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THE STATE SENATE
Wednesday, February 22, 2006

Committee Substitute for
Senate Bill No. 1401

COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 1401 - By: PADDACK of the Senate and PLUNK of the House.

[law enforcement training - Council on Law Enforcement Education and Training - agreements for use of certain facilities - effective date]

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

SECTION 1. AMENDATORY 70 O.S. 2001, Section 3311, as last amended by Section 1, Chapter 428, O.S.L. 2004 (70 O.S. Supp. 2005, Section 3311), is amended to read as follows:

Section 3311. A. There is hereby re-created a Council on Law Enforcement Education and Training which shall be, and is hereby declared to be, a governmental agency of the State of Oklahoma, body politic and corporate, with powers of government and with the authority to exercise the rights, privileges and functions specified by Sections 3311 through 3311.7 of this title. The Council shall be composed of nine (9) members, the Director of the Oklahoma State Bureau of Investigation, one member appointed by the Governor who may be a lay person, and seven police or peace officers, one selected by each of the following: the Court of Criminal Appeals, the Commissioner of Public Safety, the Board of Directors of the Oklahoma Sheriffs and Peace Officers Association, the Oklahoma

1 Association of Police Chiefs, the Board of Directors of the Oklahoma
2 Sheriffs' Association, the Board of Directors of the Fraternal Order
3 of Police and the Governor. The Director selected by the Council
4 shall be an ex officio member of the Council and shall act as
5 Secretary. The Council on Law Enforcement Education and Training
6 shall select a chair and vice-chair from among its members. Members
7 of the Council on Law Enforcement Education and Training shall not
8 receive a salary for duties performed as members of the Council, but
9 shall be reimbursed for their actual and necessary expenses incurred
10 in the performance of Council duties pursuant to the provisions of
11 the State Travel Reimbursement Act.

12 B. The Council on Law Enforcement Education and Training is
13 hereby authorized and directed to:

14 1. Appoint a larger Advisory Council to discuss problems and
15 hear recommendations concerning necessary research, minimum
16 standards, educational needs, and other matters imperative to
17 upgrading Oklahoma law enforcement to professional status;

18 2. Promulgate rules with respect to such matters as
19 certification, revocation, suspension, withdrawal and reinstatement
20 of certification, minimum courses of study, testing and test scores,
21 attendance requirements, equipment and facilities, minimum
22 qualifications for instructors, minimum standards for basic and

1 advanced in-service courses, and seminars for Oklahoma police and
2 peace officers;

3 3. Authorize research, basic and advanced courses, and seminars
4 to assist in program planning directly and through subcommittees;

5 4. Authorize additional staff and services necessary for
6 program expansion;

7 5. Recommend legislation necessary to upgrade Oklahoma law
8 enforcement to professional status;

9 6. Establish policies and regulations concerning the number,
10 geographic and police unit distribution, and admission requirements
11 of those receiving tuition or scholarship aid available through the
12 Council. Such waiver of costs shall be limited to duly appointed
13 members of legally constituted local, county, and state law
14 enforcement agencies on the basis of educational and financial need;

15 7. Appoint a Director and an Assistant Director to direct the
16 staff, inform the Council of compliance with the provisions of this
17 section and perform such other duties imposed on the Council by law;

18 8. Enter into contracts and agreements for the payment of
19 classroom space, food, and lodging expenses as may be necessary for
20 law enforcement officers attending any official course of
21 instruction approved or conducted by the Council. Such expenses may
22 be paid directly to the contracting agency or business
23 establishment. The food and lodging expenses for each law

1 enforcement officer shall not exceed the authorized rates as
2 provided for in the State Travel Reimbursement Act; provided,
3 however, the Council may provide food and lodging to law enforcement
4 officials attending any official course of instruction approved or
5 conducted by the Council rather than paying for the provision of
6 such food and lodging by an outside contracting agency or business
7 establishment;

