

1 ENGROSSED HOUSE AMENDMENT
TO
2 ENGROSSED SENATE BILL NO. 1091 By: Weaver of the Senate
3 and
4 Blair of the House
5
6
7 An Act relating to dual office-holding; amending 51
8 O.S. 2021, Section 6, which relates to exemptions;
9 adding exemption for campus police officers serving
10 in certain offices; updating statutory language;
11 updating statutory reference; and providing an
12 effective date.
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15 AMENDMENT NO. 1. Strike the title, enacting clause, and entire bill
16 and insert:
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18 "An Act relating to dual office-holding; amending 51
19 O.S. 2021, Section 6, which relates to exemptions;
20 adding exemption for campus police officers serving
21 in certain offices; updating statutory language;
22 updating statutory reference; and declaring an
23 emergency.
24 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. AMENDATORY 51 O.S. 2021, Section 6, is

amended to read as follows:

Section 6. A. Except as may be otherwise provided, no person holding an office under the laws of the state and no deputy of any officer so holding any office shall, during the person's term of office, hold any other office or be the deputy of any officer holding any office, under the laws of the state. The provisions of this section shall not apply to:

1. Notaries public;

2. Members of the State Textbook Committee;

3. County free fair board members;

4. Municipal and county law enforcement officers serving in positions as law enforcement officers of both such governmental entities upon such terms and conditions as are mutually approved by resolutions adopted by the board of county commissioners and governing body of the municipality employing such officers;

5. Any person holding a county or municipal office or position, or membership on any public trust authority, who is a member of a board or commission that relates to federal, state, county or municipal government and is created by the United States government, ~~the State of Oklahoma~~ this state or a political subdivision of ~~the~~ this state, except where the duties of the offices or positions conflict;

1 6. Any elected municipal officers and school board members who
2 are appointed to a state board, commission, or similar entity if
3 there is no compensation for such services other than reimbursement
4 for necessary travel expenses pursuant to the provisions of the
5 State Travel Reimbursement Act;

6 7. Any trustee of a public trust, who is appointed as a trustee
7 of a different public trust or any trustee of the Tulsa County
8 Public Facilities Authority who may also be employed by the
9 Department of Transportation;

10 8. Law enforcement officers employed by municipal or county law
11 enforcement departments or agencies, other than those law
12 enforcement officers elected or appointed as sheriff, chief of
13 police or some similar position in which they are the head of a
14 county or municipal law enforcement agency, who are elected to local
15 boards of education; provided, the provisions of this paragraph
16 shall not prohibit any law enforcement officer employed by a
17 municipality having a population of ten thousand (10,000) or fewer
18 people from serving as a member of a local board of education;

19 9. Any member of the Oklahoma Highway Patrol Division of the
20 Department of Public Safety who is elected to a local board of
21 education;

22 10. Any employee of the Oklahoma State Bureau of Investigation
23 who is elected to a local board of education;

1 11. Any District Supervisor, Assistant District Supervisor,
2 Team Supervisor, Parole Officer 1 or Parole Officer 2 of the
3 Department of Corrections who is elected or appointed to a city
4 council;

5 12. Any trustee or director of a rural electric cooperative, or
6 port authority who is appointed or elected to a state, county or
7 municipal board, commission or similar entity;

8 13. County employees who are elected as members of town or city
9 councils;

10 14. Municipal, county, state or tribal law enforcement or peace
11 officers operating under cross-deputization agreements with an
12 Indian tribe or branch of the federal government;

13 15. Municipal or county law enforcement or peace officers
14 serving in positions as campus police officers or campus public
15 safety officers pursuant to the provisions of the Oklahoma Campus
16 Security Act, upon such terms and conditions as are mutually
17 approved by resolution adopted by the governing body of the
18 municipality or county and the governing board of the institution of
19 higher education;

20 16. State law enforcement or peace officers serving in
21 positions as campus police officers or campus public safety officers
22 pursuant to the provisions of the Oklahoma Campus Security Act, upon
23 such terms and conditions as are mutually approved by written
24

1 agreement between the Commissioner of Public Safety and the
2 governing board of the institution of higher education;

