

SENATE CHAMBER

STATE OF OKLAHOMA

DISPOSITION

FLOOR AMENDMENT

No. 1

COMMITTEE AMENDMENT

(Date)

I move to amend Senate Bill No. 1091 by substituting the attached floor substitute (Request # 1694) for the title, enacting clause, and entire body of the measure.

Submitted by:

R. Daniel Weaver

Senator Weaver

I hereby grant permission for the floor substitute to be adopted.

Wanda Hamilton

Senator Hamilton, Chair (required)

Daniel Prieto

Senator Prieto

George Burns

Senator Burns

Senator Sacchieri

Gary Alford

Senator Alford

Stanley

Senator Stanley

Senator Goodwin

Senator Stewart

Senator Nice

Senator Paxton, President Pro Tempore

Senator Daniels, Majority Floor Leader

Note: Local and County Government committee majority requires five (5) members' signatures.

Weaver-TEK-FS-SB1091
2/20/2025 2:18 PM

(Floor Amendments Only)

Date and Time Filed: 2-24-25 3:00am M-F

Untimely

Amendment Cycle Extended

Secondary Amendment

1 STATE OF OKLAHOMA

2 1st Session of the 60th Legislature (2025)

3 FLOOR SUBSTITUTE
4 FOR

5 SENATE BILL NO. 1091

6 By: Weaver of the Senate

7 and

8 Blair of the House

9 FLOOR SUBSTITUTE

10 An Act relating to dual office-holding; amending 51
11 O.S. 2021, Section 6, which relates to exemptions;
12 adding exemption for campus police officers serving
13 in certain offices; updating statutory language;
14 updating statutory reference; and providing an
15 effective date.

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

17 SECTION 1. AMENDATORY 51 O.S. 2021, Section 6, is
18 amended to read as follows:

19 Section 6. A. Except as may be otherwise provided, no person
20 holding an office under the laws of the state and no deputy of any
21 officer so holding any office shall, during the person's term of
22 office, hold any other office or be the deputy of any officer
23 holding any office, under the laws of the state. The provisions of
24 this section shall not apply to:

1. Notaries public;

1 2. Members of the State Textbook Committee;

2 3. County free fair board members;

3 4. Municipal and county law enforcement officers serving in
4 positions as law enforcement officers of both such governmental
5 entities upon such terms and conditions as are mutually approved by
6 resolutions adopted by the board of county commissioners and
7 governing body of the municipality employing such officers;

8 5. Any person holding a county or municipal office or position,
9 or membership on any public trust authority, who is a member of a
10 board or commission that relates to federal, state, county or
11 municipal government and is created by the United States government,
12 ~~the State of Oklahoma~~ this state or a political subdivision of ~~the~~
13 this state, except where the duties of the offices or positions
14 conflict;

15 6. Any elected municipal officers and school board members who
16 are appointed to a state board, commission, or similar entity if
17 there is no compensation for such services other than reimbursement
18 for necessary travel expenses pursuant to the provisions of the
19 State Travel Reimbursement Act;

20 7. Any trustee of a public trust, who is appointed as a trustee
21 of a different public trust or any trustee of the Tulsa County
22 Public Facilities Authority who may also be employed by the
23 Department of Transportation;

1 8. Law enforcement officers employed by municipal or county law
2 enforcement departments or agencies, other than those law
3 enforcement officers elected or appointed as sheriff, chief of
4 police or some similar position in which they are the head of a
5 county or municipal law enforcement agency, who are elected to local
6 boards of education; provided, the provisions of this paragraph
7 shall not prohibit any law enforcement officer employed by a
8 municipality having a population of ten thousand (10,000) or fewer
9 people from serving as a member of a local board of education;

10 9. Any member of the Oklahoma Highway Patrol Division of the
11 Department of Public Safety who is elected to a local board of
12 education;

13 10. Any employee of the Oklahoma State Bureau of Investigation
14 who is elected to a local board of education;

15 11. Any District Supervisor, Assistant District Supervisor,
16 Team Supervisor, Parole Officer 1 or Parole Officer 2 of the
17 Department of Corrections who is elected or appointed to a city
18 council;

19 12. Any trustee or director of a rural electric cooperative, or
20 port authority who is appointed or elected to a state, county or
21 municipal board, commission or similar entity;

22 13. County employees who are elected as members of town or city
23 councils;

24

1 14. Municipal, county, state or tribal law enforcement or peace
2 officers operating under cross-deputization agreements with an
3 Indian tribe or branch of the federal government;

