

1                   **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2                                   STATE OF OKLAHOMA

3                                   1st Session of the 55th Legislature (2015)

4 COMMITTEE SUBSTITUTE  
5 FOR ENGROSSED  
6 SENATE BILL NO. 526

By: Shortey of the Senate  
  
and  
  
Montgomery of the House

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10                                   COMMITTEE SUBSTITUTE

11                   An Act relating to law enforcement training; amending  
12                   70 O.S. 2011, Section 3311.4, as last amended by  
13                   Section 1, Chapter 315, O.S.L. 2013 (70 O.S. Supp.  
14                   2014, Section 3311.4), which relates to continuing  
15                   education for law enforcement; providing for carry-  
16                   over hours; and providing an effective date.

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

18                   SECTION 1.           AMENDATORY           70 O.S. 2011, Section 3311.4, as  
19                   last amended by Section 1, Chapter 315, O.S.L. 2013 (70 O.S. Supp.  
20                   2014, Section 3311.4), is amended to read as follows:

21                   Section 3311.4 A. Beginning January 1, 2008, and annually  
22                   thereafter, every active full-time peace officer, certified by the  
23                   Council on Law Enforcement Education and Training (CLEET) pursuant  
24                   to Section 3311 of this title, shall attend and complete a minimum  
of twenty-five (25) hours of continuing law enforcement training

1 accredited or provided by CLEET which shall include a mandatory two  
2 (2) hours on mental health issues. Officers who complete continuing  
3 education training in excess of the required twenty-five (25) hours  
4 in a calendar year may carry the additional training hours forward  
5 for one (1) calendar year to count toward the training required in  
6 that year. CLEET shall promulgate rules to enforce the provisions  
7 of this section and shall enter into contracts and agreements for  
8 the payment of classroom space, training, food, and lodging expenses  
9 as may be necessary for law enforcement officers attending such  
10 training in accordance with subsection B of Section 3311 of this  
11 title. Such training and seminars shall be conducted in all areas  
12 of this state at technology center schools, institutions of higher  
13 education, or other approved sites.

14 B. Every inactive full-time peace officer, certified by CLEET,  
15 shall be exempt from these requirements during the inactive status.  
16 Upon reentry to full-time active status, the peace officer shall be  
17 required to comply with subsection A of this section. If a full-  
18 time certified peace officer has been inactive for five (5) or more  
19 years, the officer must complete refresher training as prescribed by  
20 CLEET and which shall include a minimum of four (4) hours of mental  
21 health education and training, within one (1) year of employment.  
22 If a certified reserve officer has been inactive for five (5) or  
23 more years, the certified reserve officer shall complete a legal  
24 update as prescribed by CLEET. The Director of CLEET may waive

1 these requirements based on review of all records of employment and  
2 training.

3 C. Every tribal officer who is commissioned by an Oklahoma law  
4 enforcement agency pursuant to a cross-deputization agreement with  
5 the State of Oklahoma or any political subdivision of the State of  
6 Oklahoma pursuant to the provisions of Section 1221 of Title 74 of  
7 the Oklahoma Statutes shall comply with the provisions of this  
8 section.

9 D. Any active full-time certified peace officer, or CLEET-  
10 certified cross-deputized tribal officer who fails to meet the  
11 annual training requirements specified in this section, shall be  
12 subject to having the certification of the peace officer suspended,  
13 after the peace officer and the employer have been given written  
14 notice of noncompliance and a reasonable time, as defined by the  
15 Council, to comply with the provisions of this section. A peace  
16 officer shall not be employed in the capacity of a peace officer  
17 during any period of suspension. The suspension period shall be for  
18 a period of time until the officer files a statement attesting to  
19 full compliance with the provisions of this section. Suspension of  
20 peace officer certification shall be reported to the District  
21 Attorney for the jurisdiction in which the officer is employed, the  
22 liability insurance company of the law enforcement agency that  
23 employed the peace officer, the chief elected official of the  
24 governing body of the law enforcement agency and the chief law

1 enforcement officer of the law enforcement agency. Any officer  
2 whose certification is suspended pursuant to this section may  
3 request a hearing with CLEET. Such hearings shall be governed by  
4 the Administrative Procedures Act except that the affected officer  
5 has the burden to show CLEET why CLEET should not have the  
6 certification of the officer suspended.

7 SECTION 2. This act shall become effective November 1, 2015.

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9 COMMITTEE REPORT BY: COMMITTEE ON PUBLIC SAFETY, dated 04/06/2015 -  
10 DO PASS, As Amended.