3 17. Municipal, county and state law enforcement officers
4 serving in positions as part-time or seasonal rangers or peace
5 officers under the Oklahoma Tourism and Recreation Department or the
6 Grand River Dam Authority;

7 18. Members of the University Hospitals Authority;

8 19. Any person holding a state or county office or position who
9 is a reserve force deputy sheriff, or a reserve special agent with
10 the Oklahoma State Bureau of Narcotics and Dangerous Drugs Control
11 or a reserve municipal police officer;

12 20. Any person holding a state office or position who serves as
13 a special assistant district attorney without compensation;

14 21. Any elected or appointed member of a local school board who
15 is a member of a municipal planning commission;

16 22. Any elected or appointed member of a local school board who
17 is a member or an officer of a volunteer fire department;

18 23. Directors or officers of a rural water district and chiefs
19 of municipal fire departments or rural fire districts who are
20 appointed or elected to an unsalaried office in a state, county,
21 municipal, school, or technology center school board, commission, or
22 similar entity, except where the duties of the office would create a
23 conflict of interest;

1 24. Any person who is a dispatcher or confinement officer at a
2 municipal or county jail who is a noncompensated reserve municipal
3 police officer or a reserve deputy sheriff;

4 25. Any person who is an assistant district attorney serving as
5 a municipal judge or prosecutor;

6 26. Any park ranger under the Oklahoma Tourism and Recreation
7 Department or any game warden or reserve game warden employed by the
8 Department of Wildlife Conservation who is elected or appointed to a
9 local board of education or to a municipal governing body, board,
10 commission or similar entity;

11 27. Members of the Oklahoma State University Medical ~~Center~~
12 Authority, the Oklahoma State University Medical Trust or the State
13 Board of Osteopathic Examiners;

14 28. Any member of the state Legislature or any state officer
15 who serves on the board of trustees of the Oklahoma School for the
16 Visual and Performing Arts;

17 29. Members of the Council on Judicial Complaints;

18 30. A campus police officer who is elected as a member of the
19 governing board of a town or municipality that is outside of the
20 town or municipality where the person serves as a campus police
21 officer; and

22 ~~30.~~ 31. Any person who is a state employee but not a member of
23 the state military forces, including district attorneys, assistant
24 district attorneys, district court judges, associate district court

1 judges and special judges, when detailed as a military trial judge
2 pursuant to Section 826 of Title 44 of the Oklahoma Statutes or when
3 serving as an appellate military judge pursuant to Section 866 of
4 Title 44 of the Oklahoma Statutes when the Military Court of Appeals
5 is convened. The rules of procedure prescribed by the State Judge
6 Advocate pursuant to subsection L of Section 866 of Title 44 of the
7 Oklahoma Statutes shall define what constitutes the Military Court
8 of Appeals being "convened" for purposes of this paragraph.

9 The provisions of this section shall not prohibit any person
10 holding an office under the laws of the state or any deputy of any
11 officer so holding any office from serving upon the board of
12 Oklahoma Futures or upon the board of directors of the Oklahoma
13 Center for the Advancement of Science and Technology. The
14 provisions of this section shall not prohibit a member of the board
15 of directors of the Oklahoma Center for the Advancement of Science
16 and Technology from serving upon the board of Oklahoma Futures.

17 B. Except as provided in subsection C of this section,
18 salaries, emoluments or benefits that would otherwise be paid by the
19 agency or political subdivision to a loaned employee or officer
20 shall instead be paid to the regular employer of such employee. The
21 loaned employee shall in turn be paid regular salary and benefits
22 the same as if continuing regular employment with the permanent
23 employer.

1 C. Any person excepted pursuant to paragraph ~~30~~ 31 of
2 subsection A of this section, when retained as a military trial
3 judge or when serving as a military appellate judge when the
4 Military Court of Appeals is convened, shall be entitled to military
5 judicial leave in accordance with Section 209 of Title 44 of the
6 Oklahoma Statutes.

7 SECTION 2. It being immediately necessary for the preservation
8 of the public peace, health or safety, an emergency is hereby
9 declared to exist, by reason whereof this act shall take effect and
10 be in full force from and after its passage and approval."

