

1 STATE OF OKLAHOMA

2 1st Session of the 57th Legislature (2019)

3 SENATE BILL 292

By: Paxton

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5
6 AS INTRODUCED

7 An Act relating to the Oklahoma State Bureau of
8 Investigation; amending 74 O.S. 2011, Section 150.7,
9 as amended by Section 1, Chapter 136, O.S.L. 2015 (74
10 O.S. Supp. 2018, Section 150.7), which relates to
11 powers and duties of the Director; modifying
12 authority; and providing an effective date.

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

14 SECTION 1. AMENDATORY 74 O.S. 2011, Section 150.7, as
15 amended by Section 1, Chapter 136, O.S.L. 2015 (74 O.S. Supp. 2018,
16 Section 150.7), is amended to read as follows:

17 Section 150.7. The Director of the Oklahoma State Bureau of
18 Investigation shall have the following powers, duties and
19 responsibilities:

20 1. To appoint or dismiss a Deputy Director who shall have the
21 same qualifications as the Director;

22 2. To supervise the maintaining of all reports and records of
23 the Bureau and to promulgate administrative rules concerning the
24 destruction and retention of such records. Such records shall not
be transferred to the custody or control of the Archives and Records

1 Commission or be subject to the provisions of Section 590 of Title
2 21 of the Oklahoma Statutes. The Director may, pursuant to adopted
3 and promulgated administrative rule, order destruction of records
4 deemed to be no longer of value to the Bureau, excluding
5 criminalistic and investigative records which shall forever be kept
6 and maintained;

7 3. To report to the Commission at each regular meeting, or as
8 directed by the Commission, the current workload of the Bureau.
9 Such reports shall be submitted by category of the persons or
10 entities authorized to initiate investigations as provided for in
11 subsection A of Section 150.5 of this title, and any other category
12 the Commission may request which does not violate the
13 confidentiality restrictions imposed in Sections 150.1 through 152.9
14 of this title. Such reports shall contain the following
15 information:

- 16 a. what types of investigations are pending,
- 17 b. what new types of investigations have been opened,
- 18 c. what types of investigations have been closed, and
- 19 d. what criminal charges have been filed as a result of
20 Bureau investigations.

21 The reports shall not contain any information on the individual
22 subjects of the investigation or persons questioned in connection
23 with an investigation. These reports shall be open for public
24 inspection;

1 4. To designate positions, appoint employees and fix salaries
2 of the Bureau, other than the salaries established by subsection A
3 of Section 150.6a of this title, and to authorize the payment of
4 necessary certification expenses for the employees;

5 5. To authorize the purchase and issuance of uniforms for all
6 law enforcement officers, criminalists, and other personnel of the
7 Bureau as designated by the Director and to purchase and issue
8 necessary equipment for all employees of the Bureau. All uniforms
9 and equipment shall be used only in the performance of the official
10 duties of the officers, criminalists or other personnel and shall
11 remain the property of the Bureau except as otherwise provided by
12 law; and

13 6. To authorize the payment of an expense allowance of One
14 Hundred Fifty Dollars (\$150.00) per month for the maintenance and
15 cleaning of designated uniforms, laboratory attire, equipment,
16 miscellaneous expenses and/or business professional clothing as
17 defined by agency policy to commissioned personnel and criminalists,
18 subject to availability of funds;

19 7. To authorize payment not to exceed Fifty Dollars (\$50.00)
20 per month to any employee of the Bureau who works irregular shift
21 hours or who is subject to twenty-four hour call duty, subject to
22 availability of funds; and

23 8. To enter into local cooperative agreements with local law
24 enforcement agencies for the purpose of appointing affiliate task

1 force agents to assist the Bureau in the investigation of major
2 crimes under the jurisdiction of the Bureau. Affiliate task force
3 agents shall be employees and commissioned law enforcement officers
4 of the local law enforcement agency entering into agreement with the
5 Bureau and shall not be employees of the Bureau. Affiliate task
6 force agents shall have general peace officer powers and the
7 authority to arrest persons throughout the state while serving as an
8 affiliate task force agent. Affiliate task force agents serve
9 solely at the discretion and will of the Director. The Director may
10 renew, suspend, or revoke any agreement appointing an affiliate task
11 force agent at any time.

12 SECTION 2. This act shall become effective November 1, 2019.

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