

1 STATE OF OKLAHOMA

2 2nd Session of the 60th Legislature (2026)

3 SENATE BILL 1712

By: Hamilton

6 AS INTRODUCED

7 An Act relating to peace officers; amending 70 O.S.  
8 2021, Section 3311, as last amended by Section 1,  
9 Chapter 65, O.S.L. 2024 (70 O.S. Supp. 2025, Section  
10 3311), which relates to the Council on Law  
Enforcement Education and Training; authorizing  
alternative path to certain certification; updating  
statutory language; and providing an effective date.

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

14 SECTION 1. AMENDATORY 70 O.S. 2021, Section 3311, as  
15 last amended by Section 1, Chapter 65, O.S.L. 2024 (70 O.S. Supp.  
16 2025, Section 3311), is amended to read as follows:

17 Section 3311. A. There is hereby created a Council on Law  
18 Enforcement Education and Training which shall be, and is hereby  
19 declared to be, a governmental law enforcement agency of ~~the State~~  
20 ~~of Oklahoma~~ this state, body politic and corporate, with powers of  
21 government and with the authority to exercise the rights,  
22 privileges, and functions necessary to ensure the professional  
23 training and continuing education of law enforcement officers in  
24 this state. These rights, privileges, and functions include, but

1 are not limited to, those specified in Sections 3311 through 3311.15  
2 of this title and in the Oklahoma Security Guard and Private  
3 Investigator Act and the Bail Enforcement and Licensing Act. The  
4 Council shall be authorized to require agency employees and the  
5 employees of agency contractors in positions to have access to  
6 Oklahoma Peace Officer records, Oklahoma Security Guard and Private  
7 Investigator records, Bail Enforcement and Licensing Act records, to  
8 be subject to a criminal history search by the Oklahoma State Bureau  
9 of Investigation, as well as be fingerprinted for submission of the  
10 fingerprints through the Oklahoma State Bureau of Investigation to  
11 the Federal Bureau of Investigation for a national criminal history  
12 record check. The Council shall be the recipient of the results of  
13 the record check. In accordance with Section 150.9 of Title 74 of  
14 the Oklahoma Statutes, this includes a national criminal history  
15 record with a ~~finger~~ print fingerprint analysis. The Council shall  
16 be composed of thirteen (13) members as follows:

- 17 1. The Commissioner of the Department of Public Safety, or  
18 designee;
- 19 2. The Director of the Oklahoma State Bureau of Narcotics and  
20 Dangerous Drugs Control, or designee;
- 21 3. The Director of the Oklahoma State Bureau of Investigation,  
22 or designee;

1       4. One member appointed by the Governor who shall be a law  
2 enforcement administrator representing a tribal law enforcement  
3 agency;

4       5. One member appointed by the Governor who shall be a chief of  
5 police of a municipality with a population over one hundred thousand  
6 (100,000), as determined by the latest Federal Decennial Census;

7       6. One member appointed by the Board of Directors of the  
8 Oklahoma Sheriffs' Association who shall be a sheriff of a county  
9 with a population under twenty-five thousand (25,000), as determined  
10 by the latest Federal Decennial Census;

11       7. One member appointed by the Oklahoma Association of Chiefs  
12 of Police who shall be a chief of police representing a municipality  
13 with a population over ten thousand (10,000), as determined by the  
14 latest Federal Decennial Census;

15       8. One member ~~shall be~~ appointed by the Board of Directors of  
16 the Oklahoma Sheriffs' Association who shall be a sheriff of a  
17 county with a population of twenty-five thousand (25,000) or more,  
18 as determined by the latest Federal Decennial Census;

19       9. One member appointed by the Board of Directors of the  
20 Fraternal Order of Police who shall have experience as a training  
21 officer;

22       10. One member appointed by the Chancellor of Higher Education  
23 who shall be a representative of East Central University;

1       11. One member appointed by the Board of Directors of the  
2 Oklahoma Sheriffs and Peace Officers Association who shall be a  
3 full-time law enforcement officer in good standing with CLEET within  
4 a county with a population under fifty thousand (50,000);

5       12. The President Pro Tempore of the Oklahoma State Senate  
6 shall appoint one member from a list of three or more nominees  
7 submitted by a statewide organization representing cities and towns  
8 that is exempt from taxation under federal law and designated  
9 pursuant to the provisions of the Internal Revenue Code, 26 U.S.C.,  
10 Section 170(a); and

11       13. The Speaker of the Oklahoma House of Representatives shall  
12 appoint one member from a list of three or more nominees submitted  
13 by an organization that assists in the establishment of  
14 accreditation standards and training programs for law enforcement  
15 agencies throughout this state.

16       The Executive Director selected by the Council shall be an ex  
17 officio member of the Council and shall act as Secretary. The  
18 Council on Law Enforcement Education and Training shall select a  
19 chair and vice-chair from among its members. Members of the Council  
20 on Law Enforcement Education and Training shall not receive a salary  
21 for duties performed as members of the Council, but shall be  
22 reimbursed for their actual and necessary expenses incurred in the  
23 performance of Council duties pursuant to the provisions of the  
24 State Travel Reimbursement Act.

