

1 **SENATE FLOOR VERSION**

2 April 12, 2023

3 COMMITTEE SUBSTITUTE
4 FOR ENGROSSED
5 HOUSE BILL NO. 2851

By: Wallace of the House

and

Green of the Senate

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9 An Act relating to investigations; amending 74 O.S.
10 2021, Section 150.2, which relates to the powers and
11 duties of the Oklahoma State Bureau of Investigation;
12 creating the Alaunna Raffield Revolving Fund;
13 requiring certain fund guidelines; requiring certain
14 appropriations guidelines; directing utilization for
15 certain purposes; requiring certain scholarship
16 opportunities; requiring specific expenditure
17 guidelines; authorizing the promulgation of rules;
18 and providing an effective date.

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

20 SECTION 1. AMENDATORY 74 O.S. 2021, Section 150.2, is
21 amended to read as follows:

22 Section 150.2 A. The Oklahoma State Bureau of Investigation
23 shall have the power and duty to:

24 1. Maintain a nationally accredited scientific laboratory to
assist all law enforcement agencies in the discovery and detection
of criminal activity;

- 1 2. Maintain fingerprint and other identification files
2 including criminal history records, juvenile identification files,
3 and DNA profiles;
- 4 3. Establish, coordinate and maintain the automated fingerprint
5 identification system (AFIS) and the deoxyribonucleic acid (DNA)
6 laboratory;
- 7 4. Operate teletype, mobile and fixed radio or other
8 communications systems;
- 9 5. Conduct schools and training programs for the agents, peace
10 officers, and technicians of this state charged with the enforcement
11 of law and order and the investigation and detection of crime;
- 12 6. Assist the Director of the Oklahoma State Bureau of
13 Narcotics and Dangerous Drugs Control, the Chief Medical Examiner,
14 and all law enforcement officers and district attorneys when such
15 assistance is requested, in accordance with the policy determined by
16 the Oklahoma State Bureau of Investigation Commission established in
17 Section 150.3 of this title;
- 18 7. Investigate and detect criminal activity when directed to do
19 so by the Governor;
- 20 8. Investigate, detect, institute and maintain actions
21 involving vehicle theft pursuant to Section 150.7a of this title or
22 oil, gas or oil field equipment theft pursuant to Sections 152.2
23 through 152.9 of this title;
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1 9. Investigate any criminal threat made to the physical safety
2 of elected or appointed officials of this state or any political
3 subdivision of the state and forward the results of that
4 investigation to the Department of Public Safety, and provide
5 security to foreign elected or appointed officials while they are in
6 this state on official business;

7 10. Investigate and detect violations of the Oklahoma Computer
8 Crimes Act;

9 11. Investigate and enforce all laws relating to any crime
10 listed in Section 571 of Title 57 of the Oklahoma Statutes that
11 occurs on the turnpikes;

12 12. Investigate and detect criminal activity involving files,
13 records, assets, properties, buildings or employees of the Oklahoma
14 State Bureau of Investigation. Nothing in this paragraph shall
15 limit or prevent any criminal investigation of the matter by the
16 sheriff of the county or any law enforcement agency of competent
17 jurisdiction; and

18 13. Contract with municipal or county law enforcement agencies
19 to conduct administrative reviews of law enforcement use-of-force
20 investigations for compliance with current investigative procedures,
21 standards and law. All funds received as a result of the contract
22 will be deposited in the OSBI Revolving Fund. Any review of use-of-
23 force investigation shall be done by a certified police officer.

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1 B. There is hereby created in the State Treasury a revolving
2 fund for the Oklahoma State Bureau of Investigation to be designated
3 the "Alaunna Raffield Revolving Fund". The fund shall be a
4 continuing fund, not subject to fiscal year limitations, and shall
5 consist of all monies received by the Bureau from appropriations
6 designated for deposit in the fund. All monies accruing to the
7 credit of the fund are hereby appropriated and may be budgeted and
8 expended by the Bureau for the purpose of assisting law enforcement
9 partners with the cost of attending trainings facilitated by the
10 Bureau. Scholarship opportunities shall be afforded each year to
11 county and municipal law enforcement agencies to attend accredited
12 trainings conducted by the Bureau. Expenditures from the fund shall
13 be made upon warrants issued by the State Treasurer against claims
14 filed as prescribed by law with the Director of the Office of
15 Management and Enterprise Services for approval and payment. The
16 Bureau is authorized to promulgate agency rules for the
17 administration of the fund and determination of scholarship awards.

18 SECTION 2. This act shall become effective November 1, 2023.

19 COMMITTEE REPORT BY: COMMITTEE ON APPROPRIATIONS
20 April 12, 2023 - DO PASS AS AMENDED BY CS

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