- 8 9. a. Certify canine teams, consisting of a dog and a
9 handler working together as a team, trained to detect:
10 (1) controlled dangerous substances, or
11 (2) explosives, explosive materials, explosive
12 devices, or materials which could be used to
13 construct an explosive device;
14 provided, the dog of a certified canine team shall not
15 be certified at any time as both a drug dog and a bomb
16 dog, and any dog of a certified canine team who has
17 been previously certified as either a drug dog or a
18 bomb dog shall not be eligible at any time to be
19 certified in the other category.
- 20 b. Upon retiring the dog from the service it was
21 certified to perform, the law enforcement department
22 that handled the dog shall retain possession of the
23 dog. The handler shall have first option of adopting

1 the dog. If that option is not exercised, the law
2 enforcement department shall provide for its adoption.
3 Once adopted the dog shall not be placed back into
4 active service;

5 10. Enter into a lease, loan or other agreement with the
6 Oklahoma Development Finance Authority or a local public trust for
7 the purpose of facilitating the financing of a new facility for its
8 operations and use and pledge, to the extent authorized by law, all
9 or a portion of its receipts of the assessment penalty herein
10 referenced for the payment of its obligations under such lease, loan
11 or other agreement. It is the intent of the Legislature to increase
12 the assessment penalty to such a level or appropriate sufficient
13 monies to the Council on Law Enforcement Education and Training to
14 make payments on the lease, loan or other agreement for the purpose
15 of retiring the bonds to be issued by the Oklahoma Development
16 Finance Authority or local public trust. Such lease, loan or other
17 agreement and the bonds issued to finance such facilities shall not
18 constitute an indebtedness of the State of Oklahoma or be backed by
19 the full faith and credit of the State of Oklahoma, and the lease,
20 loan or other agreement and the bonds shall contain a statement to
21 such effect;

22 11. Accept gifts, bequests, devises, contributions and grants,
23 public or private, of real or personal property; ~~and~~

1 12. Appoint an advisory committee composed of representatives
2 from security guard and private investigative agencies to advise the
3 Council concerning necessary research, minimum standards for
4 licensure, education, and other matters related to licensure of
5 security guards, security guard agencies, private investigators, and
6 private investigative agencies; and

7 13. Enter into agreements with agencies and business entities
8 for the temporary use of facilities of the Council, whereby
9 contracting agencies and business entities shall pay a fee to be
10 determined by the Council by rule. All fees collected pursuant to
11 these agreements shall be deposited to the credit of the C.L.E.E.T.
12 Training Center Revolving Fund created pursuant to Section 3311.6 of
13 this title. The Council is authorized to promulgate emergency rules
14 to effectuate the provisions of this subparagraph.

15 C. Failure of the Legislature to appropriate necessary funds to
16 provide for expenses and operations of the Council on Law
17 Enforcement Education and Training shall not invalidate other
18 provisions of this section relating to the creation and duties of
19 the Council.

20 D. 1. No person shall be eligible to complete a basic police
21 course approved by the Council until the Oklahoma State Bureau of
22 Investigation and the Federal Bureau of Investigation have reported
23 to the submitting agency that such person has no felony record, and

1 the employing agency has reported to the Council that such person
2 has undergone psychological testing as provided for in paragraph 2
3 of this subsection, and the applicant has certified the completion
4 of a high school diploma or a GED equivalency certificate and that
5 the applicant is not participating in a deferred sentence agreement
6 for a felony or a crime involving moral turpitude or is not
7 currently subject to an order of the Council revoking, suspending,
8 or accepting a voluntary surrender of peace officer certification
9 and that the applicant is not currently undergoing treatment for a
10 mental illness, condition, or disorder. For purposes of this
11 subsection, "currently undergoing treatment for mental illness,
12 condition, or disorder" means the person has been diagnosed by a
13 licensed physician or psychologist as being afflicted with a
14 substantial disorder of thought, mood, perception, psychological
15 orientation, or memory that significantly impairs judgment,
16 behavior, capacity to recognize reality, or ability to meet the
17 ordinary demands of life and such condition continues to exist.