1       B. The Council on Law Enforcement Education and Training is  
2 hereby authorized and directed to:

3       1. Appoint a larger Advisory Council to discuss problems and  
4 hear recommendations concerning necessary research, minimum  
5 standards, educational needs, and other matters imperative to  
6 upgrading Oklahoma law enforcement to professional status;

7       2. Promulgate rules with respect to such matters as  
8 certification, revocation, suspension, withdrawal and reinstatement  
9 of certification, minimum courses of study, testing and test scores,  
10 attendance requirements, equipment and facilities, minimum  
11 qualifications for instructors, minimum standards for basic and  
12 advanced in-service courses, and seminars for Oklahoma police and  
13 peace officers;

14       3. Authorize research, basic and advanced courses, and seminars  
15 to assist in program planning directly and through subcommittees;

16       4. Authorize additional staff and services necessary for  
17 program expansion;

18       5. Recommend legislation necessary to upgrade Oklahoma law  
19 enforcement to professional status;

20       6. Establish policies and regulations concerning the number,  
21 geographic and police unit distribution, and admission requirements  
22 of those receiving tuition or scholarship aid available through the  
23 Council. Such waiver of costs shall be limited to duly appointed

1 members of legally constituted local, county, and state law  
2 enforcement agencies on the basis of educational and financial need;

3       7. Appoint an Executive Director to direct the staff, inform  
4 the Council of compliance with the provisions of this section, and and  
5 perform such other duties imposed on the Council by law. An  
6 Executive Director appointed by the Council must qualify for the  
7 position with a bachelor or higher degree in law enforcement from an  
8 accredited college or university, or a bachelor or higher degree in  
9 a law-enforcement-related subject area, and a minimum of five (5)  
10 years of active law enforcement experience including, but not  
11 limited to, responsibility for enforcement, investigation,  
12 administration, training, or curriculum implementation.

13       The Executive Director of the Council on Law Enforcement  
14 Education and Training may hire an Assistant Director to perform  
15 such duties as directed by the Executive Director.

16       The Executive Director of the Council on Law Enforcement  
17 Education and Training may commission CLEET staff as peace officers  
18 for purposes consistent with the duties of CLEET as set out in state  
19 law. The powers and duties conferred on the Executive Director or  
20 any staff member appointed by the Executive Director as a peace  
21 officer shall not limit the powers and duties of other peace  
22 officers of this state or any political subdivision thereof. The  
23 Executive Director or any staff member appointed by the Executive

1 Director as a peace officer may, upon request, assist any federal,  
2 state, county, or municipal law enforcement agency;

3       8. Enter into contracts and agreements for the payment of  
4 classroom space, food, and lodging expenses as may be necessary for  
5 law enforcement officers attending any official course of  
6 instruction approved or conducted by the Council. Such expenses may  
7 be paid directly to the contracting agency or business  
8 establishment. The food and lodging expenses for each law  
9 enforcement officer shall not exceed the authorized rates as  
10 provided for in the State Travel Reimbursement Act; provided,  
11 however, the Council may provide food and lodging to law enforcement  
12 officials attending any official course of instruction approved or  
13 conducted by the Council rather than paying for the provision of  
14 such food and lodging by an outside contracting agency or business  
15 establishment;

16       9. a. Certify canine teams, consisting of a dog and a  
17                    handler working together as a team, trained to detect:

- 18                    (1) controlled dangerous substances, or
- 19                    (2) explosives, explosive materials, explosive  
20                    devices, or materials which could be used to  
21                    construct an explosive device~~s~~,

22                    provided, the dog of a certified canine team shall not  
23                    be certified at any time as both a drug dog and a bomb  
24                    dog, and any dog of a certified canine team who has

1                   been previously certified as either a drug dog or a  
2                   bomb dog shall not be eligible at any time to be  
3                   certified in the other category.

4                   b. Upon retiring the dog from the service it was  
5                   certified to perform, the law enforcement department  
6                   that handled the dog shall retain possession of the  
7                   dog. The handler shall have first option of adopting  
8                   the dog. If that option is not exercised, the law  
9                   enforcement department shall provide for its adoption.  
10                  Once adopted, l the dog shall not be placed back into  
11                  active service;

12                 10. Enter into a lease, loan, or other agreement with the  
13                 Oklahoma Development Finance Authority or a local public trust for  
14                 the purpose of facilitating the financing of a new facility for its  
15                 operations and use and pledge, to the extent authorized by law, all  
16                 or a portion of its receipts of the assessment penalty herein  
17                 referenced for the payment of its obligations under such lease,  
18                 loan, l or other agreement. It is the intent of the Legislature to  
19                 increase the assessment penalty to such a level or appropriate  
20                 sufficient monies to the Council on Law Enforcement Education and  
21                 Training to make payments on the lease, loan, or other agreement for  
22                 the purpose of retiring the bonds to be issued by the Oklahoma  
23                 Development Finance Authority or local public trust. Such lease,  
24                 loan, l or other agreement and the bonds issued to finance such

1 facilities shall not constitute an indebtedness of this state or be  
2 backed by the full faith and credit of this state, and the lease,  
3 loan, or other agreement and the bonds shall contain a statement to  
4 such effect;

5 11. Accept gifts, bequests, devises, contributions, and grants,  
6 public or private, of real or personal property;

7 12. Appoint an advisory committee composed of representatives  
8 from security guard and private investigative agencies to advise the  
9 Council concerning necessary research, minimum standards for  
10 licensure, education, and other matters related to licensure of  
11 security guards, security guard agencies, private investigators, and  
12 private investigative agencies;

13 13. Enter into agreements with individuals, educational  
14 institutions, agencies, and business and tribal entities for  
15 professional services, the use of facilities and supplies, and staff  
16 overtime costs incurred as a result of the user's requests to  
17 schedule functions after-hours, on weekends, or anytime such  
18 requests extend staff beyond its normal capacity, whereby  
19 contracting individuals, educational institutions, agencies, and  
20 business and tribal entities shall pay a fee to be determined by the  
21 Council by rule. All fees collected pursuant to facilities usage  
22 shall be deposited to the credit of the C.L.E.E.T. Training Center  
23 Revolving Fund created pursuant to Section 3311.6 of this title.  
24 All other fees collected pursuant to these agreements shall be

1 deposited to the credit of the Peace Officer Revolving Fund created  
2 pursuant to Section 3311.7 of this title. The Council is authorized  
3 to promulgate emergency rules to effectuate the provisions of this  
4 paragraph;

5       14. Promulgate rules to establish a state firearms  
6 requalification standard for active peace officers and meet any  
7 requirements imposed on the Council by the federal Law Enforcement  
8 Officers Safety Act of 2004;

