

1 STATE OF OKLAHOMA

2 1st Session of the 54th Legislature (2013)

3 SENATE BILL 408

By: Paddack

6 AS INTRODUCED

7 An Act relating to the Council on Law Enforcement and  
8 Education and Training (CLEET); amending 70 O.S.  
9 2011, Section 3311.4, as amended by Section 1,  
10 Chapter 85, O.S.L. 2012 (70 O.S. Supp. 2012, Section  
11 3311.4), which relates to certain law enforcement  
12 training; modifying training requirements for certain  
13 inactive officers; authorizing the Director of CLEET  
14 to waive certain requirements under certain  
15 circumstances; and providing an effective date.

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

15 SECTION 1. AMENDATORY 70 O.S. 2011, Section 3311.4, as  
16 amended by Section 1, Chapter 85, O.S.L. 2012 (70 O.S. Supp. 2012,  
17 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

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

9 B. Every inactive full-time peace officer, certified by CLEET,  
10 shall be exempt from these requirements during the inactive status.  
11 Upon ~~re-entry~~ reentry to full-time active status, the peace officer  
12 shall be required to comply with subsection A of this section. If a  
13 full-time certified peace officer has been inactive for five (5) or  
14 more years, the officer must complete ~~one hundred (100) hours of~~  
15 refresher training as prescribed by CLEET and which shall include a  
16 minimum of four (4) hours of mental health education and training,  
17 within one (1) year of employment. If a certified reserve officer  
18 has been inactive for five (5) or more years, the certified reserve  
19 officer shall complete a legal update as prescribed by CLEET. The  
20 Director of CLEET may waive these requirements based on review of  
21 all records of employment and training.

22 C. Every tribal officer who is commissioned by an Oklahoma law  
23 enforcement agency pursuant to a cross-deputization agreement with  
24 the State of Oklahoma or any political subdivision of the State of

1 Oklahoma pursuant to the provisions of Section 1221 of Title 74 of  
2 the Oklahoma Statutes shall comply with the provisions of this  
3 section.

4 D. Any active full-time certified peace officer, or CLEET-  
5 certified cross-deputized tribal officer who fails to meet the  
6 annual training requirements specified in this section, shall be  
7 subject to having the certification of the peace officer suspended,  
8 after the peace officer and the employer have been given written  
9 notice of noncompliance and a reasonable time, as defined by the  
10 Council, to comply with the provisions of this section. A peace  
11 officer shall not be employed in the capacity of a peace officer  
12 during any period of suspension. The suspension period shall be for  
13 a period of time until the officer files a statement attesting to  
14 full compliance with the provisions of this section. Suspension of  
15 peace officer certification shall be reported to the District  
16 Attorney for the jurisdiction in which the officer is employed, the  
17 liability insurance company of the law enforcement agency that  
18 employed the peace officer, the chief elected official of the  
19 governing body of the law enforcement agency and the chief law  
20 enforcement officer of the law enforcement agency. Any officer  
21 whose certification is suspended pursuant to this section may  
22 request a hearing with CLEET. Such hearings shall be governed by  
23 the Administrative Procedures Act except that the affected officer  
24

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

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

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