18 2. No person shall be certified as a police or peace officer in
19 this state unless the employing agency has reported to the Council
20 that:

21 a. the Oklahoma State Bureau of Investigation and the
22 Federal Bureau of Investigation have reported that

1 such person has no record of a conviction of a felony
2 or crime involving moral turpitude,
3 b. such person has undergone psychological evaluation
4 such as the Minnesota Multiphasic Personality
5 Inventory, the California Psychological Inventory
6 (CPI), or other psychological instrument approved by
7 the Council on Law Enforcement Education and Training.
8 The psychological instrument utilized shall be
9 evaluated by a psychologist licensed by the State of
10 Oklahoma, and the employing agency shall certify to
11 the Council that the evaluation was conducted in
12 accordance with this provision and that the
13 employee/applicant is suitable to serve as a peace
14 officer in the State of Oklahoma. Nothing herein
15 shall preclude a psychologist licensed in the state
16 from employing additional psychological techniques to
17 assist the employing agency's determination of the
18 employee/applicant's suitability to serve as a peace
19 officer in the State of Oklahoma. Any person found
20 not to be suitable for employment or certification by
21 the Council shall not be employed, retained in
22 employment as a peace officer, or certified by the
23 Council for at least one (1) year, at which time the

1 employee/applicant may be ~~re-evaluated~~ reevaluated by
2 a psychologist licensed by the State of Oklahoma.
3 This section shall also be applicable to all reserve
4 peace officers in the State of Oklahoma. Any person
5 who is certified by CLEET and has undergone the
6 psychological evaluation required by this subparagraph
7 and has been found to be suitable as a peace officer
8 shall not be required to be reevaluated for any
9 subsequent employment as a peace officer following
10 retirement or any break in service as a peace officer,
11 c. such person possesses a high school diploma or a GED
12 equivalency certificate, provided this requirement
13 shall not affect those persons who are already
14 employed as a police or peace officer prior to
15 November 1, 1985,
16 d. such person is not participating in a deferred
17 sentence agreement for a felony or a crime involving
18 moral turpitude,
19 e. such person has attained twenty-one (21) years of age
20 prior to certification as a peace officer,
21 f. such person has provided proof of United States
22 citizenship or resident alien status, pursuant to an
23 employment eligibility verification form from the

1 United States Immigration and Naturalization Service,
2 and
3 g. the name, gender, date of birth, and address of such
4 person have been presented to the Department of Mental
5 Health and Substance Abuse Services by the Council.
6 The Department of Mental Health and Substance Abuse
7 Services shall respond to the Council within ten (10)
8 days whether the computerized records of the
9 Department indicate the applicant has ever been
10 involuntarily committed to an Oklahoma state mental
11 institution. In the event that the Department of
12 Mental Health and Substance Abuse Services reports to
13 the Council that the applicant has been involuntarily
14 committed, the Council shall immediately inform the
15 employing agency,
16 and the Council has determined that such person has satisfactorily
17 completed a basic police course of not less than one hundred sixty
18 (160) hours of accredited instruction for reserve police officers
19 and reserve deputies and not less than three hundred (300) hours for
20 full-time salaried police or peace officers from the Council or
21 curriculum or course of study approved by the Council; provided, the
22 Council may increase the number of hours for the completion of a
23 basic police course by requiring independent study. Beginning

1 January 1, 2003, the basic police course for full-time-salaried
2 police or peace officers shall be increased to not less than three
3 hundred two (302) hours. Subject to the availability of money,
4 beginning July 1, 2005, the basic police course for full-time-
5 salaried police or peace officers shall be increased to not less
6 than three hundred eighty (380) hours. Said training shall include
7 training in crime and drug prevention, crisis intervention, and
8 youth and family intervention techniques and recognizing,
9 investigating and preventing abuse and exploitation of elderly
10 persons.