9       15. Set minimal criteria relating to qualifications for chief  
10 of police administrative training pursuant to Section 34-102 of  
11 Title 11 of the Oklahoma Statutes, assist in developing a course of  
12 training for a Police Chief Administrative School, and approve all  
13 police chief administrative training offered in this state;

14       16. Appoint a Curriculum Review Board to be composed of six (6)  
15 members as follows:

16           a. one member shall be selected by the Chancellor for  
17           Higher Education, who possesses a background of  
18           creation and review of curriculum and experience  
19           teaching criminal justice or law enforcement courses,  
20           who shall serve an initial term of one (1) year,

21           b. one member shall represent a municipal jurisdiction  
22           with a population of fifty thousand (50,000) or more  
23           and who shall be a management-level CLEET-certified

training officer, who shall serve an initial term of two (2) years,

- c. one member shall represent a county jurisdiction with a population of fifty thousand (50,000) or more and who shall be a management-level CLEET-certified training officer, who shall serve an initial term of three (3) years,

- d. one member shall represent a municipal jurisdiction with a population of less than fifty thousand (50,000) and who shall be a CLEET-certified training officer, who shall serve an initial term of two (2) years,

- e. one member shall represent a county jurisdiction with a population of less than fifty thousand (50,000) and who shall be a CLEET-certified training officer, who shall serve an initial term of one (1) year, and

f. one member selected by the Oklahoma Department of Career and Technology, who shall have experience in the creation and review of curriculum as well as experience in teaching criminal justice or law enforcement courses, who shall serve an initial term of three (3) years.

After the initial terms of office, all members shall be

appointed to serve three-year terms. Any member may be reappointed to serve consecutive terms. Members shall serve without

1 compensation, but may be reimbursed for travel expenses pursuant to  
2 the State Travel Reimbursement Act. The Board shall review and  
3 establish curriculum for all CLEET academies and training courses  
4 pursuant to procedures established by the Council on Law Enforcement  
5 Education and Training;

6 17. Conduct review and verification of any records relating to  
7 the statutory duties of CLEET;

8 18. Receive requested reports including investigative reports,  
9 court documents, statements, or other applicable information from  
10 local, county, and state agencies and other agencies for use in  
11 actions where a certification or license issued by CLEET may be  
12 subject to disciplinary or other actions provided by law;

13 19. Summarily suspend a certification of a peace officer,  
14 without prior notice but otherwise subject to administrative  
15 proceedings, if CLEET finds that the actions of the certified peace  
16 officer may present a danger to the peace officer, the public, a  
17 family or household member, or involve a crime against a minor. A  
18 certified copy of the information or indictment charging such a  
19 crime shall be considered clear and convincing evidence of the  
20 charge; and

21 20. Approve law enforcement agencies and police departments in  
22 accordance with the following:

23 a. this section applies only to an entity authorized by  
24 statute or by the Constitution to create a law

1 enforcement agency or police department and  
2 commission, appoint, or employ officers that first  
3 creates or reactivates an inactive law enforcement  
4 agency or police department and first begins to  
5 commission, appoint, or employ officers on or after  
6 November 1, 2011,

7 b. the entity shall submit to CLEET, a minimum of sixty  
8 (60) days prior to creation of the law enforcement  
9 agency or police department, information regarding:  
10 (1) the need for the law enforcement agency or police  
11 department in the community,  
12 (2) the funding sources for the law enforcement  
13 agency or police department, and proof that no  
14 more than fifty percent (50%) of the funding of  
15 the entity will be derived from ticket revenue or  
16 fines,  
17 (3) the physical resources available to officers,  
18 (4) the physical facilities that the law enforcement  
19 agency or police department will operate  
20 including descriptions of the evidence room,  
21 dispatch area, restroom facilities, and public  
22 area,

(5) law enforcement policies of the law enforcement agency or police department including published policies on:

(a) use of force,

(b) vehicle pursuit,

(c) mental health,

(d) professional conduct of officers,

(e) domestic abuse,

(f) response to missing persons,

(g) supervision of part-time officers, and

(h) impartial policing,

(6) the administrative structure of the law enforcement agency or police department

(7) liability insurance, and

(8) any other information CLEET requires by rule,

c. within sixty (60) days of receiving an entity's request, CLEET will forward to the entity by certified mail, return receipt requested, a letter of authorization or denial to create a law enforcement agency or police department and commission, appoint, or employ officers, signed by the Executive Director

- d. in cases of denial, the entity may appeal the decision of the Executive Director to the full CIEFT Council

The Executive Director shall ensure that the final report is provided to all members of the Council. The Council shall review and make recommendations concerning the report at the first meeting of the Council to occur after all members of the Council have received the report. The Council may, by majority vote:

- (1) order additional information be provided,
- (2) order confirmation of the opinion of the Executive Director, or
- (3) order authorization of the entity.

C. 1. Payment of any fee provided for in this section may be made by a nationally recognized credit or debit card issued to the applicant. The Council may publicly post and collect a fee for the acceptance of the nationally recognized credit or debit card not to exceed five percent (5%) of the amount of the payment. For purposes of this subsection, "nationally recognized credit card" means any instrument or device, whether known as a credit card, credit plate, charge plate, or by any other name, issued with or without fee by an issuer for the use of the cardholder in obtaining goods, services, or anything else of value and which is accepted by over one thousand merchants in this state. "Debit card" means an identification card or device issued to a person by a business organization which permits such person to obtain access to or activate a consumer

1 banking electronic facility. The Council shall determine which  
2 nationally recognized credit or debit cards will be accepted as  
3 payment for fees.

