

EHB 2557

1 THE STATE SENATE  
2 Tuesday, April 01, 2008

3 ENGROSSED

4 House Bill No. 2557

5 ENGROSSED HOUSE BILL NO. 2557 - By: Liebmann of the House and  
6 Aldridge of the Senate.

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

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

14 SECTION 1. AMENDATORY Section 1, Chapter 147, O.S.L.  
15 2005, as last amended by Section 1, Chapter 60, O.S.L. 2007 (11 O.S.  
16 Supp. 2007, Section 8-114), is amended to read as follows:

17 Section 8-114. A. Each person elected or appointed for the  
18 first time ~~to a position as an officer~~ of a municipality ~~on or after~~  
19 ~~January 1, 2005, or appointed for the first time on or after July 1,~~  
20 2006 as defined by paragraph 6 of Section 1-102 of this title, shall  
21 be required within one (1) year after taking the oath of office to  
22 attend an institute for municipal officials. The Institute shall be  
23 conducted at all times, in cooperation with the Oklahoma Department  
24 of Career and Technology Education, by or under the supervision of a  
25 statewide organization that is exempt from taxation under federal  
26 law and designated pursuant to the provisions of the Internal

1 Revenue Code, 26 U.S.C., Section 170(a). The statewide organization  
2 shall demonstrate to the Oklahoma Department of Career and  
3 Technology Education that it has represented municipalities, had  
4 statutory functions and conducted training programs for  
5 municipalities for at least fifteen (15) years prior to November 1,  
6 2005. It shall further demonstrate that its continuous official  
7 purpose is to promote the general welfare of cities and towns, to  
8 foster or conduct schools, short courses and other training  
9 sessions, to provide technical assistance and consultive services  
10 and other aids for the improvement and increased efficiency of city  
11 and town government, and to serve as the representative of cities  
12 and towns in carrying out the duties and prerogatives conferred on  
13 it by state law.

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

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

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

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

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

15 SECTION 2. It being immediately necessary for the preservation  
16 of the public peace, health and safety, an emergency is hereby  
17 declared to exist, by reason whereof this act shall take effect and  
18 be in full force from and after its passage and approval.

19 COMMITTEE REPORT BY: COMMITTEE ON GENERAL GOVERNMENT, dated 3-31-08  
20 - DO PASS.