

1 ENGROSSED SENATE  
2 BILL NO. 1567

By: Branan of the Senate

3 and

4 Joyner of the House

5  
6 An Act relating to public safety; amending 11 O.S.  
7 2001, Section 34-102, as amended by Section 1,  
8 Chapter 33, O.S.L. 2006 (11 O.S. Supp. 2007, Section  
9 34-102), which relates to chiefs of police; requiring  
10 police chiefs to complete certain training; requiring  
11 police chiefs without certain qualifications to be  
12 removed from office; suspending certain prior  
13 certification of police chiefs without certain  
14 qualifications; providing conditions for suspension  
15 to be lifted; directing the Council on Law  
16 Enforcement Education and Training to establish  
17 criteria for certain training; directing the Oklahoma  
18 Association of Chiefs of Police to submit certain  
19 school for Council approval; requiring certain  
20 agreement between the Association and the Council;  
21 providing exception from certain qualification for  
22 police chiefs who served on or before certain date;  
23 requiring police chiefs to have maintained certain  
24 full-time employment; and providing an effective  
date.

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

SECTION 1. AMENDATORY 11 O.S. 2001, Section 34-102, as  
amended by Section 1, Chapter 33, O.S.L. 2006 (11 O.S. Supp. 2007,  
Section 34-102), is amended to read as follows:

Section 34-102. A. The chief of police of a municipality shall  
be a peace officer and shall enforce the municipal ordinances. The

1 chief of police of a municipality shall have such other powers,  
2 duties and functions as may be prescribed by law or ordinance.

3 B. Any person elected or appointed to the position of chief of  
4 police of a municipality shall meet the following qualifications:

5 1. Be at least twenty-one (21) years of age;

6 2. Be a citizen of the United States;

7 3. Possess at least a high school diploma or General Education  
8 Diploma (GED); and

9 4. Be certified as a peace officer in this state by the Council  
10 on Law Enforcement Education and Training (CLEET), or meet all  
11 requirements necessary for CLEET certification and obtain such  
12 certification within six (6) months of assuming the position of  
13 chief of police or as otherwise allowed by Section 3311 of Title 70  
14 of the Oklahoma Statutes, ~~and~~.

15 ~~5. Have~~ C. Any person elected or appointed to the position of  
16 chief of police must successfully completed complete a course of  
17 training meeting at least the minimal criteria established by the  
18 Council on Law Enforcement Education and Training (CLEET) for a  
19 police chief administration, successfully completed an approved  
20 police chief administrative school approved by the Council, or  
21 successfully complete such course of training or school within  
22 twelve (12) months of assuming the position of chief of police.

23 ~~C. D.~~ 1. Any person who does not meet the qualifications of  
24 paragraph 4 ~~or~~ 5 of subsection B of this section or of subsection C

1 of this section at the time of election or appointment to the  
2 position of chief of police and who fails after assuming the  
3 position of chief of police to meet such qualifications within the  
4 time required shall be removed from the position.

5 2. Any person assuming the position of chief of police ~~without~~  
6 ~~prior~~ who has obtained CLEET certification ~~who fails to complete an~~  
7 ~~approved course of training or police chief administration school~~  
8 ~~within the time required shall be precluded from obtaining CLEET~~  
9 ~~certification while in such position~~ as a peace officer in this  
10 state at any time prior to meeting the qualifications of subsection  
11 C of this section, and who fails to meet such qualifications within  
12 the time required, shall be subject to a suspension of CLEET  
13 certification as a peace officer until such time as the person is  
14 removed from the position of chief of police or the person completes  
15 an approved police chief administration school.

16 ~~D.~~ E. The Council on Law Enforcement Education and Training  
17 (CLEET) shall establish minimal criteria for the ~~qualifications of~~  
18 ~~paragraph 5 of~~ training required by subsection B C of this section  
19 relating to ~~a course of training and~~ police chief administration  
20 schools and approve all training offered in this state relating to  
21 police chief administration. The Oklahoma Association of Chiefs of  
22 Police in consultation and cooperation with the Council is directed  
23 to develop and submit to the Council for approval a Police Chief  
24 Administrative School consisting of training courses that meet at

1 least the minimal criteria ~~established~~ agreed upon by the  
2 Association and the Council.

3 ~~E. F.~~ F. The provisions of ~~this act~~ subsection C of this section  
4 relating to qualifications for a chief of police shall not apply to  
5 any person who ~~has~~ assumed the position of chief of police ~~and is~~  
6 ~~currently serving as the chief of police of a municipality on or~~  
7 ~~before the effective date of this act~~ of the police department of  
8 any Oklahoma municipality and who served in such capacity on or  
9 before November 1, 2006; provided, such person has not had more than  
10 five (5) consecutive years since that date during which he or she  
11 was not employed as a full-time peace officer in this state.

12 SECTION 2. This act shall become effective November 1, 2008.

13 Passed the Senate the 11th day of March, 2008.

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Presiding Officer of the Senate

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17 Passed the House of Representatives the \_\_\_\_ day of \_\_\_\_\_,

18 2008.

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Presiding Officer of the House  
of Representatives

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