4 2. Payment for any fee provided for in this title may be made  
5 by a business check. The Council may:

- 6 a. add an amount equal to the amount of the service  
7 charge incurred, not to exceed three percent (3%) of  
8 the amount of the check as a service charge for the  
9 acceptance and verification of the check, or
- 10 b. add an amount of no more than Five Dollars (\$5.00) as  
11 a service charge for the acceptance and verification  
12 of a check. For purposes of this subsection,  
13 "business check" shall not mean a money order,  
14 cashier's check, or bank-certified check.

15 D. Failure of the Legislature to appropriate necessary funds to  
16 provide for expenses and operations of the Council on Law  
17 Enforcement Education and Training shall not invalidate other  
18 provisions of this section relating to the creation and duties of  
19 the Council.

20 E. 1. No person shall be eligible for employment as a peace  
21 officer or reserve peace officer until the employing law enforcement  
22 agency has conducted a background investigation of such person  
23 consisting of the following:

1                   a. a fingerprint search submitted to the Oklahoma State  
2                   Bureau of Investigation with a return report to the  
3                   submitting agency that such person has no felony  
4                   record,

5                   b. a fingerprint search submitted to the Federal Bureau  
6                   of Investigation with a return report to the  
7                   submitting agency that such person has no felony  
8                   record,

9                   c. such person has undergone psychological evaluation by  
10                   a psychologist licensed by the State of Oklahoma and  
11                   has been evaluated to be suitable to serve as a peace  
12                   officer in ~~the State of Oklahoma~~ this state,

13                   d. the employing agency has verified that such person has  
14                   a high school diploma or a GED equivalency certificate  
15                   as recognized by state law,

16                   e. such person is not participating in a deferred  
17                   sentence agreement for a felony, a crime involving  
18                   moral turpitude or a crime of domestic violence, and  
19                   does not have any criminal charges pending in any  
20                   court in this state, another state, in tribal court,  
21                   or pursuant to the United States Code,

22                   f. such person is not currently subject to an order of  
23                   the Council revoking, suspending, or accepting a  
24                   voluntary surrender of peace officer certification,

g. such person is not currently undergoing treatment for a mental illness, condition, or disorder. For purposes of this subsection, "currently undergoing treatment for mental illness, condition, or disorder" means the person has been diagnosed by a licensed physician, psychologist, or licensed mental health professional as being afflicted with a substantial disorder of thought, mood, perception, psychological orientation, or memory that significantly impairs judgment, behavior, capacity to recognize reality, or ability to meet the ordinary demands of life and such condition continues to exist,

h. such person is twenty-one (21) years of age.

h. such person is twenty-one (21) years of age.

Provided, this requirement shall not affect those persons who are already employed as a police or peace officer prior to November 1, 1985, and

i. such person has provided proof of United States citizenship or resident alien status, pursuant to an employment eligibility verification form from the United States Citizenship and Immigration Services.

2. To aid the evaluating psychologist in interpreting the test

results including automated scoring and interpretations, the

employing agency shall provide the psychologist a statement

confirming the identity of the individual taking the test as the

1 person who is employed or seeking employment as a peace officer of  
2 the agency and attesting that it administered the psychological  
3 instrument in accordance with standards within the test document.  
4 The psychologist shall report to the employing agency the evaluation  
5 of the assessment instrument and may include any additional  
6 recommendations to assist the employing agency in determining  
7 whether to certify to the Council on Law Enforcement Education and  
8 Training that the person being evaluated is suitable to serve as a  
9 peace officer in this state. No additional procedures or  
10 requirements shall be imposed for performance of the psychological  
11 evaluation. The psychological instrument utilized shall be  
12 evaluated by a psychologist licensed by the State of Oklahoma, and  
13 the employing agency shall certify to the Council that the  
14 evaluation was conducted in accordance with this provision and that  
15 the employee or applicant is suitable to serve as a peace officer in  
16 this state.

17 a. Any person found not to be suitable for employment or  
18 certification by the Council shall not be employed,  
19 retained in employment as a peace officer, or  
20 certified by the Council for at least one (1) year, at  
21 which time the employee or applicant may be  
22 reevaluated by a psychologist licensed by the State of  
23 Oklahoma. This section shall also be applicable to  
24 all reserve peace officers in this state.

b. Any person who is certified by CLEET and has undergone the psychological evaluation required by this subparagraph and has been found to be suitable as a peace officer shall not be required to be reevaluated for any subsequent employment as a peace officer following retirement or any break in service as a peace officer, unless such break in service exceeds five (5) years or the Council determines that a peace officer may present a danger to himself or herself, the public, or a family or household member.

- c. All persons seeking certification shall have their name, gender, date of birth, and address of such person submitted to the Department of Mental Health and Substance Abuse Services by the Council. The Department of Mental Health and Substance Abuse Services shall respond to the Council within ten (10) days whether the computerized records of the Department indicate the applicant has ever been involuntarily committed to an Oklahoma state mental institution. In the event that the Department of Mental Health and Substance Abuse Services reports to the Council that the applicant has been involuntarily committed, the Council shall immediately inform the employing agency.

1       All basic police courses shall include a minimum of four (4)  
2 hours of education and training in recognizing and managing a person  
3 appearing to require mental health treatment or services. The  
4 training shall include training in crime and drug prevention, crisis  
5 intervention, youth and family intervention techniques, recognizing,  
6 investigating and preventing abuse and exploitation of elderly  
7 persons, mental health issues, and criminal jurisdiction on  
8 Sovereign Indian Land.

9           Subject to the availability of funding, for full-time salaried  
10 police or peace officers a basic police course academy shall consist  
11 of a minimum of six hundred (600) hours.

12          For reserve deputies a basic reserve academy shall consist of a  
13 minimum of two hundred forty (240) hours.

14        3.    a.    Beginning January 1, 2018, any reserve peace officer  
15            who has completed the two-hundred-forty-hour reserve  
16            peace officer certification program and who has been  
17            in active service in that capacity for the past six  
18            (6) months shall be eligible to attend a three-  
19            hundred-sixty-hour basic full-time training academy to  
20            become certified as a full-time peace or police  
21            officer.

