

1 ENGROSSED SENATE
2 BILL NO. 709

By: David of the Senate

3 and

4 Echols of the House

5
6 An Act relating to the Oklahoma Department of Public
7 Safety; amending 47 O.S. 2011, Section 2-104, as
8 amended by Section 160, Chapter 304, O.S.L. 2012 (47
9 O.S. Supp. 2018, Section 2-104), which relates to the
10 Commissioner appointments; modifying appointments;
11 making language gender neutral; and declaring an
12 emergency.

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

14 SECTION 1. AMENDATORY 47 O.S. 2011, Section 2-104, as
15 amended by Section 160, Chapter 304, O.S.L. 2012 (47 O.S. Supp.
16 2018, Section 2-104), is amended to read as follows:

17 Section 2-104. A. The Commissioner, subject to the Merit
18 System laws, if applicable, shall appoint ~~an Assistant Commissioner~~
19 a Chief of Administration and such other deputies, subordinates,
20 officers, investigators, and other employees as may be necessary to
21 implement the provisions of this title. Any employee of the
22 Department of Public Safety appointed to the position of ~~Assistant~~
23 ~~Commissioner~~ Chief of Administration who is otherwise statutorily
24 eligible shall have a right to return to the previous position of
the employee without any loss of rights, privileges or benefits

1 immediately upon completion of the duties as ~~Assistant Commissioner~~
2 Chief of Administration, provided the employee is not otherwise
3 disqualified.

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

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

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

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

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

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

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

12 Passed the Senate the 11th day of March, 2019.

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15 Presiding Officer of the Senate

16 Passed the House of Representatives the ____ day of _____,
17 2019.

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20 Presiding Officer of the House
21 of Representatives

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