11 3. Every person who has not been certified as a police or peace
12 officer and is duly appointed or elected as a police or peace
13 officer shall hold such position on a temporary basis only, and
14 shall, within one (1) year from the date of appointment or taking
15 office, qualify as required in this subsection or forfeit such
16 position; provided, however, effective November 1, 2004, every
17 person who has not been certified as a police or peace officer and
18 is duly appointed or elected as a police or peace officer shall hold
19 such position on a temporary basis only, and shall, within six (6)
20 months from the date of appointment or taking office, qualify as
21 required in this subsection or forfeit such position. In computing
22 the time for qualification, all service shall be cumulative from
23 date of first appointment or taking office as a police or peace

1 officer with any department in this state. The Council may extend
2 the time requirement specified in this paragraph for good cause as
3 determined by the Council. An elected police or peace officer shall
4 be eligible to enroll in a basic police course in accordance with
5 this subsection upon being elected. A duty is hereby imposed upon
6 the employing agency to withhold payment of the compensation or wage
7 of said unqualified officer. If the police or peace officer fails
8 to forfeit the position or the employing agency fails to require the
9 officer to forfeit the position, the district attorney shall file
10 the proper action to cause the forfeiting of such position. The
11 district court of the county where the officer is employed shall
12 have jurisdiction to hear the case.

13 4. The Council may certify officers who have completed a course
14 of study in another state deemed by the Council to meet standards
15 for Oklahoma peace officers providing the officer's certification in
16 the other state has not been revoked or voluntarily surrendered and
17 is not currently under suspension.

18 5. For purposes of this section, a police or peace officer is
19 defined as a full-time duly appointed or elected officer who is paid
20 for working more than twenty-five (25) hours per week and whose
21 duties are to preserve the public peace, protect life and property,
22 prevent crime, serve warrants, and enforce laws and ordinances of
23 this state, or any political subdivision thereof; provided, elected

1 sheriffs and their deputies and elected, appointed, or acting chiefs
2 of police shall meet the requirements of this subsection within the
3 first six (6) months after assuming the duties of the office to
4 which they are elected or appointed or for which they are an acting
5 chief; provided further, that this section shall not apply to
6 persons designated by the Director of the Department of Corrections
7 as peace officers pursuant to Section 510 of Title 57 of the
8 Oklahoma Statutes.

9 E. No person shall be certified as a police or peace officer by
10 the Council or be employed by the state, a county, a city, or any
11 political subdivision thereof, who is currently subject to an order
12 of the Council revoking, suspending, or accepting a voluntary
13 surrender of peace officer certification or who has been convicted
14 of a felony or a crime involving moral turpitude, unless a full
15 pardon has been granted by the proper agency; however, any person
16 who has been trained and certified by the Council on Law Enforcement
17 Education and Training and is actively employed as a full-time peace
18 officer as of November 1, 1985, shall not be subject to the
19 provisions of this subsection for convictions occurring prior to
20 November 1, 1985.

21 F. Every person employed as a police or peace officer in this
22 state shall be fingerprinted by the employing law enforcement
23 agency. One set of fingerprint impressions shall be mailed to the

1 Oklahoma State Bureau of Investigation and one set to the Federal
2 Bureau of Investigation, Washington, D.C., within ten (10) days from
3 the initial date of employment.

4 G. 1. The Council is hereby authorized to provide to any
5 employing agency the following information regarding a person who is
6 or has applied for employment as a police or peace officer of such
7 employing agency:

- 8 a. Oklahoma State Bureau of Investigation and Federal
9 Bureau of Investigation reports,
- 10 b. administration of the psychological tests provided for
11 herein,
- 12 c. performance in the course of study or other basis of
13 certification,
- 14 d. previous certifications issued, and
- 15 e. any administrative or judicial determination denying
16 certification.

17 2. An employing agency shall not be liable in any action
18 arising out of the release of contents of personnel information
19 relevant to the qualifications or ability of a person to perform the
20 duties of a police or peace officer when such information is
21 released pursuant to written authorization for release of
22 information signed by such person and is provided to another

1 employing agency which has employed or has received an application
2 for employment from such person.

3 3. As used in this subsection, "employing agency" means a
4 political subdivision or law enforcement agency which either has
5 employed or received an employment application from a person who, if
6 employed, would be subject to this section.