22        b.    Beginning January 1, 2027, a reserve peace officer who  
23           has completed the two-hundred-forty-hour reserve peace  
24           officer certification program and is hired as a full-

time peace or police officer within two (2) years of receiving his or her reserve peace officer certification, shall be eligible to be certified as a full-time peace or police officer upon completion of the full law enforcement driver training program required for certification as a full-time peace or police officer.

4. Every person who has not been certified as a police or peace officer and is duly appointed or elected as a police or peace officer shall hold such position on a temporary basis only, and shall, within six (6) months from the date of appointment or taking office, qualify as required in this subsection or forfeit such position. In computing the time for qualification, all service shall be cumulative from date of first appointment or taking office as a police or peace officer with any department in this state.

- a. The Council may extend the time requirement specified in this paragraph for good cause as determined by the Council.

b. A duty is hereby imposed upon the employing agency to withhold payment of the compensation or wage of such unqualified officer.

- c. If the police or peace officer fails to forfeit the position or the employing agency fails to require the officer to forfeit the position, the district attorney

1                   shall file the proper action to cause the forfeiting  
2                   of such position. The district court of the county  
3                   where the officer is employed shall have jurisdiction  
4                   to hear the case.

5       5. The Council may certify officers who have completed a course  
6                   of study in another state deemed by the Council to meet standards  
7                   for Oklahoma peace officers providing the officer's certification in  
8                   the other state has not been revoked or voluntarily surrendered and  
9                   is not currently under suspension.

10       6. For purposes of this section, a police or peace officer is  
11                   defined as a full-time duly appointed or elected officer who is paid  
12                   for working more than twenty-five (25) hours per week and whose  
13                   duties are to preserve the public peace, protect life and property,  
14                   prevent crime, serve warrants, transport prisoners, and enforce laws  
15                   and ordinances of this state, or any political subdivision thereof;  
16                   provided, elected sheriffs and their deputies and elected,  
17                   appointed, or acting chiefs of police shall meet the requirements of  
18                   this subsection within the first six (6) months after assuming the  
19                   duties of the office to which they are elected or appointed or for  
20                   which they are an acting chief; provided further, that this section  
21                   shall not apply to persons designated by the Director of the  
22                   Department of Corrections as peace officers pursuant to Section 510  
23                   of Title 57 of the Oklahoma Statutes.

F. No person shall be certified as a police or peace officer by the Council or be employed by the state, a county, a city, or any political subdivision thereof, who is currently subject to an order of the Council revoking, suspending, or accepting a voluntary surrender of peace officer certification or who has been convicted of a felony, a crime involving moral turpitude, or a crime of domestic violence, unless a full pardon has been granted by the proper agency; however, any person who has been trained and certified by the Council on Law Enforcement Education and Training and is actively employed as a full-time peace officer as of November 1, 1985, shall not be subject to the provisions of this subsection for convictions occurring prior to November 1, 1985.

G. 1. The Council is hereby authorized to provide to any employing agency the following information regarding a person who is or has applied for employment as a police or peace officer of such employing agency:

- a. Oklahoma State Bureau of Investigation and Federal Bureau of Investigation reports,
- b. administration of the psychological tests provided for herein,
- c. performance in the course of study or other basis of certification,
- d. previous certifications issued, and

e. any administrative or judicial determination denying certification.

2. An employing agency shall not be liable in any action arising out of the release of contents of personnel information relevant to the qualifications or ability of a person to perform the duties of a police or peace officer when such information is released pursuant to written authorization for release of information signed by such person and is provided to another employing agency which has employed or has received an application for employment from such person.

3. As used in this subsection, "employing agency" means a political subdivision or law enforcement agency which either has employed or received an employment application from a person who, if employed, would be subject to this section.

H. 1. A law enforcement agency employing police or peace officers in this state shall report the hiring, resignation, or termination for any reason of a police or peace officer to the Council within ten (10) days. Failure to comply with the provisions of this subsection may disqualify a law enforcement agency from participating in training programs sponsored by the Council. Every law enforcement agency employing police or peace officers in this state shall submit to CLEET on or before October 1 of each calendar year a complete list of all commissioned employees with a current mailing address and phone number for each such employee. In

1 addition to the above, CLEET may impose an administrative fine for  
2 violations of this section.

3       2. A tribal law enforcement agency that has peace officers  
4 commissioned by an Oklahoma law enforcement agency pursuant to a  
5 cross-deputization agreement with the State of Oklahoma or any  
6 political subdivision of the State of Oklahoma pursuant to the  
7 provisions of Section 1221 of Title 74 of the Oklahoma Statutes  
8 shall report the commissioning, resignation, or termination of  
9 commission for any reason of a cross-deputized tribal police or  
10 peace officer to CLEET within ten (10) days of the commissioning,  
11 resignation, or termination. Failure to comply with the provisions  
12 of this subsection may disqualify a tribal law enforcement agency  
13 from participating in training programs sponsored by the Council.

14       I. It is unlawful for any person to willfully make any  
15 statement in an application to CLEET knowing the statement is false  
16 or intentionally commit fraud in any application to the Council for  
17 attendance in any CLEET-conducted or CLEET-approved peace officer  
18 academy or Collegiate Officer Program or for the purpose of  
19 obtaining peace officer certification or reinstatement. It is  
20 unlawful for any person to willfully submit false or fraudulent  
21 documents relating to continuing education rosters, transcripts or  
22 certificates, or any canine license application. Any person  
23 convicted of a violation of this subsection shall be guilty of a  
24 felony punishable by imprisonment in the Department of Corrections

25

1 for a term of not less than two (2) years nor more than five (5)  
2 years, or by a fine not exceeding Two Thousand Dollars (\$2,000.00),  
3 or by both such fine and imprisonment. In addition to the above,  
4 CLEET may impose an administrative fine.

