

**BILL SUMMARY**  
1<sup>st</sup> Session of the 58<sup>th</sup> Legislature

<b>Bill No.:</b>	<b>HB 2361</b>
<b>Version:</b>	<b>Introduced</b>
<b>Request Number:</b>	<b>5980</b>
<b>Author:</b>	<b>Rep. Burns</b>
<b>Date:</b>	<b>2/5/2021</b>
<b>Impact:</b>	<b>Adds two fineable offenses; DAC impact unknown</b>

**Research Analysis**

HB 2361 adds two additional causes which allow for the removal of public officers. The measure adds habitual absence from minimum required training events and dereliction of duty. The measure provides that the proceeding for removal must follow the procedures set forth in Section 18 of Article 11 of the Oklahoma Constitution, Section 101 of Title 38 of the Oklahoma Statutes, or Section 94 of Title 51 of the Oklahoma Statutes. The measure requires the district attorney to investigate complaints after receiving proper notice of the complaint. The district attorney is to institute proceedings in the district court of the county of residence of the accused upon finding reasonable cause for the complaint. The measure provides that a person convicted may be removed from office or fined. The measure provides that a township officer subject to removal may be fined.

Prepared By: Brad Wolgamott

**Fiscal Analysis**

HB 2361, as introduced, adds two offenses for which elected officers not subject to impeachment may be removed from office. The measure further provides that elected officers may be fined instead of removed from office. This could generate revenue for the state, however, this is anticipated to be negligible.

The measure also requires the District Attorneys (DAs) to investigate complaints. The District Attorneys Council (DAC) currently states that this isn't something the DAs currently do. There would be an unknown impact.

Prepared By: Clayton Mayfield

**Other Considerations**

None.