

1 STATE OF OKLAHOMA

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

3 HOUSE BILL 2937

By: Russ

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5  
6 AS INTRODUCED

7 An Act relating to the Council on Law Enforcement  
8 Education and Training; amending Section 1, Chapter  
9 244, O.S.L. 2009 (70 O.S. Supp. 2009, Section  
10 3311.11), which relates to CLEET training; exempting  
11 county sheriffs from certain physical agility  
12 requirements; providing an effective date; and  
13 declaring an emergency.

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

15 SECTION 1. AMENDATORY Section 1, Chapter 244, O.S.L.  
16 2009 (70 O.S. Supp. 2009, Section 3311.11), is amended to read as  
17 follows:

18 Section 3311.11 A. Beginning November 1, 2009, any person or  
19 peace officer who desires to attend a basic law enforcement academy  
20 conducted by the Council on Law Enforcement Education and Training  
21 (CLEET) shall within ninety (90) days of hire and prior to CLEET  
22 admission, be required to score a minimum of seventy percent (70%)  
23 on a reading and writing comprehension examination approved and  
24 administered by CLEET to assure the applicant can read and write on  
a level necessary to perform the requirements of the CLEET academy.

1 B. 1. Beginning November 1, 2009, except as provided in  
2 paragraph 2 of this subsection, any person or peace officer who  
3 desires to attend the basic law enforcement academy conducted by  
4 CLEET shall, prior to admission, be required to provide proof of a  
5 score of a minimum of seventy percent (70%) on a physical agility  
6 test approved by CLEET to assure the applicant is in sufficient  
7 physical condition to avoid unnecessary injury during the basic law  
8 enforcement academy training.

9 2. County sheriffs in this state shall not be required to  
10 perform the physical agility test required by paragraph 1 of this  
11 subsection in order to be eligible for admission to the basic law  
12 enforcement academy conducted by CLEET.

13 C. Beginning November 1, 2009, any person or peace officer,  
14 upon employment by a law enforcement agency and prior to attending a  
15 basic law enforcement academy conducted by CLEET, shall execute a  
16 promissory note for academy training expenses payable to CLEET  
17 whereby the person or peace officer promises to repay the note by  
18 remaining within the law enforcement profession in the State of  
19 Oklahoma in a position approved by rules and regulations of CLEET  
20 for four (4) years following graduation from the basic law  
21 enforcement academy.

22 D. The amounts due pursuant to subsection C of this section  
23 shall be reduced at a rate of Three Dollars (\$3.00) per calendar day  
24 beginning the first day after graduation from the basic law

1 enforcement academy and continuing until the end of one thousand  
2 four hundred sixty (1,460) days. If for any reason a peace officer  
3 leaves the employment of a law enforcement agency and does not  
4 reemploy with an approved law enforcement agency within ninety (90)  
5 days of the date of becoming inactive the obligation shall be  
6 considered due. Upon default of the note, if no agreement for  
7 payment or payment schedule has been agreed upon, the certification  
8 of the peace officer shall be suspended. For purposes of repayment,  
9 periods of time where a peace officer is inactive shall not be  
10 included in the one-thousand-four-hundred-sixty-day employment  
11 period.

12 E. The amount of a promissory note for academy training  
13 expenses that is cancelled under the provisions of this section  
14 shall not be considered income for the purposes of Oklahoma State  
15 Income Tax.

16 F. The Director of CLEET may waive any or all promissory note  
17 obligations for academy training expenses in instances where in the  
18 sole opinion of the Director, a waiver is in the best interests of  
19 law enforcement.

20 G. Violation of the provisions of subsection D of this section  
21 or the terms of the promissory note for academy training expenses  
22 entered into pursuant to this section shall give rise to a cause of  
23 action and suit may be commenced by CLEET for and on behalf of the  
24 State of Oklahoma for restitution of any and all sums plus interest

1 at the statutory rate, costs and reasonable attorney fees. All  
2 promissory notes for academy training expenses, interest and fees  
3 collected pursuant to this section shall be deposited into the Peace  
4 Officer Revolving Fund provided for in Section 3311.7 of Title 70 of  
5 the Oklahoma Statutes. The provisions of this section shall not  
6 apply to persons who volunteer or are drafted into active military  
7 service subsequent to receiving CLEET training at state expense.

8 SECTION 2. This act shall become effective July 1, 2010.

9 SECTION 3. It being immediately necessary for the preservation  
10 of the public peace, health and safety, an emergency is hereby  
11 declared to exist, by reason whereof this act shall take effect and  
12 be in full force from and after its passage and approval.

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