

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 1st Session of the 58th Legislature (2021)

4 COMMITTEE SUBSTITUTE
5 FOR
6 HOUSE BILL NO. 2361

By: Burns

7 COMMITTEE SUBSTITUTE

8 An Act relating to criminal procedure; amending 22
9 O.S. 2011, Sections 1181 and 1181.2, which relate to
10 removal of officers; adding cause for removal;
11 modifying removal procedure; and providing an
12 effective date.

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

14 SECTION 1. AMENDATORY 22 O.S. 2011, Section 1181, is
15 amended to read as follows:

16 Section 1181. Any officer not subject to impeachment elected or
17 appointed to any state, county, township, city, town, or other
18 office under the laws of the state may, in the manner provided in
19 this article, be removed from office for any of the following
20 causes:

21 First. Habitual or willful neglect of duty.

22 Second. Gross partiality in office.

23 Third. Oppression in office.

24 Fourth. Corruption in office.

1 Fifth. Extortion or willful overcharge of fees in office.

2 Sixth. Willful maladministration.

3 Seventh. Habitual drunkenness.

4 Eighth. Failure to produce and account for all public funds and
5 property in his or her hands, at any settlement or inspection
6 authorized or required by law.

7 Ninth. Habitual absence from minimum required training events.

8 SECTION 2. AMENDATORY 22 O.S. 2011, Section 1181.2, is
9 amended to read as follows:

10 Section 1181.2 The complaint, petition, accusation or
11 proceeding for removal or ouster from office, in accordance with
12 procedures set forth in Sections 1 through 6 of Article 8 of the
13 Oklahoma Constitution, Section 101 of Title 38 of the Oklahoma
14 Statutes, or Section 94 of Title 51 of the Oklahoma Statutes, may
15 include allegations or charges of any act or acts of commission,
16 omission or neglect which may be committed, done or omitted during
17 the term of office in which such ouster or removal proceeding may be
18 filed, and may also include allegations or charges as to any act or
19 acts of commission, omission or neglect committed, done or omitted
20 during a previous or preceding term in such office.

21 SECTION 3. This act shall become effective November 1, 2021.

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23 COMMITTEE REPORT BY: COMMITTEE ON ELECTIONS AND ETHICS, dated
24 02/09/2021 - DO PASS, As Amended.