

STATE OF OKLAHOMA

2nd Session of the 57th Legislature (2020)

COMMITTEE SUBSTITUTE  
FOR

HOUSE BILL NO. 3884

By: Burns

COMMITTEE SUBSTITUTE

An Act relating to counties and county officers;  
amending 19 O.S. 2011, Sections 130.1, as last  
amended by Section 1, Chapter 191, O.S.L. 2019 and  
130.7, as amended by Section 1, Chapter 103, O.S.L.  
2015 (19 O.S. Supp. 2019, Sections 130.1 and 130.7),  
which relate to county government personnel education  
and training; extending creation of Commission on  
County Government Personnel Education and Training;  
requiring certain hours of training for county  
officers; requiring submission of certain reports;  
establishing penalties; amending 19 O.S. 2011,  
Section 166, which relates to forfeiture of travel  
allowance; providing for forfeiture of monthly travel  
allowance for failure to complete training  
requirements; requiring written notification;  
providing an effective date; and declaring an  
emergency.

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

SECTION 1. AMENDATORY 19 O.S. 2011, Section 130.1, as  
last amended by Section 1, Chapter 191, O.S.L. 2019 (19 O.S. Supp.  
2019, Section 130.1), is amended to read as follows:

Section 130.1 There is hereby re-created, to continue until  
July 1, ~~2020~~ 2025, in accordance with the provisions of the Oklahoma

1 Sunset Law, the Commission on County Government Personnel Education  
2 and Training, hereinafter called the "Commission". The Commission  
3 shall be composed of the following five (5) members: The President  
4 of Oklahoma State University or designee; the State Auditor and  
5 Inspector or designee; the Director of the Department of  
6 Transportation or designee; the Chairman of the Oklahoma Tax  
7 Commission or designee; and the President of the Oklahoma County  
8 Officers Association or designee.

9 SECTION 2. AMENDATORY 19 O.S. 2011, Section 130.7, as  
10 amended by Section 1, Chapter 103, O.S.L. 2015 (19 O.S. Supp. 2019,  
11 Section 130.7), is amended to read as follows:

12 Section 130.7 A. Each county commissioner, county clerk,  
13 county treasurer, and court clerk holding office on ~~May 11, 1982~~  
14 January 1, 2021, and those elected thereafter ~~and the deputies of~~  
15 ~~such elected county officers shall be required to participate in the~~  
16 ~~appropriate training programs, as defined in subsection B of this~~  
17 ~~section, and educational seminars relevant to their positions and~~  
18 ~~duties conducted pursuant to Sections 130.1 through 130.7 of this~~  
19 ~~title. In addition, county sheriffs and county assessors may attend~~  
20 ~~the training programs specified in this section, within ninety (90)~~  
21 days of his or her first term of office, to attend and complete  
22 orientation training provided through the County Training Program of  
23 the Cooperative Extension Service at Oklahoma State University.  
24

1       B. ~~Appropriate training programs shall include those programs~~  
2 ~~provided by the Cooperative Extension Service at Oklahoma State~~  
3 ~~University~~ Each county commissioner, county clerk, county treasurer,  
4 county sheriff and county court clerk elected shall be required to  
5 obtain a Basic Certification by the end of his or her first term, an  
6 Advanced I Certification by his or her second term, and an Advanced  
7 II Certification by his or her third term prescribed by and provided  
8 through the County Training Program of the Cooperative Extension  
9 Service at Oklahoma State University. Upon completion of the  
10 Advanced II Certification, each county commissioner, county clerk,  
11 county treasurer, county sheriff and county court clerk shall be  
12 required to attend six (6) hours of continuing education per  
13 calendar year through the County Training Program of the Cooperative  
14 Extension Service at Oklahoma State University.

15       C. The deputies of such elected county officers shall  
16 participate in the training and educational seminars relevant to his  
17 or her position and duties outlined in Sections 130.1 through 130.7  
18 of this title.

19       SECTION 3.       AMENDATORY       19 O.S. 2011, Section 166, is  
20 amended to read as follows:

21       Section 166. A. Failure of a county officer to attend any  
22 school, conference or meeting unless excused prior thereto shall  
23 cause the county officer to forfeit his or her right to the monthly  
24 travel allowance provided by Section 165 of this title for the month

1 in which such school, conference or meeting is held. The directing  
2 state officer or agency head shall notify the county clerk of the  
3 county of the forfeiture of such county officer.

4 B. Any county commissioner, county treasurer, county clerk,  
5 county sheriff or county court clerk who fails to complete the  
6 training requirements for orientation, Basic Certification, Advanced  
7 I Certification, and Advanced II Certification as outlined in  
8 Section 130.7 of this title shall, but not limited to, forfeit his  
9 or her right to receive the monthly travel allowance provided by  
10 Section 165 of this title or any other penalties authorized by law.

11 C. The County Training Program Director of the Cooperative  
12 Extension Service at Oklahoma State University shall send written  
13 notification of noncompliance to the county clerk of the county, the  
14 board of county commissioners and the State Auditor and Inspector.  
15 Upon such notification, the board of county commissioners shall not  
16 approve payment of the monthly travel allowance for said county  
17 officer. The monthly travel allowance may be reinstated the  
18 following month once the county officer becomes compliant with the  
19 training requirements. The County Training Program Director of the  
20 Cooperative Extension Service shall send written notification to the  
21 county clerk of the county, the board of county commissioners and  
22 the State Auditor and Inspector when a county officer reestablishes  
23 compliance with the training requirements.

1        D. Any county, county officer or deputy may join his or her  
2        respective state, national or international association, including  
3        but not limited to, the National Association of Counties, the  
4        International Association of Assessors and the International  
5        Association of Clerks, Records, Election Officials and Treasurers.  
6        It shall not be mandatory for a county officer or his or her deputy  
7        to attend any meeting, school, institute or conference sponsored or  
8        held by anyone other than a state officer or agency head, but if  
9        funds are available for travel to such meeting, school, institute or  
10       conference, either within or outside this state, from funds  
11       appropriated for traveling expenses in addition to the monthly  
12       travel allowance provided by Section 165 of this title, then it  
13       shall be lawful for such traveling expenses to be paid from such  
14       travel funds so appropriated to the county officer or his or her  
15       deputies.

16       SECTION 4. This act shall become effective July 1, 2020.

17       SECTION 5. It being immediately necessary for the preservation  
18       of the public peace, health or safety, an emergency is hereby  
19       declared to exist, by reason whereof this act shall take effect and  
20       be in full force from and after its passage and approval.

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22       57-2-11256       AMM       02/20/20  
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