

1 **SENATE FLOOR VERSION**

2 February 4, 2021

3 SENATE BILL NO. 346

By: Dahm

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5  
6 An Act relating to traffic offense quotas;  
7 prohibiting certain entities from making certain  
8 plans based on certain criteria; prohibiting certain  
9 entities from requiring or suggesting that there are  
10 certain expectations relating to such citations;  
11 providing that certain provisions do not prohibit  
12 municipalities from obtaining certain budgetary  
13 information or estimates; stating certain violations  
14 are grounds for removal from office or from a  
15 person's position; providing for codification; and  
16 providing an effective date.

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

18 SECTION 1. NEW LAW A new section of law to be codified  
19 in the Oklahoma Statutes as Section 34-109 of Title 11, unless there  
20 is created a duplication in numbering, reads as follows:

21 A. A political subdivision or an agency of this state may not  
22 establish or maintain, formally or informally, a plan to evaluate,  
23 promote, compensate or discipline:

24 1. A peace officer according to the officer's issuance of a  
predetermined or specified number of any type or combination of  
types of traffic citations;

1           2. A peace officer according to the officer's issuance of a  
2 traffic citation for the purpose of generating revenue; or

3           3. A justice of the peace or a judge of a county court,  
4 municipal court or municipal court of record according to the amount  
5 of money the justice or judge collects from persons convicted of a  
6 traffic offense.

7           B. A political subdivision or an agency of this state may not  
8 require or suggest to a peace officer, a justice of the peace or a  
9 judge of a county court, municipal court or municipal court of  
10 record:

11           1. That the peace officer is required or expected to issue a  
12 predetermined or specified number of any type or combination of  
13 types of traffic citations within a specified period;

14           2. That the peace officer is required or expected to issue a  
15 traffic citation for the purpose of generating revenue; or

16           3. That the justice or judge is required or expected to collect  
17 a predetermined amount of money from persons convicted of a traffic  
18 offense within a specified period.

19           C. This section does not prohibit a municipality from obtaining  
20 budgetary information from a municipal court or a municipal court of  
21 record including an estimate of the amount of money the court  
22 anticipates will be collected in a budget year.

23           D. A violation of this section by an elected official is  
24 misconduct and a ground for removal from office. A violation of

1 this section by a person who is not an elected official is a ground  
2 for removal from the person's position.

3 SECTION 2. This act shall become effective November 1, 2021.

4 COMMITTEE REPORT BY: COMMITTEE ON GENERAL GOVERNMENT  
5 February 4, 2021 - DO PASS  
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