

STATE OF OKLAHOMA

1st Session of the 57th Legislature (2019)

SENATE BILL NO.656

By: Paxton

AS INTRODUCED

An Act relating to law enforcement training; amending 70 O.S. 2011, Section 3311.5, as last amended by Section 1, Chapter 162, O.S.L. 2017 (70 O.S. Supp. 2018, Section 3311.5), which relates to mandatory curriculum and training; requiring training related to mental health be included; updating statutory language; and providing an effective date.

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

SECTION 1. AMENDATORY 70 O.S. 2011, Section 3311.5, as last amended by Section 1, Chapter 162, O.S.L. 2017 (70 O.S. Supp. 2018, Section 3311.5), is amended to read as follows:

Section 3311.5. A. ~~On and after November 1, 2007, the Council on Law Enforcement Education and Training (CLEET), pursuant to its authority granted by Section 3311 of this title, shall include in its required basic training courses for law enforcement certification a minimum of four (4) hours of education and training relating to recognizing and managing a person appearing to require mental health treatment or services. The Council shall further offer a minimum of four (4) hours of education and training on~~

1 ~~specific mental health issues pursuant to Section 3311.4 of this~~
2 ~~title to meet the annual requirement for continuing education in the~~
3 ~~areas of mental health issues~~

4 On or after November 1, 2019, the Council on Law Enforcement
5 Education and Training (CLEET), pursuant to its authority granted by
6 Section 3311 of this title, shall include in its required basic
7 training courses for law enforcement certification a minimum of six
8 (6) hours of education and training related to:

- 9 1. Recognizing a person suffering from a mental illness;
- 10 2. Recognizing the signs of substance abuse symptoms;
- 11 3. The assessment of threats posted by persons displaying
12 mental illness and/or substance abuse symptoms; and
- 13 4. The criteria for emergency orders of detention in Oklahoma
14 as provided for in Section 5-506 of Title 43A of the Oklahoma
15 Statutes.

16 These courses shall be developed in conjunction with the
17 Oklahoma Department of Mental Health and Substance Abuse Services.

18 B. By January 1, 2008, CLEET, pursuant to its authority granted
19 by Sections 3311 and 3311.4 of this title, shall include in its
20 required courses of study for law enforcement certification a
21 minimum of six (6) hours of evidence-based sexual assault and sexual
22 violence training. A portion of the sexual assault and sexual
23 violence training shall include instruction presented by a certified
24 sexual assault service provider.

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

6 D. CLEET shall promulgate rules to enforce the provisions of
7 subsections B and C of this section and shall, with the assistance
8 of certified sexual assault service providers, establish a
9 comprehensive integrated curriculum for the teaching of evidence-
10 based sexual assault and sexual violence issues.

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

15 F. By January 1, 2009, CLEET, pursuant to its authority granted
16 by Sections 3311 and 3311.4 of this title, shall include in its
17 required courses of study for law enforcement certification a
18 minimum of ~~four (4)~~ two (2) hours of oil field equipment theft
19 training.

20 G. By January 1, 2012, CLEET, pursuant to its authority granted
21 by Sections 3311 and 3311.4 of this title, shall establish and
22 include in its required courses of study for law enforcement
23 certification a minimum of eight (8) hours of evidence-based
24 domestic violence and stalking investigation training. The training

1 should include, at a minimum, the importance of reporting domestic
2 violence incidents, determining the predominant aggressor, evidence-
3 based investigation of domestic violence and stalking, lethality
4 assessment, and personal safety planning necessary at the pretrial
5 stages of a potential criminal case. A portion of the training
6 shall include instruction presented by an expert victim advocate
7 selected from recommendations provided by the Office of the Attorney
8 General or the Domestic Violence Fatality Review Board. The
9 training shall be developed in collaboration with the Domestic
10 Violence Fatality Review Board, and where applicable, shall replace
11 existing domestic violence and stalking courses currently required.

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

16 I. CLEET shall establish the training provided in subsection G
17 of this section as a part of CLEET's peace officer continuing
18 education program and develop a plan to train full-time peace
19 officers previously certified by CLEET pursuant to Section 3311 of
20 this title where applicable. The Office of the Attorney General
21 shall provide a list of expert victim advocates that are available
22 to assist in the training.

23 J. The Council is authorized to pay for and send training staff
24 and employees to one or more training and education courses in

1 jurisdictions outside this state for the purpose of expanding
2 curriculum, training skill development, and general knowledge within
3 the field of law enforcement education and training.

4 K. On and after November 1, 2013, ~~the Council on Law~~
5 ~~Enforcement Education and Training (CLEET)~~ CLEET, pursuant to its
6 authority granted by Section 3311 of this title, shall include in
7 its required basic training courses for law enforcement
8 certification a minimum of two (2) hours of education and training
9 relating to recognizing and managing a person experiencing dementia
10 or Alzheimer's disease.

11 L. The Council shall promulgate rules to evaluate and approve
12 municipalities and counties that are deemed capable of conducting
13 separate basic law enforcement training academies in their
14 jurisdiction and to certify officers successfully completing such
15 academy training courses. Upon application to the Council, any
16 municipality with a population of sixty-five thousand (65,000) or
17 more or any county with a population of five hundred thousand
18 (500,000) or more shall be authorized to operate a basic law
19 enforcement academy. The Council shall approve an application when
20 the municipality or county making the application meets the criteria
21 for a separate training academy and demonstrates to the satisfaction
22 of the Council that the academy has sufficient resources to conduct
23 the training, the instructional staff is appropriately trained and
24 qualified to teach the course materials, the curriculum is composed

1 of comparable or higher quality course segments to the CLEET academy
2 curriculum, and the facilities where the academy will be conducted
3 are safe and sufficient for law enforcement training purposes. Any
4 municipality or county authorized to operate a basic law enforcement
5 academy after November 1, 2007, shall not be eligible to receive
6 funds pursuant to subsection E of Section 1313.2 of Title 20 of the
7 Oklahoma Statutes. The Council shall not provide any funding for
8 the operation of any separate training academy authorized by this
9 subsection.

10 M. Any municipality or county that, prior to November 1, 2007,
11 was authorized to conduct a basic law enforcement academy shall
12 continue to receive funding pursuant to subsection E of Section
13 1313.2 of Title 20 of the Oklahoma Statutes.

14 SECTION 2. This act shall become effective November 1, 2019.

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