

1 **SENATE FLOOR VERSION**

2 April 1, 2019

3 COMMITTEE SUBSTITUTE
4 FOR ENGROSSED
5 HOUSE BILL NO. 2282

By: Pfeiffer, Meredith, West
(Kevin), Tadlock and Hill
of the House

6 and

7 Rosino, Murdock, Weaver,
8 Boggs, Kidd, Sharp,
9 Standridge, Simpson,
Pederson, Paxton, Bergstrom
and Scott of the Senate

10
11
12 COMMITTEE SUBSTITUTE

13 [county jails - persons authorized to act as jailers
14 - allowable use of nonlethal weaponry - emergency]

15
16
17 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

18 SECTION 1. AMENDATORY 57 O.S. 2011, Section 54, is
19 amended to read as follows:

20 Section 54. The jailer, jail director or keeper of the jail
21 shall, unless the sheriff elects to act as jailer in person, be a
22 deputy appointed by the sheriff; provided, that the sheriff may,
23 with approval as provided in Section 162 of Title 19 of the Oklahoma
24 Statutes, appoint civilian employees as the sheriff may require to

1 operate the county jail. Those persons hired as civilian employees
2 need not complete the training prescribed for peace officers, as
3 provided by Section 3311 of Title 70 of the Oklahoma Statutes, but
4 need only complete such training as the sheriff deems necessary for
5 the civilians to properly perform the duties assigned to them, or
6 such training as may otherwise be prescribed by law. The jailer
7 shall take the necessary oaths before entering upon the duties of
8 the office. A jailer ~~in a county having a population of greater~~
9 ~~than four hundred thousand (400,000), according to the latest~~
10 ~~Federal Decennial Census,~~ may be authorized by the sheriff of the
11 county to use nonlethal weaponry upon completion of appropriate
12 training. The sheriff shall in all cases be liable for the
13 negligence and misconduct of the jailer as of other deputies.

14 The provisions of this section shall not apply to jails operated
15 by private prison contractors pursuant to a contract with the board
16 of county commissioners.

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

21 COMMITTEE REPORT BY: COMMITTEE ON PUBLIC SAFETY
22 April 1, 2019 - DO PASS AS AMENDED and withdrawn from APPROPRIATIONS
23 April 2, 2019
24