4 15. Municipal or county law enforcement or peace officers
5 serving in positions as campus police officers or campus public
6 safety officers pursuant to the provisions of the Oklahoma Campus
7 Security Act, upon such terms and conditions as are mutually
8 approved by resolution adopted by the governing body of the
9 municipality or county and the governing board of the institution of
10 higher education;

11 16. State law enforcement or peace officers serving in
12 positions as campus police officers or campus public safety officers
13 pursuant to the provisions of the Oklahoma Campus Security Act, upon
14 such terms and conditions as are mutually approved by written
15 agreement between the Commissioner of Public Safety and the
16 governing board of the institution of higher education;

17 17. Municipal, county and state law enforcement officers
18 serving in positions as part-time or seasonal rangers or peace
19 officers under the Oklahoma Tourism and Recreation Department or the
20 Grand River Dam Authority;

21 18. Members of the University Hospitals Authority;

22 19. Any person holding a state or county office or position who
23 is a reserve force deputy sheriff, or a reserve special agent with
24

1 the Oklahoma State Bureau of Narcotics and Dangerous Drugs Control
2 or a reserve municipal police officer;

3 20. Any person holding a state office or position who serves as
4 a special assistant district attorney without compensation;

5 21. Any elected or appointed member of a local school board who
6 is a member of a municipal planning commission;

7 22. Any elected or appointed member of a local school board who
8 is a member or an officer of a volunteer fire department;

9 23. Directors or officers of a rural water district and chiefs
10 of municipal fire departments or rural fire districts who are
11 appointed or elected to an unsalaried office in a state, county,
12 municipal, school, or technology center school board, commission, or
13 similar entity, except where the duties of the office would create a
14 conflict of interest;

15 24. Any person who is a dispatcher or confinement officer at a
16 municipal or county jail who is a noncompensated reserve municipal
17 police officer or a reserve deputy sheriff;

18 25. Any person who is an assistant district attorney serving as
19 a municipal judge or prosecutor;

20 26. Any park ranger under the Oklahoma Tourism and Recreation
21 Department or any game warden or reserve game warden employed by the
22 Department of Wildlife Conservation who is elected or appointed to a
23 local board of education or to a municipal governing body, board,
24 commission or similar entity;

1 27. Members of the Oklahoma State University Medical ~~Center~~
2 Authority, the Oklahoma State University Medical Trust or the State
3 Board of Osteopathic Examiners;

4 28. Any member of the state Legislature or any state officer
5 who serves on the board of trustees of the Oklahoma School for the
6 Visual and Performing Arts;

7 29. Members of the Council on Judicial Complaints;

8 30. A campus police officer who is elected as a member of the
9 governing board of a town or municipality that is outside of the
10 town or municipality where the person serves as a campus police
11 officer; and

12 ~~30.~~ 31. Any person who is a state employee but not a member of
13 the state military forces, including district attorneys, assistant
14 district attorneys, district court judges, associate district court
15 judges and special judges, when detailed as a military trial judge
16 pursuant to Section 826 of Title 44 of the Oklahoma Statutes or when
17 serving as an appellate military judge pursuant to Section 866 of
18 Title 44 of the Oklahoma Statutes when the Military Court of Appeals
19 is convened. The rules of procedure prescribed by the State Judge
20 Advocate pursuant to subsection L of Section 866 of Title 44 of the
21 Oklahoma Statutes shall define what constitutes the Military Court
22 of Appeals being "convened" for purposes of this paragraph.

23 The provisions of this section shall not prohibit any person
24 holding an office under the laws of the state or any deputy of any

1 officer so holding any office from serving upon the board of
2 Oklahoma Futures or upon the board of directors of the Oklahoma
3 Center for the Advancement of Science and Technology. The
4 provisions of this section shall not prohibit a member of the board
5 of directors of the Oklahoma Center for the Advancement of Science
6 and Technology from serving upon the board of Oklahoma Futures.

7 B. Except as provided in subsection C of this section,
8 salaries, emoluments or benefits that would otherwise be paid by the
9 agency or political subdivision to a loaned employee or officer
10 shall instead be paid to the regular employer of such employee. The
11 loaned employee shall in turn be paid regular salary and benefits
12 the same as if continuing regular employment with the permanent
13 employer.

14 C. Any person excepted pursuant to paragraph ~~30~~ 31 of
15 subsection A of this section, when retained as a military trial
16 judge or when serving as a military appellate judge when the
17 Military Court of Appeals is convened, shall be entitled to military
18 judicial leave in accordance with Section 209 of Title 44 of the
19 Oklahoma Statutes.

20 SECTION 2. This act shall become effective November 1, 2025.

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22 60-1-1694 TEK 2/24/2025 3:15:27 PM