, 180.74, as amended by Section 3, Chapter 27,
5 O.S.L. 2019, 180.75, 180.76, 180.77, 180.78, 180.79, 180.80, 180.81,
6 180.82 and 180.83, as amended by Section 4, Chapter 27, O.S.L. 2019
7 (19 O.S. Supp. 2020, Sections 180.74 and 180.83), are hereby
8 repealed.

9 SECTION 7. This act shall become effective November 1, 2021.

10 COMMITTEE REPORT BY: COMMITTEE ON GENERAL GOVERNMENT
11 March 31, 2021 - DO PASS
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