

1 STATE OF OKLAHOMA

2 1st Session of the 58th Legislature (2021)

3 HOUSE BILL 2360

By: Burns

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5  
6 AS INTRODUCED

7 An Act relating to counties and county officers;  
8 amending 19 O.S. 2011, Section 130.7, as amended by  
9 Section 1, Chapter 103, O.S.L. 2015 (19 O.S. Supp.  
10 2020, Section 130.7), which relates to county  
11 government personnel education and training;  
12 requiring certain hours of training for county  
13 officers; requiring certain training for county  
14 officers elected after certain date; requiring  
15 certain training for current county officers;  
16 requiring certain continuing education; requiring  
17 training for county deputies; amending 19 O.S. 2011,  
18 Section 166, which relates to forfeiture of travel  
19 allowance; providing for forfeiture of monthly travel  
20 allowance for failure to complete training  
21 requirements; requiring written notification;  
22 providing an effective date; and declaring an  
23 emergency.

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

SECTION 1. AMENDATORY 19 O.S. 2011, Section 130.7, as  
amended by Section 1, Chapter 103, O.S.L. 2015 (19 O.S. Supp. 2020,  
Section 130.7), is amended to read as follows:

Section 130.7 A. Each county commissioner, county clerk,  
county treasurer, and court clerk ~~holding office on May 11, 1982~~

1 ~~elect~~ed or appointed after November 1, 2021, and those elected  
2 thereafter and the deputies of such elected county officers shall be  
3 required to participate in the appropriate training programs, as  
4 defined in subsection B of this section, and educational seminars  
5 relevant to their positions and duties conducted pursuant to  
6 Sections 130.1 through 130.7 of this title. In addition, county  
7 sheriffs and county assessors may attend the training programs  
8 specified in this section, within ninety (90) days after the general  
9 election of his or her first term of office, to attend and complete  
10 the orientation training provided through or approved by the County  
11 Training Program of the Cooperative Extension Service at Oklahoma  
12 State University.

13 B. ~~Appropriate training programs shall include those programs~~  
14 ~~provided by the Cooperative Extension Service at Oklahoma State~~  
15 ~~University~~ 1. Each county commissioner, county clerk and county  
16 treasurer elected or appointed after November 1, 2021, shall be  
17 required to obtain a Basic Certification by the end of his or her  
18 first term, an Advanced I Certification by the end of his or her  
19 second term, and an Advanced II Certification by the end of his or  
20 her third term prescribed by and provided through the County  
21 Training Program of the Cooperative Extension Service at Oklahoma  
22 State University.

23 2. County commissioners, county clerks and county treasurers  
24 holding office on November 1, 2021, shall obtain:

- 1           a. Basic Certification by November 1, 2025, if still  
2           holding the same office,  
3           b. Advanced I Certification by November 1, 2029, if still  
4           holding the same office, and  
5           c. Advanced II Certification by November 1, 2033, if  
6           still holding the same office.

7           C. At the discretion of the County Training Program of the  
8 Cooperative Extension Service at Oklahoma State University, current,  
9 approved training hours accumulated through previous terms shall  
10 apply toward Basic, Advanced I and Advanced II certifications.

11           D. 1. Court clerks elected or appointed after November 1,  
12 2021, shall complete the required hours to obtain their certificate  
13 through the County Training Program of the Cooperative Extension  
14 Service at Oklahoma State University by the end of their first  
15 terms. County assessors and county sheriffs elected or appointed  
16 after November 1, 2021, shall obtain their certificate through the  
17 County Training Program of the Cooperative Extension Service at  
18 Oklahoma State University by the end of their second terms. By  
19 discretion of the County Training Program of the Cooperative  
20 Extension Service at Oklahoma State University, current, approved  
21 training hours accumulated through previous terms shall apply toward  
22 certificate hours.

23           2. Court clerks holding office November 1, 2021, shall complete  
24 the required hours to obtain their certificate through the County

1 Training Program of the Cooperative Extension Service at Oklahoma  
2 State University by November 1, 2025, if still holding the same  
3 office. County assessors and county sheriffs holding office on  
4 November 1, 2021, shall obtain their certificate through the County  
5 Training Program of the Cooperative Extension Service at Oklahoma  
6 State University by November 1, 2029, if still holding the same  
7 office. By discretion of the County Training Program of the  
8 Cooperative Extension Service at Oklahoma State University, current,  
9 approved training hours accumulated through previous terms shall  
10 apply toward certificate hours.

11 E. Upon completion of the requirements in subsections A through  
12 D of this section, each county commissioner, county clerk, county  
13 treasurer and county court clerk shall be required to attend six (6)  
14 hours of continuing education per calendar year through or approved  
15 by the County Training Program of the Cooperative Extension Service  
16 at Oklahoma State University.

17 F. The deputies of each elected county officer shall  
18 participate in the training and educational seminars relevant to  
19 their positions and duties.

20 SECTION 2. AMENDATORY 19 O.S. 2011, Section 166, is  
21 amended to read as follows:

22 Section 166. A. Failure of a county officer to attend any  
23 school, conference or meeting unless excused prior thereto shall  
24 cause the county officer to forfeit his or her right to the monthly

1 travel allowance provided by Section 165 of this title for the month  
2 in which such school, conference or meeting is held. The directing  
3 state officer or agency head shall notify the county clerk of the  
4 county of the forfeiture of such county officer.

5 B. Any county commissioner, county treasurer, county clerk,  
6 county sheriff or county court clerk who fails to complete the  
7 training requirements as outlined in Section 130.7 of this title  
8 shall, but not limited to, forfeit his or her right to receive the  
9 monthly travel allowance provided by Section 165 of this title or  
10 any other penalties authorized by law.

11 C. The County Training Program Director of the Cooperative  
12 Extension Service at Oklahoma State University shall send written  
13 notification of noncompliance to the county clerk of the county, the  
14 board of county commissioners and the State Auditor and Inspector.  
15 Upon such notification, the board of county commissioners shall not  
16 approve payment of the monthly travel allowance for said county  
17 officer. The monthly travel allowance may be reinstated the  
18 following month once the county officer becomes compliant with the  
19 training requirements. The County Training Program Director of the  
20 Cooperative Extension Service shall send written notification to the  
21 county clerk of the county, the board of county commissioners and  
22 the State Auditor and Inspector when a county officer reestablishes  
23 compliance with the training requirements.

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1        D. Any county, county officer or deputy may join his or her  
2        respective state, national or international association, including  
3        but not limited to, the National Association of Counties, the  
4        International Association of Assessors and the International  
5        Association of Clerks, Recorders, Election Officials and Treasurers.  
6        It shall not be mandatory for a county officer or his or her deputy  
7        to attend any meeting, school, institute or conference sponsored or  
8        held by anyone other than a state officer or agency head, but if  
9        funds are available for travel to such meeting, school, institute or  
10       conference, either within or outside this state, from funds  
11       appropriated for traveling expenses in addition to the monthly  
12       travel allowance provided by Section 165 of this title, then it  
13       shall be lawful for such traveling expenses to be paid from such  
14       travel funds so appropriated to the county officer or his or her  
15       deputies.

16        SECTION 3. This act shall become effective July 1, 2021.

17        SECTION 4. 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.

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22        58-1-5984            AMM            12/21/20

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