11 Passed the House of Representatives the 5th day of May, 2025.
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14 _____
Presiding Officer of the House of
15 Representatives

16 Passed the Senate the ____ day of _____, 2025.
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Presiding Officer of the Senate
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1 ENGROSSED SENATE
2 BILL NO. 1091

By: Weaver of the Senate

3 and

4 Blair of the House

5
6 An Act relating to dual office-holding; amending 51
7 O.S. 2021, Section 6, which relates to exemptions;
8 adding exemption for campus police officers serving
9 in certain offices; updating statutory language;
10 updating statutory reference; and providing an
11 effective date.

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

13 SECTION 3. AMENDATORY 51 O.S. 2021, Section 6, is
14 amended to read as follows:

15 Section 6. A. Except as may be otherwise provided, no person
16 holding an office under the laws of the state and no deputy of any
17 officer so holding any office shall, during the person's term of
18 office, hold any other office or be the deputy of any officer
19 holding any office, under the laws of the state. The provisions of
20 this section shall not apply to:

- 21 1. Notaries public;
- 22 2. Members of the State Textbook Committee;
- 23 3. County free fair board members;
- 24 4. Municipal and county law enforcement officers serving in
positions as law enforcement officers of both such governmental

1 entities upon such terms and conditions as are mutually approved by
2 resolutions adopted by the board of county commissioners and
3 governing body of the municipality employing such officers;

4 5. Any person holding a county or municipal office or position,
5 or membership on any public trust authority, who is a member of a
6 board or commission that relates to federal, state, county or
7 municipal government and is created by the United States government,
8 ~~the State of Oklahoma~~ this state or a political subdivision of ~~the~~
9 this state, except where the duties of the offices or positions
10 conflict;

11 6. Any elected municipal officers and school board members who
12 are appointed to a state board, commission, or similar entity if
13 there is no compensation for such services other than reimbursement
14 for necessary travel expenses pursuant to the provisions of the
15 State Travel Reimbursement Act;

16 7. Any trustee of a public trust, who is appointed as a trustee
17 of a different public trust or any trustee of the Tulsa County
18 Public Facilities Authority who may also be employed by the
19 Department of Transportation;

20 8. Law enforcement officers employed by municipal or county law
21 enforcement departments or agencies, other than those law
22 enforcement officers elected or appointed as sheriff, chief of
23 police or some similar position in which they are the head of a
24 county or municipal law enforcement agency, who are elected to local

boards of education; provided, the provisions of this paragraph shall not prohibit any law enforcement officer employed by a municipality having a population of ten thousand (10,000) or fewer people from serving as a member of a local board of education;

9. Any member of the Oklahoma Highway Patrol Division of the Department of Public Safety who is elected to a local board of education;

10. Any employee of the Oklahoma State Bureau of Investigation who is elected to a local board of education;

11. Any District Supervisor, Assistant District Supervisor, Team Supervisor, Parole Officer 1 or Parole Officer 2 of the Department of Corrections who is elected or appointed to a city council;

12. Any trustee or director of a rural electric cooperative, or port authority who is appointed or elected to a state, county or municipal board, commission or similar entity;

13. County employees who are elected as members of town or city councils;

14. Municipal, county, state or tribal law enforcement or peace officers operating under cross-deputization agreements with an Indian tribe or branch of the federal government;

15. Municipal or county law enforcement or peace officers serving in positions as campus police officers or campus public safety officers pursuant to the provisions of the Oklahoma Campus

1 Security Act, upon such terms and conditions as are mutually
2 approved by resolution adopted by the governing body of the
3 municipality or county and the governing board of the institution of
4 higher education;

5 16. State law enforcement or peace officers serving in
6 positions as campus police officers or campus public safety officers
7 pursuant to the provisions of the Oklahoma Campus Security Act, upon
8 such terms and conditions as are mutually approved by written
9 agreement between the Commissioner of Public Safety and the
10 governing board of the institution of higher education;

11 17. Municipal, county and state law enforcement officers
12 serving in positions as part-time or seasonal rangers or peace
13 officers under the Oklahoma Tourism and Recreation Department or the
14 Grand River Dam Authority;

