

STATE OF OKLAHOMA

2nd Session of the 43rd Legislature (1992)

HOUSE BILL NO. 2162

BY: MADDUX (Elmer)

AS INTRODUCED

AN ACT RELATING TO COUNTIES AND COUNTY OFFICERS;  
AMENDING 19 O.S. 1991, SECTIONS 130.2, 130.5 AND  
130.7, WHICH RELATE TO THE COMMISSION ON COUNTY  
GOVERNMENT PERSONNEL EDUCATION AND TRAINING;  
REQUIRING COUNTY SHERIFF TO PARTICIPATE IN CERTAIN  
TRAINING; ELIMINATING CERTAIN REIMBURSEMENT;  
REQUIRING COUNTY COMMISSIONERS TO ATTEND A CERTAIN  
INSTITUTE; PROVIDING FOR CURRICULUM, REGISTRATION  
FEES AND LOCATIONS FOR SUCH INSTITUTE; REQUIRING  
NOTIFICATION FOR ATTENDANCE AT SUCH INSTITUTE;  
REQUIRING EDUCATIONAL ACCREDITATION AND CONTINUING  
EDUCATION FOR COUNTY COMMISSIONERS; SPECIFYING  
PROVISION OF ACCREDITATION AND EDUCATION  
REQUIREMENTS; SPECIFYING PROCEDURE FOR DEVELOPMENT  
OF CURRICULUM; REQUIRING RECORDS OF CERTIFICATION;  
PROVIDING FOR REIMBURSEMENT; REQUIRING COUNTY  
SHERIFF TO ATTEND CERTAIN INSTITUTE; PROVIDING FOR  
CURRICULUM; PRESCRIBING CONTINUING EDUCATION  
REQUIREMENT; PROVIDING FOR REIMBURSEMENT; REQUIRING  
NOTIFICATION FOR ATTENDANCE AT SUCH INSTITUTE;  
PROVIDING FOR CODIFICATION; PROVIDING AN EFFECTIVE  
DATE; AND DECLARING AN EMERGENCY.

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

SECTION 1. AMENDATORY 19 O.S. 1991, Section 130.2, is amended to read as follows:

Section 130.2 The duties of the Commission shall be:

1. To oversee a professional development program for training Oklahoma county commissioners, county clerks, county treasurers, county assessors, county sheriffs, court clerks, their deputies and employees, through the Center for Local Government Technology and Cooperative Extension Service at Oklahoma State University;

2. To provide guidance to the Center for Local Government Technology and Cooperative Extension Service in designing curricula to be used in educational programs and materials;

3. To identify needs and set priorities for research to be conducted in cooperation with the Center for Local Government Technology and Cooperative Extension Service in areas relevant to the study and improvement of Oklahoma county government and its functions and to accept gifts and grants for such purposes;

4. To cooperate with the advisory boards authorized in Section ~~4-130.4~~ 130.4 of this ~~act~~ title in determining the educational needs of county officials and their employees so that they can perform their duties and responsibilities efficiently and professionally;

5. To contract with the Center for Local Government Technology and Cooperative Extension Service at Oklahoma State University to administer county personnel education and training.

SECTION 2. AMENDATORY 19 O.S. 1991, Section 130.5, is amended to read as follows:

Section 130.5 The objectives of each education and training program, as developed by the Commission in consultation with the advisory boards and administered through the Center for Local Government Technology and Cooperative Extension Service at Oklahoma State University, shall include, but shall not be limited to:

1. Encouraging the professional development of the ~~five~~ groups of county officials and their employees governed by this act by providing educational programs and reference materials on job-related topics on a timely basis;

2. Improving the efficiency of county government operations by providing technical assistance in the administration of mandated duties;

3. Improving the technical skills of county employees by providing technical training in the operation and maintenance of construction equipment and machinery; and

4. Serving as a reference and resource center for county officials.

SECTION 3. AMENDATORY 19 O.S. 1991, Section 130.7, is amended to read as follows:

Section 130.7 Each county commissioner, county clerk, county treasurer, county assessor, county sheriff and court clerk holding office on the effective date of this act and those elected thereafter and the deputies of such elected county officers shall be required to participate in the appropriate training programs and educational seminars relevant to their positions and duties conducted pursuant to Sections ~~4~~ 130.1 through ~~7~~ 130.7 of this ~~act~~ title. ~~Expenses related to attending such activities shall be reimbursed by the Commission.~~

SECTION 4. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 456 of Title 19, unless there is created a duplication in numbering, reads as follows:

A. Each person elected for the first time as a member of a board of county commissioners on or after July 1, 1994, shall be required to attend the Newly Elected Board of County Commissioners Training Institute within forty-five (45) days after being elected to office. The Institute shall consist of at least eighteen (18)

hours of instruction. A certificate of completion shall be awarded to those persons who attend and successfully complete the Institute.

