

1 **SENATE FLOOR VERSION**

2 February 14, 2013

3 SENATE BILL NO. 854

By: Crain of the Senate

4 and

5 Derby of the House

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7  
8 An Act relating to collective bargaining; prohibiting  
9 collective bargaining agreements for certain police  
10 officer terminations; providing for appeal to  
11 district court; stating eligibility for  
12 reinstatement; providing for codification; and  
13 providing an effective date.

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

15 SECTION 1. NEW LAW A new section of law to be codified  
16 in the Oklahoma Statutes as Section 51-101.1 of Title 11, unless  
17 there is created a duplication in numbering, reads as follows:

18 A. For all collective bargaining agreements authorized pursuant  
19 to Section 51-101 et seq. of Title 11 of the Oklahoma Statutes  
20 entered on or after the effective date of this act, such collective  
21 bargaining agreements shall include a provision specifying the  
22 collective bargaining agreement shall not apply to police officers  
23 that were found to have used excessive force in performing their  
24 duties and were terminated for that act.

1        B. Any officer seeking relief to appeal his or her termination  
2 for use of excessive force may petition the district court. The  
3 officer may be eligible for reinstatement if the court determines  
4 such termination was based on an arbitrary, capricious, or any other  
5 basis prohibited by law.

6        SECTION 2. This act shall become effective November 1, 2013.

7 COMMITTEE REPORT BY: COMMITTEE ON BUSINESS AND COMMERCE  
8 February 14, 2013 - DO PASS

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