

1 ENGROSSED SENATE AMENDMENTS
TO

2 ENGROSSED HOUSE
BILL NO. 3336

By: Thompson and Roan of the
House

4 and
5 Lamb of the Senate

6
7
8 (county jails - jail costs - jail booking fee -
9 contraband in jails or penal institutions -
10 capacity rates of correctional facilities -
11 reimbursement to health care providers - testing
12 of county jail inmates - codification - effective
13 date -
14 emergency)

15
16 AMENDMENT NO. 1. Page 1, strike the enacting clause

17 AMENDMENT NO. 2. Page 1, line 17 1/2, insert a new Section 1
to read

18 "SECTION 1. AMENDATORY 19 O.S. 2001, Section 547, is
19 amended to read as follows:

20 Section 547. A. The sheriff shall be responsible for the
21 official acts of the undersheriff and deputy sheriffs, and may
22 revoke such appointments at the pleasure of the sheriff; provided,
23 however, for counties with a population of five hundred thousand
24

1 (500,000) or more persons, according to the latest Federal Decennial
2 Census, with the exception of chief deputies and undersheriffs, all
3 deputy sheriffs and detention officers shall serve a five-year
4 probationary period during which the deputy sheriff or detention
5 officer shall be considered an at-will employee. After the five-
6 year probationary period, such deputy sheriff or detention officer
7 shall not be discharged except for just cause. The sheriff or the
8 undersheriff may in writing depute certain persons to do particular
9 acts.

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

1 county as an individual reserve deputy. The sheriff may pay for
2 additional training courses attended by reserve force deputies.

3 C. 1. For counties with a population of two hundred thousand
4 (200,000) or more persons, according to the latest Federal Decennial
5 Census, reserve force deputy sheriffs with at least one hundred
6 sixty (160) hours of training pursuant to Section 3311 of Title 70
7 of the Oklahoma Statutes shall not serve more than one hundred forty
8 (140) hours per calendar month.

9 2. For counties with a population of less than two hundred
10 thousand (200,000) persons, according to the latest Federal
11 Decennial Census, reserve force deputy sheriffs with at least one
12 hundred sixty (160) hours of training shall not serve more than one
13 hundred ten (110) hours per calendar month.

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

21 E. The sheriff may enter into mutual aid agreements pursuant to
22 the Interlocal Cooperation Act, Section 1002 et seq. of Title 74 of
23 the Oklahoma Statutes, to assist or provide law enforcement services
24 to any town, city, and county within this state and the sheriff and

1 deputies shall have law enforcement authority within the
2 jurisdiction making the request. The employing governmental unit
3 shall remain responsible for their officers or deputies pursuant to
4 any mutual aid agreement.

5 F. A sheriff of the county may respond to any request from any
6 other jurisdiction within the state for law enforcement assistance
7 in cases of emergency. The sheriff, deputy sheriffs and reserve
8 deputy sheriffs serving in response to the emergency request shall
9 have the same powers and duties as though employed by the requesting
10 law enforcement agency, and when so acting they shall be deemed to
11 be acting within the scope of employment of the requesting law
12 enforcement agency. Salaries, insurance and other benefits shall be
13 provided in the regular manner by the county in which the sheriff,
14 deputy sheriffs and reserve deputy sheriffs are regularly employed.
15 As used in this subsection, "emergency" means a sudden and
16 unforeseeable occurrence or condition, either as to its onset or its
17 extent, of such severity or magnitude that immediate response or
18 action is necessary to assist law enforcement agencies having
19 jurisdiction at the scene of the emergency to carry out their
20 functions.

21 G. A reserve force deputy sheriff shall be authorized to serve
22 civil process pursuant to Section 2004 of Title 12 of the Oklahoma
23 Statutes."

24 and renumber subsequent sections

