

STATE OF OKLAHOMA

2nd Session of the 59th Legislature (2024)

SENATE BILL 1852

By: Paxton

AS INTRODUCED

An Act relating to chiefs of police; amending 11 O.S. 2021, Section 34-102, which relates to qualifications for chiefs of police; defining term; clarifying certain authority; changing certain experience qualification; altering certain training requirement; providing certain exception; making language gender neutral; updating statutory language; updating statutory reference; and providing an effective date.

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

SECTION 1. AMENDATORY 11 O.S. 2021, Section 34-102, is amended to read as follows:

Section 34-102. A. For the purposes of this section, "peace officer" shall mean an individual who meets the definition established in Section 648 of Title 21 of the Oklahoma Statutes who is also paid for working on average more than twenty-five (25) hours per week.

B. The chief of police of a municipality shall be a peace officer and shall be the chief law enforcement officer of a municipality. The chief of police of a municipality shall enforce the municipal ordinances. The chief of police of a municipality

1 shall have such other powers, duties and functions as may be
2 prescribed by law or ordinance.

3 ~~B.~~ C. Any person elected or appointed to the position of chief
4 of police of a municipality shall meet the following qualifications:

5 1. Be at least twenty-one (21) years of age;

6 2. Be a citizen of the United States;

7 3. Possess at least a high school diploma or General Education
8 Diploma (GED);

9 4. ~~Be certified as a peace officer in this state by the Council~~
10 ~~on Law Enforcement Education and Training (CLEET), or meet all~~
11 ~~requirements necessary for CLEET certification and obtain such~~
12 ~~certification within six (6) months of assuming the position of~~
13 ~~chief of police or as otherwise allowed by Section 3311 of Title 70~~
14 ~~of the Oklahoma Statutes~~ Have served as a duly certified peace
15 officer for a period of five (5) years or more prior to the date of
16 assuming the position of chief of police; and

17 5. Have successfully completed a ~~course of training meeting at~~
18 ~~least the minimal criteria established~~ police chief administrative
19 school developed by the ~~Council on Law Enforcement Education and~~
20 ~~Training (CLEET) for police chief administration, successfully~~
21 ~~completed an approved police chief administrative school which has~~
22 ~~been developed by the~~ Oklahoma Association of Chiefs of Police and
23 approved by the Council on Law Enforcement Education and Training
24 (CLEET). Failure to complete the police chief administrative school

1 within twelve (12) months of assuming the position of chief of
2 police shall preclude a new chief of police from obtaining CLEET
3 certification. New chiefs of police with prior CLEET certification
4 who fail to complete the police chief administrative school within
5 twelve (12) months shall have their CLEET certification revoked.

6 ~~C.~~ D. 1. Any person who does not meet the qualifications of
7 paragraph 4 or 5 of subsection ~~B~~ C of this section at the time of
8 election or appointment to the position of chief of police and who
9 fails after assuming the position of chief of police to meet such
10 qualifications within the time required shall have ~~their~~ his or her
11 CLEET certification revoked for the purpose of serving as chief and
12 be removed from the position.

13 2. Any person assuming the position of chief of police without
14 prior CLEET certification who fails to complete an approved course
15 of training or police chief administration school within the time
16 required shall be precluded from obtaining CLEET certification while
17 in such position.

18 ~~D.~~ E. The Council on Law Enforcement Education and Training
19 (CLEET) shall establish minimal criteria for the qualifications of
20 paragraph 5 of subsection ~~B~~ C of this section relating to a course
21 of training and police chief ~~administration~~ administrative schools
22 and approve all training offered in this state relating to police
23 chief administration. The Oklahoma Association of Chiefs of Police
24 in consultation and cooperation with ~~the Council~~ CLEET is directed

1 to develop a ~~Police Chief Administrative School~~ police chief
2 administrative school consisting of training courses that meet at
3 least the minimal criteria established by ~~the Council~~ CLEET.

4 E. F. The provisions of ~~this act~~ Section 34-102 of Title 11 of
5 the Oklahoma Statutes and Section 3311 of Title 70 of the Oklahoma
6 Statutes relating to qualifications for a chief of police shall not
7 apply to any person who has assumed the position of chief of police
8 and is currently serving as the chief of police of a municipality on
9 or before November 1, ~~2006~~ 2024.

10 SECTION 2. This act shall become effective November 1, 2024.

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