5 J. 1. A police or peace officer shall be subject to  
6 disciplinary action to include a denial, suspension, revocation, or  
7 acceptance of voluntary surrender of peace officer certification  
8 upon a showing of clear and convincing evidence for the following:

- 9 a. conviction of a felony or a crime of domestic  
10 violence,
- 11 b. conviction of a misdemeanor involving moral turpitude;  
12 provided, if the conviction is a single isolated  
13 incident that occurred more than five (5) years ago  
14 and the Council is satisfied that the person has been  
15 sufficiently rehabilitated, the Council may, in its  
16 discretion, certify such person providing that all  
17 other statutory requirements have been met,
- 18 c. a verdict of guilt or entry of a plea of guilty or  
19 nolo contendere or an "Alford" plea or any plea other  
20 than a not guilty plea for a felony offense, a crime  
21 of moral turpitude, or a crime of domestic violence,
- 22 d. falsification or a willful misrepresentation of  
23 information in an employment application or  
24 application to the Council on Law Enforcement

Education and Training, records of evidence, or in  
testimony under oath,

- e. revocation or voluntary surrender of police or peace officer certification in another state for a violation of any law or rule or in settlement of any disciplinary action in such state,
- f. involuntary commitment of a reserve or peace officer in a mental institution or licensed private mental health facility for any mental illness, condition or disorder that is diagnosed by a licensed physician, psychologist or a licensed mental health professional as a substantial disorder of thought, mood, perception, psychological orientation, or memory that significantly impairs judgment, behavior, capacity to recognize reality, or ability to meet the ordinary demands of life. Provided, the peace officer certification may be reinstated upon the Council receiving notification of a psychological evaluation conducted by a licensed physician, psychologist or licensed mental health professional which attests and states by affidavit that the officer and the evaluation test data of the officer have been examined and that, in the professional opinion of the physician, psychologist or licensed mental health

1 professional, the officer is psychologically suitable  
2 to return to duty as a peace officer. Notwithstanding  
3 any other provision of state law pertaining to  
4 confidentiality of hospital or other medical records,  
5 and as allowable under federal law, CLEET may subpoena  
6 or request a court to subpoena records necessary to  
7 assure compliance with these provisions. Any  
8 confidential information received by CLEET for such  
9 purpose shall retain its confidential character while  
10 in the possession of CLEET,

11 g. abuse of office,  
12 h. entry of a final order of protection against applicant  
13 or officer, or  
14 i. any violation of the Oklahoma Private Security  
15 Licensing Act.

16 2. Disciplinary proceedings shall be commenced by filing a  
17 complaint with the Council on a form approved by the Council. Any  
18 employing agency or other person having information may submit such  
19 information to the Council for consideration as provided in this  
20 subsection.

21 3. Upon the filing of the complaint, a preliminary  
22 investigation shall be conducted to determine whether:

1                   a. there is reason to believe the person has violated any  
2                   provision of this subsection or any other provision of  
3                   law or rule, or  
4                   b. there is reason to believe the person has been  
5                   convicted of a felony, a crime involving moral  
6                   turpitude or a domestic violence offense or is  
7                   currently participating in a deferred sentence for  
8                   such offenses.

9                  4. When the investigation of a complaint does not find the  
10                person has violated any of the provisions of this subsection, or  
11                finds that the person is sufficiently rehabilitated as provided in  
12                subparagraph b or f of paragraph 1 of this subsection, no  
13                disciplinary action shall be required and the person shall remain  
14                certified as a police or peace officer. When the investigation of a  
15                complaint finds that the person has violated any of the provisions  
16                of this subsection, the matter shall be referred for disciplinary  
17                proceedings. The disciplinary proceedings shall be in accordance  
18                with Articles I and II of the Administrative Procedures Act.

19                5. The Council shall revoke the certification of any person  
20                upon determining that such person has been convicted of a felony or  
21                a crime involving moral turpitude or a domestic violence offense or  
22                has entered a plea of guilty, or nolo contendere or an "Alford" plea  
23                or any plea other than a not guilty plea for a felony offense, a  
24                crime of moral turpitude or a crime of domestic violence or is the  
25

1 respondent in a final victim protective order; provided, that if the  
2 conviction has been reversed, vacated or otherwise invalidated by an  
3 appellate court, such conviction shall not be the basis for  
4 revocation of certification; provided further, that any person who  
5 has been trained and certified by the Council on Law Enforcement  
6 Education and Training and is actively employed as a full-time peace  
7 officer as of November 1, 1985, shall not be subject to the  
8 provisions of this subsection for convictions occurring prior to  
9 November 1, 1985. The sole issue to be determined at the hearing  
10 shall be whether the person has been convicted of a felony, a crime  
11 involving moral turpitude or a domestic violence offense or is the  
12 named respondent/defendant in a final victim protective order.

13 6. The Council shall revoke the certification of any person  
14 upon determining that such person has received a deferred sentence  
15 for a felony, a crime involving moral turpitude or a domestic  
16 violence offense.

17 7. The Council may suspend the certification of any person upon  
18 a determination that such person has been involuntarily committed to  
19 a mental institution or mental health facility for a mental illness,  
20 condition or disorder as provided in subparagraph f of paragraph 1  
21 of this subsection.