B. The curriculum for the Institute shall be developed by the Association of County Commissioners of Oklahoma and shall include but not be limited to: County finance and budget process; personnel management; ethics; duties and responsibilities as member of the governing body of the county; and purchasing procedures.

C. A registration fee to defray the estimated cost of presenting the Institute may be charged by the Association of County Commissioners of Oklahoma. Any person required to attend this Institute shall be reimbursed by the county for actual expenses associated with attendance at the Institute as provided in the State Travel Reimbursement Act.

D. The Institute shall be held in a location as determined by the Association of County Commissioners of Oklahoma.

E. Each official designated to receive filings from candidates for the office of county commissioner shall notify the candidate of the requirement for attendance at the Institute as provided for in this section.

F. If a person is appointed as a member of a board of county commissioners because of a vacancy on or after January 1, 1995, such person shall be required to complete an equivalent training institute conducted by the Association of County Commissioners of Oklahoma. Such training may be held on an individual basis and shall be completed within a reasonable period of time as determined by the Association of County Commissioners.

SECTION 5. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 457 of Title 19, unless there is created a duplication in numbering, reads as follows:

A. Each county commissioner in office or assuming office on or after April 1, 1993 shall be required to achieve educational accreditation as prescribed by this section. Failure to achieve

such accreditation within the time prescribed shall result in forfeiture of office. A vacancy in a public office created for failure to achieve such accreditation shall be filled in the manner provided by law.

B. Each official designated to receive filings from candidates for the office of county commissioner shall notify the candidate of the requirement for accreditation as provided for in this section.

C. Within one (1) year from the date a county commissioner is elected to office, the county commissioner shall be required to successfully complete accreditation. The accreditation shall consist of the successful completion of a total of twenty-four (24) hours of instruction.

D. Each county commissioner who has successfully completed accreditation shall be required to annually complete a continuing education requirement of twelve (12) hours per year. Failure to complete the continuing education requirement shall result in forfeiture of any travel reimbursement until the requirement is completed. Continuing education shall consist of successful completion of academic units on changes in Oklahoma Statutes affecting the duties and responsibilities of county commissioners or other topics appropriate to the improvement of county commissioner's offices.

E. The Oklahoma State University Center for Local Government Technology shall provide the necessary classes, seminars and materials in support of the accreditation and continuing education requirements. An advisory board created pursuant to Section 130.4 of this title shall develop educational requirements, curriculum materials, appropriate study resources and examinations for the accreditation and continuing education requirements established in this section.

F. For purposes of the administration of the accreditation requirements, the Oklahoma State University Center for Local

Government Technology shall be responsible for keeping an official record as to the accreditation of individual county commissioners. Such record shall be the sole responsibility of Oklahoma State University. The Oklahoma State University Center for Local Government Technology shall issue the accreditations to all persons who have so qualified.

G. Any person required to complete accreditation or continuing education as provided in this section shall be reimbursed by the county for actual expenses associated with attendance at such courses as provided in the State Travel Reimbursement Act.

SECTION 6. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 530 of Title 19, unless there is created a duplication in numbering, reads as follows:

A. Each person elected as county sheriff on or after July 1, 1992, shall be required to attend the County Sheriff Administrative Training Institute within forty-five (45) days after being elected to office. Each person elected for the first time as county sheriff on or after July 1, 1996, shall be required to attend the County Sheriff Administrative Training Institute within forty-five (45) days after being elected to office. The Institute shall consist of at least thirty (30) hours of instruction. A certificate of completion shall be awarded to those persons who attend and successfully complete the Institute.

B. The curriculum for the Institute shall be developed by the Oklahoma State University Center for Local Government Technology in cooperation with the Sheriffs Association of Oklahoma and shall include but not be limited to: Purchasing procedures; personnel administration; ethics; and financial management.

C. Each county sheriff who has successfully completed the Institute shall be required to annually complete a continuing education requirement of eight (8) hours per year. Continuing education shall consist of successful completion of academic units

on changes in Oklahoma Statutes affecting the administrative duties and responsibilities of county sheriffs or other topics appropriate to the improvement of county sheriff's offices.

D. Any person required to attend this Institute or to complete the continuing education shall be reimbursed by the county for actual expenses associated with the attendance of these courses as provided in the State Travel Reimbursement Act.

E. Each official designated to receive filings from candidates for the office of county sheriff shall notify the candidate of the requirement for attendance at the Institute as provided for in this section.

SECTION 7. This act shall become effective July 1, 1992.

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

43-2-7333

ARE