

1 STATE OF OKLAHOMA

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

3 COMMITTEE SUBSTITUTE
FOR ENGROSSED
4 SENATE BILL NO. 1091

By: Weaver of the Senate

5 and

6 Blair of the House

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10 COMMITTEE SUBSTITUTE

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

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

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

20 Section 6. A. Except as may be otherwise provided, no person
21 holding an office under the laws of the state and no deputy of any
22 officer so holding any office shall, during the person's term of
23 office, hold any other office or be the deputy of any officer

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1 holding any office, under the laws of the state. The provisions of
2 this section shall not apply to:

3 1. Notaries public;

4 2. Members of the State Textbook Committee;

5 3. County free fair board members;

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

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

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

23 7. Any trustee of a public trust, who is appointed as a trustee
24 of a different public trust or any trustee of the Tulsa County

1 Public Facilities Authority who may also be employed by the
2 Department of Transportation;

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

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

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

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

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

1 13. County employees who are elected as members of town or city
2 councils;

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

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

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

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

23 18. Members of the University Hospitals Authority;

1 19. Any person holding a state or county office or position who
2 is a reserve force deputy sheriff, or a reserve special agent with
3 the Oklahoma State Bureau of Narcotics and Dangerous Drugs Control
4 or a reserve municipal police officer;

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

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

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

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

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

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

22 26. Any park ranger under the Oklahoma Tourism and Recreation
23 Department or any game warden or reserve game warden employed by the
24 Department of Wildlife Conservation who is elected or appointed to a

1 local board of education or to a municipal governing body, board,
2 commission or similar entity;

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

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

9 29. Members of the Council on Judicial Complaints;

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

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

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

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

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

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