

ENROLLED HOUSE
BILL NO. 2557

By: Liebmann of the House

and

Aldridge of the Senate

An Act relating to cities and towns; amending Section 1, Chapter 147, O.S.L. 2005, as last amended by Section 1, Chapter 60, O.S.L. 2007 (11 O.S. Supp. 2007, Section 8-114), which relates to the Oklahoma Municipal Code; modifying who is required to attend institute for municipal officials; and declaring an emergency.

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

SECTION 1. AMENDATORY Section 1, Chapter 147, O.S.L. 2005, as last amended by Section 1, Chapter 60, O.S.L. 2007 (11 O.S. Supp. 2007, Section 8-114), is amended to read as follows:

Section 8-114. A. Each person elected or appointed for the first time ~~to a position as an officer of a municipality on or after January 1, 2005, or appointed for the first time on or after July 1, 2006~~ as defined by paragraph 6 of Section 1-102 of this title, shall be required within one (1) year after taking the oath of office to attend an institute for municipal officials. The Institute shall be conducted at all times, in cooperation with the Oklahoma Department of Career and Technology Education, by or under the supervision of a statewide organization that is exempt from taxation under federal law and designated pursuant to the provisions of the Internal Revenue Code, 26 U.S.C., Section 170(a). The statewide organization shall demonstrate to the Oklahoma Department of Career and Technology Education that it has represented municipalities, had statutory functions and conducted training programs for municipalities for at least fifteen (15) years prior to November 1, 2005. It shall further demonstrate that its continuous official

purpose is to promote the general welfare of cities and towns, to foster or conduct schools, short courses and other training sessions, to provide technical assistance and consultive services and other aids for the improvement and increased efficiency of city and town government, and to serve as the representative of cities and towns in carrying out the duties and prerogatives conferred on it by state law.

B. The Institute shall consist of eight (8) hours of instruction. A certificate of completion shall be awarded to those persons who attend and successfully complete the Institute and a list of those persons shall be filed with the Oklahoma Department of Career and Technology Education.

C. The curriculum for the Institute shall include, but not be limited to: municipal budget requirements, the Oklahoma Open Meeting Act, the Oklahoma Open Records Act, ethics, procedures for conducting meetings, conflict of interest, and purchasing procedures.

D. The Institute shall be held at a minimum of six regional locations in the state. Every effort shall be made by the Institute to accommodate training through long-distance learning.

E. A person elected or appointed to a municipal ~~position~~ office who fails to satisfy the education requirements of this section shall cease to hold the ~~position~~ office commencing at the next scheduled meeting of the governing body following the first-year anniversary of the person's taking the oath of office.

F. At the time of filing, the designated statewide organization shall provide the necessary information to the candidate of the option for attendance at the Institute as provided for in this section. In the case of officials nominated and elected for municipal offices at town meetings, the presiding officer of the town meeting shall notify the candidate of the option.

SECTION 2. 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.

Passed the House of Representatives the 26th day of February,
2008.

Presiding Officer of the House of
Representatives

Passed the Senate the 8th day of April, 2008.

Presiding Officer of the Senate