7 H. 1. A law enforcement agency employing police or peace
8 officers in this state shall report the hiring, resignation, or
9 termination for any reason of a police or peace officer to the
10 Council at a time established by the Council. Failure to comply
11 with the provisions of this subsection may disqualify a law
12 enforcement agency from participating in training programs sponsored
13 by the Council.

14 2. A tribal law enforcement agency that has peace officers
15 commissioned by an Oklahoma law enforcement agency pursuant to a
16 cross-deputization agreement with the State of Oklahoma or any
17 political subdivision of the State of Oklahoma pursuant to the
18 provisions of Section 1221 of Title 74 of the Oklahoma Statutes
19 shall report the commissioning, resignation, or termination of
20 commission for any reason of a cross-deputized tribal police or
21 peace officer to CLEET within ten (10) days of the commissioning,
22 resignation, or termination. Failure to comply with the provisions

1 of this subsection may disqualify a tribal law enforcement agency
2 from participating in training programs sponsored by the Council.

3 I. It is unlawful for any person to willfully make any
4 statement in an application to CLEET knowing the statement is false
5 or intentionally commit fraud in any application to the Council for
6 attendance in any CLEET-conducted or CLEET-approved peace officer
7 academy or Collegiate Officer Program or for the purpose of
8 obtaining peace officer certification or reinstatement. It is
9 unlawful for any person to willfully submit false or fraudulent
10 documents relating to continuing education rosters, transcripts or
11 certificates, or any canine license application. Any person
12 convicted of a violation of this subsection shall be guilty of a
13 felony punishable by imprisonment in the Department of Corrections
14 for a term of not less than two (2) years nor more than five (5)
15 years, or by a fine not exceeding Two Thousand Dollars (\$2,000.00),
16 or by both such fine and imprisonment.

17 J. 1. A police or peace officer shall be subject to
18 disciplinary action to include a denial, suspension, revocation or
19 acceptance of voluntary surrender of peace officer certification
20 upon a showing of clear and convincing evidence for the following:

21 a. conviction of a felony or a crime of domestic
22 violence,

- 1 b. conviction of a misdemeanor involving moral turpitude;
2 provided, if the conviction is a single isolated
3 incident that occurred more than five (5) years ago
4 and the Council is satisfied that the person has been
5 sufficiently rehabilitated, the Council may certify
6 such person providing that all other statutory
7 requirements have been met,
- 8 c. a verdict of guilt or entry of a plea of guilty or
9 nolo contendere for a deferred sentence for a felony
10 offense, a crime of moral turpitude, or a crime of
11 domestic violence,
- 12 d. falsification or a willful misrepresentation of
13 information in an employment application or
14 application to the Council on Law Enforcement
15 Education and Training, records of evidence, or in
16 testimony under oath,
- 17 e. revocation or voluntary surrender of police or peace
18 officer certification in another state for a violation
19 of any law or rule or in settlement of any
20 disciplinary action in such state, or
- 21 f. involuntary commitment of a police or peace officer in
22 a mental institution or licensed private mental health
23 facility for any mental illness, condition or disorder

1 that is diagnosed by a licensed physician or
2 psychologist as a substantial disorder of thought,
3 mood, perception, psychological orientation, or memory
4 that significantly impairs judgment, behavior,
5 capacity to recognize reality, or ability to meet the
6 ordinary demands of life. Provided, the peace officer
7 certification may be reinstated upon the Council
8 receiving notification of a psychological evaluation
9 conducted by a licensed physician or psychologist
10 which attests and states by affidavit that the officer
11 and the evaluation test data of the officer have been
12 examined and that, in the professional opinion of the
13 physician or psychologist, the officer is
14 psychologically suitable to return to duty as a peace
15 officer.

16 2. Disciplinary proceedings shall be commenced by filing a
17 complaint with the Council on a form approved by the Council and
18 verified by the complainant. Any employing agency or other person
19 having information may submit such information to the Council for
20 consideration as provided in this subsection.

