

1 STATE OF OKLAHOMA

2 2nd Session of the 57th Legislature (2020)

3 COMMITTEE SUBSTITUTE

4 FOR

HOUSE BILL NO. 3041

By: West (Tammy)

7 COMMITTEE SUBSTITUTE

8 An Act relating to law enforcement; amending 70 O.S.
9 2011, Section 3311.5, as last amended by Section 1,
Chapter 334, O.S.L. 2019 (70 O.S. Supp. 2019, Section
10 3311.5), which relates to required courses for law
enforcement certification; authorizing the Council on
11 Law Enforcement Education and Training to include
developmental disability awareness training in its
12 required courses of study; allowing previously
certified full-time peace officers the option to
13 attend and complete developmental disability
awareness training; authorizing the promulgation of
14 rules; allowing the Council to establish a
comprehensive integrated curriculum; and providing an
15 effective date.

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

18 SECTION 1. AMENDATORY 70 O.S. 2011, Section 3311.5, as
19 last amended by Section 1, Chapter 334, O.S.L. 2019 (70 O.S. Supp.
20 2019, Section 3311.5), is amended to read as follows:

21 Section 3311.5. A. On and after November 1, 2007, the Council
22 on Law Enforcement Education and Training (CLEET), pursuant to its
23 authority granted by Section 3311 of this title, shall include in
24 its required basic training courses for law enforcement

1 certification a minimum of four (4) hours of education and training
2 relating to recognizing and managing a person appearing to require
3 mental health treatment or services. The Council shall further
4 offer a minimum of four (4) hours of education and training on
5 specific mental health issues pursuant to Section 3311.4 of this
6 title to meet the annual requirement for continuing education in the
7 areas of mental health issues.

8 B. By January 1, 2008, CLEET, pursuant to its authority granted
9 by Sections 3311 and 3311.4 of this title, shall include in its
10 required courses of study for law enforcement certification a
11 minimum of six (6) hours of evidence-based sexual assault and sexual
12 violence training. A portion of the sexual assault and sexual
13 violence training shall include instruction presented by a certified
14 sexual assault service provider.

15 C. By January 1, 2012, every active full-time peace officer,
16 previously certified by CLEET pursuant to Section 3311 of this
17 title, shall be required to attend and complete the evidence-based
18 sexual assault and sexual violence training provided in subsection B
19 of this section.

20 D. CLEET shall promulgate rules to enforce the provisions of
21 subsections B and C of this section and shall, with the assistance
22 of certified sexual assault service providers, establish a
23 comprehensive integrated curriculum for the teaching of evidence-
24 based sexual assault and sexual violence issues.

1 E. The Council is required to update that block of training or
2 course materials relating to legal issues, concepts, and state laws
3 annually, but not later than ninety (90) days following the
4 adjournment of any legislative session.

5 F. By January 1, 2009, CLEET, pursuant to its authority granted
6 by Sections 3311 and 3311.4 of this title, shall include in its
7 required courses of study for law enforcement certification oil
8 field equipment theft training.

9 G. By January 1, 2012, CLEET, pursuant to its authority granted
10 by Sections 3311 and 3311.4 of this title, shall establish and
11 include in its required courses of study for law enforcement
12 certification a minimum of eight (8) hours of evidence-based
13 domestic violence and stalking investigation training. The training
14 should include, at a minimum, the importance of reporting domestic
15 violence incidents, determining the predominant aggressor, evidence-
16 based investigation of domestic violence and stalking, lethality
17 assessment, and personal safety planning necessary at the pretrial
18 stages of a potential criminal case. A portion of the training
19 shall include instruction presented by an expert victim advocate
20 selected from recommendations provided by the Office of the Attorney
21 General or the Domestic Violence Fatality Review Board. The
22 training shall be developed in collaboration with the Domestic
23 Violence Fatality Review Board, and where applicable, shall replace
24 existing domestic violence and stalking courses currently required.

1 H. By January 1, 2012, the evidence-based domestic violence and
2 stalking investigation curriculum developed in collaboration with
3 the Domestic Violence Fatality Review Board shall be submitted to
4 the Council for approval.

5 I. CLEET shall establish the training provided in subsection G
6 of this section as a part of CLEET's peace officer continuing
7 education program and develop a plan to train full-time peace
8 officers previously certified by CLEET pursuant to Section 3311 of
9 this title where applicable. The Office of the Attorney General
10 shall provide a list of expert victim advocates that are available
11 to assist in the training.

12 J. The Council is authorized to pay for and send training staff
13 and employees to one or more training and education courses in
14 jurisdictions outside this state for the purpose of expanding
15 curriculum, training skill development, and general knowledge within
16 the field of law enforcement education and training.

17 K. On and after November 1, 2013, CLEET, pursuant to its
18 authority granted by Section 3311 of this title, shall include in
19 its required basic training courses for law enforcement
20 certification a minimum of two (2) hours of education and training
21 relating to recognizing and managing a person experiencing dementia
22 or Alzheimer's disease.

23 L. 1. Subject to the availability of funds, CLEET, pursuant to
24 its authority granted by Sections 3311 and 3311.4 of this title, may

1 include in its required courses of study for law enforcement
2 certification a minimum of eight (8) hours of developmental
3 disability awareness training.

4 2. Subject to the availability of funds, every active full-time
5 peace officer, previously certified by CLEET pursuant to Section
6 3311 of this title, may attend and complete the developmental
7 disability awareness training provided for in paragraph 1 of this
8 subsection.

9 3. CLEET may promulgate rules regarding the provisions of
10 paragraphs 1 and 2 of this subsection and, upon the availability of
11 funds, may establish a comprehensive integrated curriculum for the
12 teaching of developmental disability issues.

13 M. The Council shall promulgate rules to evaluate and approve
14 municipalities and counties that are deemed capable of conducting
15 separate basic law enforcement training academies in their
16 jurisdiction and to certify officers successfully completing such
17 academy training courses. Upon application to the Council, any
18 municipality with a population of sixty-five thousand (65,000) or
19 more or any county with a population of five hundred thousand
20 (500,000) or more shall be authorized to operate a basic law
21 enforcement academy. In addition, upon application and approval
22 from the Council, a municipality with a population under sixty-five
23 thousand (65,000) or a county with a population under five hundred
24 thousand (500,000) may be authorized to operate a basic law

1 enforcement academy; provided, however, the Council may approve no
2 more than two such applications per year. The Council shall approve
3 an application when the municipality or county making the
4 application meets the criteria for a separate training academy and
5 demonstrates to the satisfaction of the Council that the academy has
6 sufficient resources to conduct the training, the instructional
7 staff is appropriately trained and qualified to teach the course
8 materials, the curriculum is composed of comparable or higher
9 quality course segments to the CLEET academy curriculum, and the
10 facilities where the academy will be conducted are safe and
11 sufficient for law enforcement training purposes. Any municipality
12 or county authorized to operate a basic law enforcement academy
13 after November 1, 2007, shall not be eligible to receive funds
14 pursuant to subsection E of Section 1313.2 of Title 20 of the
15 Oklahoma Statutes. The Council shall not provide any funding for
16 the operation of any separate training academy authorized by this
17 subsection.

18 ~~M.~~ N. Any municipality or county that, prior to November 1,
19 2007, was authorized to conduct a basic law enforcement academy
20 shall continue to receive funding pursuant to subsection E of
21 Section 1313.2 of Title 20 of the Oklahoma Statutes.
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SECTION 2. This act shall become effective November 1, 2020.

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