

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 2nd Session of the 58th Legislature (2022)

4 ENGROSSED SENATE
5 BILL NO. 1456

By: Jech of the Senate

and

Newton of the House

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9 An Act relating to corrections; amending 70 O.S.
10 2021, Section 3311.5, which relates to law
11 enforcement training; authorizing certain rule
12 promulgation for approval of certain academy; and
13 providing an effective date.

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

15 SECTION 1. AMENDATORY 70 O.S. 2021, Section 3311.5, is
16 amended to read as follows:

17 Section 3311.5. A. On and after November 1, 2007, the Council
18 on Law Enforcement Education and Training (CLEET), pursuant to its
19 authority granted by Section 3311 of this title, shall include in
20 its required basic training courses for law enforcement
21 certification a minimum of four (4) hours of education and training
22 relating to recognizing and managing a person appearing to require
23 mental health treatment or services. The Council shall further
24 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 B. By January 1, 2008, CLEET, pursuant to its authority granted
5 by Sections 3311 and 3311.4 of this title, shall include in its
6 required courses of study for law enforcement certification a
7 minimum of six (6) hours of evidence-based sexual assault and sexual
8 violence training. A portion of the sexual assault and sexual
9 violence training shall include instruction presented by a certified
10 sexual assault service provider.

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

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

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

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

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

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

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

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

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

19 L. By November 1, 2019, CLEET shall establish appropriate
20 training resources focused on protocol for handling and processing
21 sexual assault calls. The training shall include, but not be
22 limited to:

- 23 1. How to handle the sexual assault call upon first contact;
- 24 2. Determining when the assault occurred;

1 3. Where to take the victim;

2 4. Questioning witnesses and collecting evidence; and

3 5. Informing and assisting the victim in accessing resources,
4 help and information.

5 M. The Council shall promulgate rules to evaluate and approve
6 municipalities and counties that are deemed capable of conducting
7 separate basic law enforcement training academies in their
8 jurisdiction and to certify officers successfully completing such
9 academy training courses. Upon application to the Council, any
10 municipality with a population of sixty-five thousand (65,000) or
11 more or any county with a population of five hundred thousand
12 (500,000) or more shall be authorized to operate a basic law
13 enforcement academy. In addition, upon application and approval
14 from the Council, a municipality with a population under sixty-five
15 thousand (65,000) or a county with a population under five hundred
16 thousand (500,000) may be authorized to operate a basic law
17 enforcement academy; provided, however, the Council may approve no
18 more than two such applications per year. The Council shall approve
19 an application when the municipality or county making the
20 application meets the criteria for a separate training academy and
21 demonstrates to the satisfaction of the Council that the academy has
22 sufficient resources to conduct the training, the instructional
23 staff is appropriately trained and qualified to teach the course
24 materials, the curriculum is composed of comparable or higher

1 quality course segments to the CLEET academy curriculum, and the
2 facilities where the academy will be conducted are safe and
3 sufficient for law enforcement training purposes. Any municipality
4 or county authorized to operate a basic law enforcement academy
5 after November 1, 2007, shall not be eligible to receive funds
6 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 N. 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 O. The Council shall promulgate rules to evaluate and approve
15 an application submitted by the Department of Corrections for a
16 separate training academy. Pursuant to the promulgated rules, the
17 Council shall approve a separate training academy once the
18 Department:

19 1. Has met the criteria for a separate training academy;

20 2. Demonstrates to the satisfaction of the Council that the
21 academy has sufficient resources to conduct the training;

22 3. Has the instructional staff appropriately trained and
23 qualified to teach the course materials;
24

1 4. Has the curriculum composed of comparable or higher quality
2 course segments to the CLEET academy curriculum; and

3 5. Has the facilities where the academy will be conducted that
4 are safe and sufficient for law enforcement training purposes.

5 The Council shall not provide any funding for the operation of
6 any separate training academy authorized by this subsection.

7 SECTION 2. This act shall become effective November 1, 2022.

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9 COMMITTEE REPORT BY: COMMITTEE ON CRIMINAL JUSTICE AND CORRECTIONS,
10 dated 04/07/2022 - DO PASS.