21 3. Upon the filing of the verified complaint, a preliminary
22 investigation shall be conducted to determine whether:

1 a. there is reason to believe the person has violated any
2 provision of this subsection or any other provision of
3 law or rule, or

4 b. there is reason to believe the person has been
5 convicted of a felony, a crime involving moral
6 turpitude or a domestic violence offense or is
7 currently participating in a deferred sentence for
8 such offenses.

9 4. When the investigation of a complaint does not find the
10 person has violated any of the provisions of this subsection, or
11 finds that the person is sufficiently rehabilitated as provided in
12 subparagraph b or f of paragraph 1 of this subsection, no
13 disciplinary action shall be required and the person shall remain
14 certified as a police or peace officer. When the investigation of a
15 complaint finds that the person has violated any of the provisions
16 of this subsection, the matter shall be referred for disciplinary
17 proceedings. The disciplinary proceedings shall be in accordance
18 with Articles I and II of the Administrative Procedures Act.

19 5. The Council shall revoke the certification of any person
20 upon determining that such person has been convicted of a felony or
21 a crime involving moral turpitude or a domestic violence offense;
22 provided, that if the conviction has been reversed, vacated or
23 otherwise invalidated by an appellate court, such conviction shall

1 not be the basis for revocation of certification; provided further,
2 that any person who has been trained and certified by the Council on
3 Law Enforcement Education and Training and is actively employed as a
4 full-time peace officer as of November 1, 1985, shall not be subject
5 to the provisions of this subsection for convictions occurring prior
6 to November 1, 1985. The sole issue to be determined at the hearing
7 shall be whether the person has been convicted of a felony, a crime
8 involving moral turpitude or a domestic violence offense.

9 6. The Council shall revoke the certification of any person
10 upon determining that such person has received a deferred sentence
11 for a felony, a crime involving moral turpitude or a domestic
12 violence offense.

13 7. The Council may suspend the certification of any person upon
14 a determination that such person has been involuntarily committed to
15 a mental institution or mental health facility for a mental illness,
16 condition or disorder as provided in subparagraph f of paragraph 1
17 of this subsection.

18 8. For all other violations of this subsection, the hearing
19 examiner shall take into consideration the severity of the
20 violation, any mitigating circumstances offered by the person
21 subject to disciplinary action, and any other evidence relevant to
22 the person's character to determine the appropriate disciplinary
23 action.

1 contendere, or other finding of guilt is entered by, against or on
2 behalf of a certified police or peace officer to report such plea,
3 agreement, or other finding of guilt to the Council on Law
4 Enforcement Education and Training within ten (10) days of such plea
5 agreement or the finding of guilt.

6 11. Any person or agency required or authorized to submit
7 information pursuant to this section to the Council shall be immune
8 from liability arising from the submission of the information as
9 long as the information was submitted in good faith and without
10 malice.

11 K. 1. Every canine team in the state trained to detect
12 controlled dangerous substances shall be certified, by test, in the
13 detection of such controlled dangerous substances and shall be
14 recertified annually so long as the canine is used for such
15 detection purposes. The certification test and annual
16 recertification test provisions of this subsection shall not be
17 applicable to canines that are owned by a law enforcement agency and
18 that are certified and annually recertified in the detection of
19 controlled dangerous substances by the United States Customs
20 Service.

21 2. The Council shall appoint a Drug Dog Advisory Council to
22 make recommendations concerning minimum standards, educational
23 needs, and other matters imperative to the certification of canines

1 and canine teams trained to detect controlled dangerous substances.
2 The Council shall promulgate rules based upon the recommendations of
3 the Advisory Council. Members of the Advisory Council shall
4 include, but need not be limited to, a commissioned officer with
5 practical knowledge of such canines and canine teams from each of
6 the following:

- 7 a. the Oklahoma State Bureau of Narcotics and Dangerous
8 Drugs Control,
- 9 b. the Department of Public Safety,
- 10 c. a police department,
- 11 d. a sheriff's office, and
- 12 e. a university or college campus police department.