22 8. Every law enforcement agency in this state shall, within  
23 thirty (30) days of a final order of termination or resignation  
24 while under investigation of a CLEET-certified peace officer, report

1 such order or resignation in writing to the Executive Director of  
2 the Council. Any report, upon receipt by the Council, shall be  
3 considered as personnel records and shall be afforded confidential  
4 protection pursuant to Sections 24A.7 and 24A.8 of Title 51 of the  
5 Oklahoma Statutes. Any medical or other confidential records  
6 obtained by subpoena pursuant to this subsection shall not be made a  
7 part of such report. The Executive Director shall ensure that the  
8 report is provided to all members of the Council. The Council shall  
9 review and make recommendations concerning the report at the first  
10 meeting of the Council to occur after all members of the Council  
11 have received the report. The Council may, by a majority vote,  
12 order the suspension, for a given period of time, or revocation of  
13 the CLEET certification of the peace officer in question if there  
14 are grounds for such actions pursuant to this section and the peace  
15 officer in question has been provided with notice and an opportunity  
16 for a hearing pursuant to the Administrative Procedures Act.  
17 Suspension or revocation of CLEET certification pursuant to this  
18 paragraph shall be reported to the district attorney for the  
19 jurisdiction in which the peace officer was employed, to the  
20 liability insurance company of the law enforcement agency that  
21 employed the peace officer, the chief elected official of the  
22 governing body of the law enforcement agency and the chief law  
23 enforcement officer of the law enforcement agency.

1       9. For all other violations of this subsection, the hearing  
2 examiner shall take into consideration the severity of the  
3 violation, any mitigating circumstances offered by the person  
4 subject to disciplinary action, and any other evidence relevant to  
5 the person's character to determine the appropriate disciplinary  
6 action.

7       10. a. A police or peace officer may voluntarily surrender  
8 and relinquish the peace officer certification to  
9 CLEET. Pursuant to such surrender or relinquishment,  
10 the person surrendering the certification shall be  
11 prohibited from applying to CLEET for reinstatement  
12 within five (5) years of the date of the surrender or  
13 relinquishment, unless otherwise provided by law for  
14 reinstatement.

15       b. No person who has had a police or peace officer  
16 certification from another state revoked or  
17 voluntarily surrendered and has not been reinstated by  
18 that state shall be considered for certification by  
19 CLEET.

20       c. Any person seeking reinstatement of police or peace  
21 officer certification which has been suspended,  
22 revoked, or voluntarily surrendered may apply for  
23 reinstatement pursuant to promulgated CLEET rules  
24 governing reinstatement. Except as provided in this

1 subsection, any person whose certification has been  
2 revoked, suspended or voluntarily surrendered for any  
3 reason including failure to comply with mandatory  
4 education and training requirements, shall pay a  
5 reinstatement fee of One Hundred Fifty Dollars  
6 (\$150.00) to be deposited to the credit of the Peace  
7 Officer Revolving Fund created pursuant to Section  
8 3311.7 of this title.

9 11. A duty is hereby imposed upon the district attorney who, on  
10 behalf of the State of Oklahoma, prosecutes a person holding police  
11 or peace officer or reserve peace officer certification for a  
12 felony, a crime involving moral turpitude, or a crime of domestic  
13 violence in which a plea of guilty, nolo contendere, or an "Alford"  
14 plea or any other plea other than a not guilty plea or other finding  
15 of guilt is entered by, against or on behalf of a certified police  
16 or peace officer to report such plea, agreement, or other finding of  
17 guilt to the Council on Law Enforcement Education and Training  
18 within ten (10) days of such plea agreement or the finding of guilt.

19 12. Any person or agency required or authorized to submit  
20 information pursuant to this section to the Council shall be immune  
21 from liability arising from the submission of the information as  
22 long as the information was submitted in good faith and without  
23 malice.

1       13. Any peace officer employed by a law enforcement agency in  
2 this state which has internal discipline policies and procedures on  
3 file with CLEET shall be exempt from the disciplinary proceedings  
4 and actions provided for in this subsection; provided, however, such  
5 exemption shall not apply if the peace officer has been convicted of  
6 a felony crime, a crime of moral turpitude, or a crime of domestic  
7 violence.

8       14. All criminal proceedings initiated against a CLEET-  
9 certified peace officer or reserve peace officer shall be reported  
10 by the officer to CLEET immediately after arrest or discovery of the  
11 filing of such criminal proceeding. All CLEET-certified peace  
12 officers and reserve peace officers shall be required to report when  
13 a victim protective order has been issued against the officer  
14 including orders issued on an emergency basis and all final orders  
15 of protection. Failure to give notice pursuant to the provisions of  
16 this paragraph may be cause to initiate an action against the  
17 officer by CLEET.

18       15. As used in this subsection:

19           a. "law enforcement agency" means any department or  
20           agency of the state, a county, a municipality, or  
21           political subdivision thereof, with the duties to  
22           maintain public order, make arrests, and enforce the  
23           criminal laws of this state or municipal ordinances,  
24           which employs CLEET-certified personnel,

- b. "final order of termination" means a final notice of dismissal from employment provided after all grievance, arbitration, and court actions have been completed, and
- c. "resignation while under investigation" means the resignation from employment of a peace officer who is under investigation for any felony violation of law, a crime of moral turpitude, a crime of domestic violence, or the resignation from employment of a peace officer as part of an arbitration or plea agreement.

K. 1. Every canine team in the state trained to detect controlled dangerous substances shall be certified, by test, in the detection of such controlled dangerous substances and shall be recertified annually so long as the canine is used for such detection purposes. The certification test and annual recertification test provisions of this subsection shall not be applicable to canines that are owned by a law enforcement agency and that are certified and annually recertified in the detection of controlled dangerous substances by the United States Customs Service. No employee of CLEET may be involved in the training or testing of a canine team.

2. The Council shall appoint a Drug Dog Advisory Council to make recommendations concerning minimum standards, educational

1 needs, and other matters imperative to the certification of canines  
2 and canine teams trained to detect controlled dangerous substances.  
3 The Council shall promulgate rules based upon the recommendations of  
4 the Advisory Council. Members of the Advisory Council shall  
5 include, but need not be limited to, a commissioned officer with  
6 practical knowledge of such canines and canine teams from each of  
7 the following:

- 8 a. the Oklahoma State Bureau of Narcotics and Dangerous  
9 Drugs Control,
- 10 b. the Department of Public Safety,
- 11 c. a police department,
- 12 d. a sheriff's office, and
- 13 e. a university or college campus police department.

