

1                   **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2                               STATE OF OKLAHOMA

3                               1st Session of the 56th Legislature (2017)

4 COMMITTEE SUBSTITUTE  
5 FOR  
6 HOUSE BILL NO. 1259

By: Sanders of the House

and

Smalley of the Senate

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10                               COMMITTEE SUBSTITUTE

11           An Act relating to county sheriffs; amending 19 O.S.  
12           2011, Section 510, county sheriff qualifications;  
13           modifying requirement of prior service as peace  
14           officer; removing population threshold to expand  
15           certain required qualification; defining term; and  
16           providing an effective date.

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

18           SECTION 1.           AMENDATORY           19 O.S. 2011, Section 510, is  
19           amended to read as follows:

20           Section 510. Any person, otherwise qualified, who has been a  
21           resident of the State of Oklahoma for two (2) years, has been a  
22           registered voter of the party whose nomination he or she seeks, or a  
23           registered Independent, within the county from which such person  
24           seeks election for the six (6) months next preceding the first day  
          of the filing period, ~~except in 2004, when such person must have~~

1 ~~been a qualified registered elector no later than December 21, 2003,~~  
2 is at least twenty-five (25) years of age next preceding the date of  
3 filing for office, possesses at least a high school education and  
4 has served as a duly certified peace officer, in a full-time  
5 capacity, for a period of four (4) years or more prior to the date  
6 of filing for the office of county sheriff, shall be eligible to  
7 hold the office of county sheriff or to file therefor. ~~Provided,~~  
8 ~~however, in counties with populations of five hundred thousand~~  
9 ~~(500,000) or more, the person seeking election shall also be a~~  
10 ~~current certified peace officer in good standing.~~ Within twelve  
11 (12) months of taking office, all newly elected or appointed  
12 sheriffs shall complete a sheriff's administrative school which has  
13 been developed by the Oklahoma Sheriff's Association and which has  
14 been approved by the Council on Law Enforcement Education and  
15 Training (CLEET). Failure to complete the sheriff's administrative  
16 school within the specified period shall preclude the new sheriff  
17 from obtaining CLEET certification. New sheriffs with prior CLEET  
18 certification, who fail to attend the sheriff's administrative  
19 school, shall have their CLEET certification revoked. ~~Provided,~~  
20 ~~however, the provisions of this section relating to qualifications~~  
21 ~~shall not apply to any person serving as a county sheriff or to any~~  
22 ~~person previously serving as county sheriff prior to the adoption of~~  
23 ~~this statute.~~

1        For purposes of this section, "peace officer" shall mean a full-  
2 time duly appointed or elected officer who is paid for working more  
3 than twenty-five (25) hours per week and whose duties are to  
4 preserve the public peace, protect life and property, prevent crime,  
5 serve warrants, and enforce laws and ordinances of this state, or  
6 any political subdivision thereof.

7        SECTION 2. This act shall become effective November 1, 2017.

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9        COMMITTEE REPORT BY: COMMITTEE ON COUNTY AND MUNICIPAL GOVERNMENT,  
10        dated 02/23/2017 - DO PASS, As Amended and Coauthored.