15 18. Members of the University Hospitals Authority;

16 19. Any person holding a state or county office or position who
17 is a reserve force deputy sheriff, or a reserve special agent with
18 the Oklahoma State Bureau of Narcotics and Dangerous Drugs Control
19 or a reserve municipal police officer;

20 20. Any person holding a state office or position who serves as
21 a special assistant district attorney without compensation;

22 21. Any elected or appointed member of a local school board who
23 is a member of a municipal planning commission;

24

1 22. Any elected or appointed member of a local school board who
2 is a member or an officer of a volunteer fire department;

3 23. Directors or officers of a rural water district and chiefs
4 of municipal fire departments or rural fire districts who are
5 appointed or elected to an unsalaried office in a state, county,
6 municipal, school, or technology center school board, commission, or
7 similar entity, except where the duties of the office would create a
8 conflict of interest;

9 24. Any person who is a dispatcher or confinement officer at a
10 municipal or county jail who is a noncompensated reserve municipal
11 police officer or a reserve deputy sheriff;

12 25. Any person who is an assistant district attorney serving as
13 a municipal judge or prosecutor;

14 26. Any park ranger under the Oklahoma Tourism and Recreation
15 Department or any game warden or reserve game warden employed by the
16 Department of Wildlife Conservation who is elected or appointed to a
17 local board of education or to a municipal governing body, board,
18 commission or similar entity;

19 27. Members of the Oklahoma State University Medical ~~Center~~
20 Authority, the Oklahoma State University Medical Trust or the State
21 Board of Osteopathic Examiners;

22 28. Any member of the state Legislature or any state officer
23 who serves on the board of trustees of the Oklahoma School for the
24 Visual and Performing Arts;

1 29. Members of the Council on Judicial Complaints;

2 30. A campus police officer who is elected as a member of the
3 governing board of a town or municipality that is outside of the
4 town or municipality where the person serves as a campus police
5 officer; and

6 ~~30.~~ 31. Any person who is a state employee but not a member of
7 the state military forces, including district attorneys, assistant
8 district attorneys, district court judges, associate district court
9 judges and special judges, when detailed as a military trial judge
10 pursuant to Section 826 of Title 44 of the Oklahoma Statutes or when
11 serving as an appellate military judge pursuant to Section 866 of
12 Title 44 of the Oklahoma Statutes when the Military Court of Appeals
13 is convened. The rules of procedure prescribed by the State Judge
14 Advocate pursuant to subsection L of Section 866 of Title 44 of the
15 Oklahoma Statutes shall define what constitutes the Military Court
16 of Appeals being "convened" for purposes of this paragraph.

17 The provisions of this section shall not prohibit any person
18 holding an office under the laws of the state or any deputy of any
19 officer so holding any office from serving upon the board of
20 Oklahoma Futures or upon the board of directors of the Oklahoma
21 Center for the Advancement of Science and Technology. The
22 provisions of this section shall not prohibit a member of the board
23 of directors of the Oklahoma Center for the Advancement of Science
24 and Technology from serving upon the board of Oklahoma Futures.

1 B. Except as provided in subsection C of this section,
2 salaries, emoluments or benefits that would otherwise be paid by the
3 agency or political subdivision to a loaned employee or officer
4 shall instead be paid to the regular employer of such employee. The
5 loaned employee shall in turn be paid regular salary and benefits
6 the same as if continuing regular employment with the permanent
7 employer.

8 C. Any person excepted pursuant to paragraph ~~30~~ 31 of
9 subsection A of this section, when retained as a military trial
10 judge or when serving as a military appellate judge when the
11 Military Court of Appeals is convened, shall be entitled to military
12 judicial leave in accordance with Section 209 of Title 44 of the
13 Oklahoma Statutes.

14 SECTION 4. This act shall become effective November 1, 2025.

15 Passed the Senate the 24th day of March, 2025.

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Presiding Officer of the Senate

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19 Passed the House of Representatives the ____ day of _____,
20 2025.

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Presiding Officer of the House
of Representatives

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