13 3. The fee for the certification test shall be Two Hundred
14 Dollars (\$200.00) and the annual recertification test fee shall be
15 One Hundred Dollars (\$100.00) per canine team. A retest fee of
16 Fifty Dollars (\$50.00) will be charged if the team fails the test.
17 No such fee shall be charged to any local, state or federal
18 government agency. The fees provided for in this paragraph shall be
19 deposited to the credit of the C.L.E.E.T. Fund created pursuant to
20 Section 1313.2 of Title 20 of the Oklahoma Statutes.

21 L. 1. Every canine team in the state trained to detect
22 explosives, explosive materials, explosive devices, and materials
23 which could be used to construct an explosive device shall be

1 certified, by test, in the detection of such explosives and
2 materials and shall be recertified annually so long as the canine is
3 used for such detection purposes. The certification test and annual
4 recertification test provisions of this subsection shall not be
5 applicable to canines that are owned by a law enforcement agency if
6 such canines are certified and annually recertified in the detection
7 of explosives and materials by the United States Department of
8 Defense.

9 2. The Council shall appoint a Bomb Dog Advisory Council to
10 make recommendations concerning minimum standards, educational
11 needs, and other matters imperative to the certification of canines
12 and canine teams trained to detect explosives, explosive materials,
13 explosive devices and materials which could be used to construct an
14 explosive device. The Council shall promulgate rules based upon the
15 recommendations of the Advisory Council. Members of the Advisory
16 Council shall include, but need not be limited to, a commissioned
17 officer with practical knowledge of such canines and canine teams
18 from each of the following:

- 19 a. the Department of Public Safety,
- 20 b. a police department,
- 21 c. a sheriff's office, and
- 22 d. a university or college campus police department.

1 3. The fee for the certification test shall be Two Hundred
2 Dollars (\$200.00) and the annual recertification test fee shall be
3 One Hundred Dollars (\$100.00) per canine team. A retest fee of
4 Fifty Dollars (\$50.00) will be charged if the team fails the test.
5 No such fee shall be charged to any local, state or federal
6 government agency. The fees provided for in this paragraph shall be
7 deposited to the credit of the C.L.E.E.T. Fund created pursuant to
8 Section 1313.2 of Title 20 of the Oklahoma Statutes.

9 M. All tribal police officers of any Indian tribe or nation who
10 have been commissioned by an Oklahoma law enforcement agency
11 pursuant to a cross-deputization agreement with the State of
12 Oklahoma or any political subdivision of the State of Oklahoma
13 pursuant to the provisions of Section 1221 of Title 74 of the
14 Oklahoma Statutes shall be eligible for peace officer certification
15 under the same terms and conditions required of members of the law
16 enforcement agencies of the State of Oklahoma and its political
17 subdivisions, except that a fee of Three Dollars and sixteen cents
18 (\$3.16) per hour of training shall be charged for all basic police
19 course training provided pursuant to this subsection. Such fees
20 shall be deposited to the credit of the C.L.E.E.T. Fund created
21 pursuant to Section 1313.2 of Title 20 of the Oklahoma Statutes.
22 CLEET shall issue peace officer certification to tribal police
23 officers who, as of July 1, 2003, are commissioned by an Oklahoma

1 law enforcement agency pursuant to a cross-deputization agreement
2 with the State of Oklahoma or any political subdivision of the State
3 of Oklahoma pursuant to the provisions of Section 1221 of Title 74
4 of the Oklahoma Statutes and have met the training and qualification
5 requirements of this section.

6 N. If an employing law enforcement agency in this state has
7 paid the salary of a person while that person is completing in this
8 state a basic police course approved by the Council and if within
9 one (1) year after certification that person resigns and is hired by
10 another law enforcement agency in this state, the second agency or
11 the person receiving the training shall reimburse the original
12 employing agency for the salary paid to the person while completing
13 the basic police course by the original employing agency.

14 SECTION 2. This act shall become effective November 1, 2006.

15 COMMITTEE REPORT BY: COMMITTEE ON APPROPRIATIONS, dated 2-15-06 - DO
16 PASS, As Amended and Coauthored.