14 3. The fee for the certification test shall be Two Hundred  
15 Dollars (\$200.00) and the annual recertification test fee shall be  
16 One Hundred Dollars (\$100.00) per canine team. A retest fee of  
17 Fifty Dollars (\$50.00) will be charged if the team fails the test.  
18 No such fee shall be charged to any local, state or federal  
19 government agency. The fees provided for in this paragraph shall be  
20 deposited to the credit of the CLEET Fund created pursuant to  
21 Section 1313.2 of Title 20 of the Oklahoma Statutes.

22 L. 1. Every canine team in the state trained to detect  
23 explosives, explosive materials, explosive devices, and materials  
24 which could be used to construct an explosive device shall be

1 certified, by test, in the detection of such explosives and  
2 materials and shall be recertified annually so long as the canine is  
3 used for such detection purposes. The certification test and annual  
4 recertification test provisions of this subsection shall not be  
5 applicable to canines that are owned by a law enforcement agency if  
6 such canines are certified and annually recertified in the detection  
7 of explosives and materials by the United States Department of  
8 Defense. No employee of CLEET may be involved in the training or  
9 testing of a canine team.

10       2. The Council shall appoint a Bomb Dog Advisory Council to  
11 make recommendations concerning minimum standards, educational  
12 needs, and other matters imperative to the certification of canines  
13 and canine teams trained to detect explosives, explosive materials,  
14 explosive devices and materials which could be used to construct an  
15 explosive device. The Council shall promulgate rules based upon the  
16 recommendations of the Advisory Council. Members of the Advisory  
17 Council shall include, but need not be limited to, a commissioned  
18 officer with practical knowledge of such canines and canine teams  
19 from each of the following:

- 20       a. the Department of Public Safety,
- 21       b. a police department,
- 22       c. a sheriff's office, and
- 23       d. a university or college campus police department.

1       3. The fee for the certification test shall be Two Hundred  
2       Dollars (\$200.00) and the annual recertification test fee shall be  
3       One Hundred Dollars (\$100.00) per canine team. A retest fee of  
4       Fifty Dollars (\$50.00) will be charged if the team fails the test.  
5       No such fee shall be charged to any local, state or federal  
6       government agency. The fees provided for in this paragraph shall be  
7       deposited to the credit of the CLEET Fund created pursuant to  
8       Section 1313.2 of Title 20 of the Oklahoma Statutes.

9       M. All tribal police officers of any Indian tribe or nation who  
10      have been commissioned by an Oklahoma law enforcement agency  
11      pursuant to a cross-deputization agreement with the State of  
12      Oklahoma or any political subdivision of the State of Oklahoma  
13      pursuant to the provisions of Section 1221 of Title 74 of the  
14      Oklahoma Statutes shall be eligible for peace officer certification  
15      under the same terms and conditions required of members of the law  
16      enforcement agencies of the State of Oklahoma and its political  
17      subdivisions. CLEET shall issue peace officer certification to  
18      tribal police officers who, as of July 1, 2003, are commissioned by  
19      an Oklahoma law enforcement agency pursuant to a cross-deputization  
20      agreement with the State of Oklahoma or any political subdivision of  
21      the State of Oklahoma pursuant to the provisions of Section 1221 of  
22      Title 74 of the Oklahoma Statutes and have met the training and  
23      qualification requirements of this section.

1       N. If an employing law enforcement agency in this state has  
2 paid for CLEET training and the salary of a person while that person  
3 is completing in this state a basic police course approved by the  
4 Council and if within one (1) year after the date the person is  
5 commissioned with the law enforcement agency that person resigns and  
6 is hired by another law enforcement agency in this state, the second  
7 law enforcement agency or the person receiving the training shall  
8 reimburse the original employing law enforcement agency for the cost  
9 of CLEET training and salary paid to the person while completing the  
10 basic police course by the original employing law enforcement  
11 agency. If the person leaves the original employing law enforcement  
12 agency later than one (1) year, but less than two (2) years, after  
13 the date the person is commissioned with the law enforcement agency,  
14 the second law enforcement agency or the person receiving the  
15 training shall reimburse the original employing law enforcement  
16 agency fifty percent (50%) of the cost of CLEET training and salary  
17 paid to the person while completing the basic police course by the  
18 original employing law enforcement agency. CLEET shall not be a  
19 party to any court action based on this provision.

20       O. The Council on Law Enforcement Education and Training, in  
21 its discretion, may waive all or part of any moneys due to the  
22 Council, if deemed uncollectable by the Council.

23       P. Peace officers, reserve peace officers, tribal peace  
24 officers, agencies, bail enforcers, security guards and private

1 investigators shall maintain with the Council current mailing  
2 addresses and shall notify the Council, in writing, of any change of  
3 address or name. Notification of change of name shall require  
4 certified copies of any marriage license or other court document  
5 which reflects the change of name. Notice of change of address or  
6 telephone number must be made within ten (10) days of the effected  
7 change. Notices shall not be accepted over the phone. In any  
8 proceeding in which the Council is required to serve notice or an  
9 order on an individual or an agency, the Council may send a letter  
10 to the mailing address on file with the Council. If the letter is  
11 returned and a notation of the U.S. Postal Service indicates  
12 "unclaimed", or "moved", or "refused" or any other nondelivery  
13 markings and the records of the Council indicate that no change of  
14 address as required by this subsection has been received by the  
15 Council, the notice and any subsequent notices or orders shall be  
16 deemed by the Court as having been legally served for all purposes.

17 Q. All CLEET records of bail enforcers may be released only in  
18 compliance with this section and the Bail Enforcement and Licensing  
19 Act. All records in CLEET possession concerning other persons or  
20 entities shall be released only in compliance with this section and  
21 the Oklahoma Open Records Act.

22 SECTION 2. This act shall become effective November 1, 2026.  
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24 60-2-2506

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