

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

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

4 COMMITTEE SUBSTITUTE
5 FOR ENGROSSED
6 SENATE BILL NO. 314

By: Scott of the Senate

and

Biggs of the House

8
9 COMMITTEE SUBSTITUTE

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

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

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

19 Section 510. Any person, otherwise qualified, who has been a
20 resident of the State of Oklahoma for two (2) years, has been a
21 registered voter of the party whose nomination he or she seeks, or a
22 registered Independent, within the county from which such person
23 seeks election for the six (6) months next preceding the first day
24 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~~ Sheriffs' Association and
14 which has been approved by the Council on Law Enforcement Education
15 and Training (CLEET). Failure to complete the sheriff's
16 administrative school within the specified period shall preclude the
17 new sheriff from obtaining CLEET certification. New sheriffs with
18 prior CLEET certification, who fail to attend the sheriff's
19 administrative school, shall have their CLEET certification revoked.
20 Provided, however, the provisions of this section relating to
21 qualifications shall not apply to any person serving as a county
22 sheriff or to any person previously serving as county sheriff prior
23 to the adoption of 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 state, federal or military laws and
6 local ordinances of this state or 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 ELECTIONS AND ETHICS, dated
10 04/05/2017 - DO PASS, As Amended.