

and

Leftwich of the Senate

An Act relating to counties and county officers; amending 19 O.S. 1991, Section 155.7, which relates to county records; expanding methods by which county records may be kept; amending 19 O.S. 1991, Section 547, as last amended by Section 1, Chapter 48, O.S.L. 1999 (19 O.S. Supp. 1999, Section 547), which relates to reserve force deputy sheriffs; modifying number of hours which may be worked by reserve force deputies; and providing an effective date.

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

SECTION 1. AMENDATORY 19 O.S. 1991, Section 155.7, is amended to read as follows:

Section 155.7 A. County officers may have any or all records kept by any county office photographed, microphotographed, photostated, reproduced on film, or stored on optical disk or permanent electronic media. Such film or reproducing material shall be of durable material and the device used to reproduce such records on film or other material shall be such as to accurately reproduce and perpetuate the original records in all details.

B. The photostatic copy, photograph, microphotograph, photographic film ~~or~~, optical disk, or permanent electronic files of the original records shall be deemed to be an original record for all purposes, and shall be admissible in evidence in all court or administrative agencies. A facsimile, exemplification or certified copy thereof shall, for all purposes recited herein, be deemed to be a transcript, exemplification or certified copy of the original.

C. Whenever such reproduced records shall be placed in conveniently accessible files and provisions made for preserving,

examining and using same, the county officer may certify those facts to the board of county commissioners. All such records shall be archived or disposed of according to the provisions of the Oklahoma State Statutes and any other such restrictions as may be applicable.

SECTION 2. AMENDATORY 19 O.S. 1991, Section 547, as last amended by Section 1, Chapter 48, O.S.L. 1999 (19 O.S. Supp. 1999, Section 547), is amended to read as follows:

Section 547. A. The sheriff shall be responsible for the official acts of the undersheriff and deputy sheriffs, and may revoke such appointments at the pleasure of the sheriff. The sheriff or the undersheriff may in writing depute certain persons to do particular acts.

B. Each sheriff may appoint as many reserve force deputy sheriffs as are necessary to preserve the peace and dignity of the county. A current list of each person holding such appointment shall be maintained by the county sheriff and shall be available to the public. Reserve force deputy sheriffs may perform duties which encompass a particular act or a series of acts. A sheriff or salaried deputy sheriff shall accompany a reserve force deputy sheriff in the performance of all duties assigned to such reserve force deputy sheriff unless such reserve deputy has completed the required one-hundred-twenty-hour basic police course. Reserve force deputies may receive compensation for their services. The sheriff may pay reserve force deputies for travel expenses pursuant to the State Travel Reimbursement Act. Such reserve deputy sheriffs shall complete a one-hundred-twenty-hour basic police course within twelve (12) months after they have been commissioned to be paid by the county as an individual reserve deputy. The sheriff may pay for additional training courses attended by reserve force deputies.

C. Each reserve force deputy sheriff shall serve on a part-time basis and shall perform duties only while on authorized duty. The

calculation for part-time reserve force deputy sheriff shall be as follows:

1. For counties having a total population of less than two hundred thousand (200,000) persons, a reserve force deputy sheriff shall serve not more than one hundred twenty (120) hours per calendar month; and

2. For counties having a total population of two hundred thousand (200,000) or more persons, a reserve force deputy sheriff shall serve not more than one hundred forty (140) hours per calendar month. Provided, however, nothing in this section shall modify training required pursuant to the provisions of Section 3311 of Title 70 of the Oklahoma Statutes.

D. The sheriff or a designee may deputize municipal police officers subject to an interlocal governmental agreement to combine city and county law enforcement efforts and to encourage cooperation between city and county law enforcement officials. Liability for the conduct of any municipal police officers deputized under the terms and conditions of an interlocal governmental agreement shall remain the responsibility of their municipal employer.

~~D.~~ E. The sheriff may enter into mutual aid agreements pursuant to the Interlocal Cooperation Act, Section 1002 et seq. of Title 74 of the Oklahoma Statutes, to assist or provide law enforcement services to any town, city, and county within this state and the sheriff and deputies shall have law enforcement authority within the jurisdiction making the request. The employing governmental unit shall remain responsible for their officers or deputies pursuant to any mutual aid agreement.

SECTION 3. This act shall become effective November 1, 2000.

Passed the House of Representatives the 7th day of March, 2000.

Speaker of the House of
Representatives

Passed the Senate the ____ day of _____, 2000.

President of the Senate