

1 STATE OF OKLAHOMA

2 2nd Session of the 52nd Legislature (2010)

3 HOUSE BILL 2631

By: Johnson

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6 AS INTRODUCED

7 An Act relating to schools; amending 70 O.S. 2001,
8 Section 3311.4, as last amended by Section 2, Chapter
9 143, O.S.L. 2008 (70 O.S. Supp. 2009, Section
10 3311.4), which relates to continuing law enforcement
11 training; requiring reserve peace officers to obtain
12 certain amount of continuing law enforcement
13 training; and providing an effective date.

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

15 SECTION 1. AMENDATORY 70 O.S. 2001, Section 3311.4, as
16 last amended by Section 2, Chapter 143, O.S.L. 2008 (70 O.S. Supp.
17 2009, Section 3311.4), is amended to read as follows:

18 Section 3311.4 A. Beginning January 1, 2008, and annually
19 thereafter, every active full-time peace officer, certified by the
20 Council on Law Enforcement Education and Training (CLEET) pursuant
21 to Section 3311 of this title, shall attend and complete a minimum
22 of twenty-five (25) hours of continuing law enforcement training
23 accredited or provided by CLEET which shall include a mandatory two
24 (2) hours on mental health issues. CLEET shall promulgate rules to
enforce the provisions of this section and shall enter into

1 contracts and agreements for the payment of classroom space,
2 training, food, and lodging expenses as may be necessary for law
3 enforcement officers attending such training in accordance with
4 subsection B of Section 3311 of this title. Such training and
5 seminars shall be conducted in all areas of this state at technology
6 center schools, institutions of higher education, or other approved
7 sites.

8 B. Every inactive full-time peace officer, certified by CLEET,
9 shall be exempt from these requirements during the inactive status.
10 Upon re-entry to full-time active status, the peace officer shall be
11 required to comply with subsection A of this section. If a
12 certified peace officer has been inactive for five (5) or more
13 years, the officer must complete one hundred (100) hours of
14 refresher training as prescribed by CLEET and which shall include a
15 minimum of four (4) hours of mental health education and training,
16 within one (1) year of employment.

17 C. Every tribal officer who is commissioned by an Oklahoma law
18 enforcement agency pursuant to a cross-deputization agreement with
19 the State of Oklahoma or any political subdivision of the State of
20 Oklahoma pursuant to the provisions of Section 1221 of Title 74 of
21 the Oklahoma Statutes shall comply with the provisions of this
22 section.

23 D. Beginning January 1, 2011, and annually thereafter, every
24 active part-time reserve peace officer, certified by CLEET pursuant

1 to Section 3311 of this title, shall attend and complete a minimum
2 of ten (10) hours of continuing law enforcement training accredited
3 or provided by CLEET.

4 E. Any active full-time certified peace officer, ~~or~~ CLEET-
5 certified cross-deputized tribal officer, or any active part-time
6 certified reserve peace officer who fails to meet the annual
7 training requirements specified in this section, shall be subject to
8 having the certification of the peace officer suspended, after the
9 peace officer and the employer have been given written notice of
10 noncompliance and a reasonable time, as defined by the Council, to
11 comply with the provisions of this section. A peace officer shall
12 not be employed in the capacity of a peace officer during any period
13 of suspension. The suspension period shall be for a period of time
14 until the officer files a statement attesting to full compliance
15 with the provisions of this section. Suspension of peace officer
16 certification shall be reported to the District Attorney for the
17 jurisdiction in which the officer is employed, the liability
18 insurance company of the law enforcement agency that employed the
19 peace officer, the chief elected official of the governing body of
20 the law enforcement agency and the chief law enforcement officer of
21 the law enforcement agency. Any officer whose certification is
22 suspended pursuant to this section may request a hearing with CLEET.
23 Such hearings shall be governed by the Administrative Procedures Act

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1 except that the affected officer has the burden to show CLEET why
2 CLEET should not have the certification of the officer suspended.

3 SECTION 2. This act shall become effective November 1, 2010.

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