

1 STATE OF OKLAHOMA

2 1st Session of the 57th Legislature (2019)

3 SENATE BILL 461

By: Boggs

4  
5  
6 AS INTRODUCED

7 An Act relating to Department of Corrections  
8 employees; amending 57 O.S. 2011, Section 528, which  
9 relates to duties and compensation of Department of  
10 Corrections employees; providing salary increases for  
11 classified employees based on education; providing  
12 definition; providing for employees on leave without  
13 pay; prohibiting certain employment modifications in  
14 order to lower salary increases; prohibiting  
15 expenditure of certain funds to compensate certain  
16 persons; providing an effective date; and declaring  
17 an emergency.

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

19 SECTION 1. AMENDATORY 57 O.S. 2011, Section 528, is  
20 amended to read as follows:

21 Section 528. A. The Director of the Department of Corrections  
22 shall appoint and fix the duties and compensation of employees  
23 necessary to carry out the duties imposed upon the Department of  
24 Corrections by law. The State Board of Corrections shall appoint  
the Director of the Department of Corrections with the advice and  
consent of the Senate. The salary of the Director shall be set by  
the Legislature in the annual appropriation bill.

1 B. Every classified employee of the Oklahoma Department of  
2 Corrections, including temporary and other limited-term employees of  
3 the Department, shall receive an annualized salary increase  
4 according to the following schedule:

5 1. A salary increase equal to three percent (3%) of the  
6 annualized salary of the position for employees who have graduated  
7 from an accredited college or university with an associate's degree;

8 2. A salary increase equal to six percent (6%) of the  
9 annualized salary of the position for employees who have graduated  
10 from an accredited college or university with a bachelor's degree;

11 and

12 3. A salary increase equal to ten percent (10%) of the  
13 annualized salary of the position for employees who have graduated  
14 from an accredited college or university with a post-graduate  
15 degree.

16 C. As used in this section, "temporary and other limited-term  
17 employees" are those employees who:

18 1. Are not permanent employees;

19 2. Are not otherwise excluded by this section; and

20 3. Are compensated by the Department for a limited duration and  
21 without any subjective expectation by either the employer or the  
22 employee that the employment will become permanent.

23 D. Employees eligible for the increase provided for in  
24 subsection B of this section who are on leave without pay on July 1,  
25

1 2019, shall receive an increase pursuant to subsection B of this  
2 section, effective upon their return to work, but shall not receive  
3 the increase for the period prior to their return to work.

4 E. Employees eligible for the salary increase provided for in  
5 this section shall receive such increase even if it causes the  
6 employee's salary to exceed the maximum for the employee's pay band.

7 F. Employee work hours, duties and compensation fixed pursuant  
8 to subsection A of this section shall not be modified in order to  
9 lower the salary increases provided in subsection B of this section.

10 G. No funds appropriated for the purpose of implementing the  
11 pay increase provided in subsection B of this section shall be  
12 expended by the Department to increase compensation for persons  
13 employed by a private business entity that has entered into a  
14 contract with the Department to provide personnel services or  
15 temporary services to the public employing entity in order for the  
16 public employing entity to perform duties imposed upon it by law or  
17 functions which the public employing entity is authorized to perform  
18 by law.

19 SECTION 2. This act shall become effective July 1, 2019.

20 SECTION 3. It being immediately necessary for the preservation  
21 of the public peace, health or safety, an emergency is hereby  
22  
23  
24

1 declared to exist, by reason whereof this act shall take effect and  
2 be in full force from and after its passage and approval.

3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

57-1-349 CT 1/16/2019 2:50:18 PM