

STATE OF OKLAHOMA

1st Session of the 43rd Legislature (1991)

HOUSE BILL NO. 1600

BY: VAUGHN (Ray) of the HOUSE

and

SNYDER of the SENATE

AS INTRODUCED

AN ACT RELATING TO STATE GOVERNMENT; AMENDING 74 O.S.

1981, SECTION 360.11, WHICH RELATES TO THE

APPOINTMENT OF CAMPUS POLICE OFFICERS AND CAMPUS

SECURITY OFFICERS; REQUIRING C.L.E.E.T.

CERTIFICATION OF SUCH OFFICERS; AMENDING 74 O.S.

1981, SECTION 360.12, WHICH RELATES TO THE DUTIES

OF SUCH POLICE; PROVIDING FOR TERMINATION OF SUCH

OFFICERS; LIMITING NOMENCLATURE; AMENDING 74 O.S.

1981, SECTION 360.13, WHICH RELATES TO THE POWERS

OF SUCH OFFICERS; MODIFYING THE JURISDICTION OF

SUCH POLICE; AUTHORIZING SCHOOL BOARD'S OPTION TO

PROVIDE SECURITY; AMENDING 74 O.S. 1981, SECTION

360.14, WHICH RELATES TO DUTIES OF THE DISTRICT

ATTORNEY; MODIFYING SUCH DUTIES; PROVIDING FOR

CODIFICATION; PROVIDING AN EFFECTIVE DATE; AND

DECLARING AN EMERGENCY.

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

SECTION 1. AMENDATORY 74 O.S. 1981, Section 360.11, is amended to read as follows:

Section 360.11 A. The governing or controlling board of any ~~state public or private~~ institution of higher education ~~and~~ , the board of education in ~~public school systems~~ is district or vocational-technical school district, and the governing board of any private school are hereby authorized to appoint necessary officers to be designated as campus police or peace officers or campus security officers for the purpose of protecting lives and all properties of such institutions or schools and carrying out the duties enumerated in Section 2 of this act wherever located in the State of Oklahoma.

B. Beginning July 1, 1991, campus security departments may change from a security service or security department to a campus police department.

C. Beginning July 1, 1993, any officer appointed to be a campus police officer by the governing or controlling board of any state or private institution of higher education in this state pursuant to Sections 360.11 through 360.14 of this title shall be required to be certified as a peace officer pursuant to Section 3311 of Title 70 of the Oklahoma Statutes.

D. If a public or private institution chooses to have a campus police department, beginning January 1, 1993, the institution shall have their officers trained as campus police officers. The training shall be provided and supervised by the Council on Law Enforcement Education and Training, pursuant to Section 3311 of Title 70 of the Oklahoma Statutes.

SECTION 2. AMENDATORY 74 O.S. 1981, Section 360.12, is amended to read as follows:

Section 360.12 A. The governing or controlling board of each ~~State Institution~~ public or private institution of higher education, ~~and the Board of Education in Public School Systems~~ each public or

private elementary, secondary and vocation-technical school shall prescribe the duties for the campus security officers or campus police officers appointed by them, designate their uniform, and fix their compensation. Upon appointment each such campus ~~policeman~~ police officer shall be given a written commission evidencing his appointment and authority together with a ~~detailed description of his person~~ photo identification card in order to properly identify his official capacities. The form of such commission shall be prescribed by the governing or controlling board of the institutions or schools for campus ~~policemen~~ police officers.

B. Upon the termination of the campus police officers employment as an officer, the governing or controlling board shall collect the commission card and photo identification card from the campus police officer and provide such cards to the Council on Law Enforcement Education and Training together with notification of the termination of campus police officer.

C. Any officer employed at a public or private institution of higher education or a public or private elementary, secondary or vocational-technical school, who is:

1. a campus security officer, shall use only the following words or phrase in conjunction with any uniform, badge, decal or patch displayed by such officer: "campus security officer"; and

2. a campus police officer, as certified by the Council on Law Enforcement Education and Training pursuant to this act, shall use only the following words or phrase in conjunction with any uniform, badge, decal or patch displayed by such officer: "campus police officer".

SECTION 3. AMENDATORY 74 O.S. 1981, Section 360.13, is amended to read as follows:

Section 360.13 A. Any campus ~~policeman~~ police officer shall have all the powers vested by law in peace officers, except the serving or execution of civil process, in the protection and

guarding of grounds, buildings, and equipment of the institution involved, and shall direct his attention to the prevention of improper conduct and trespassing on the property of such institutions and, if required, make arrests and take into custody persons guilty of improper conduct or trespassing; ~~provided, that campus.~~

B. ~~policemen~~ Campus police officers who have been certified under the provisions ~~of subsection F~~ of Section 3311 of Title 70 of the Oklahoma Statutes shall have the same powers, liabilities and immunities with respect to criminal matters and enforcement of the laws of the state and the city in which the institution is situated as sheriffs and police officers and shall have jurisdiction over all parts and aspects of their respective campuses and properties, ~~including the territory adjacent thereto.~~ The campus police officer shall also have jurisdiction over any property of this state within the boundaries of an institution of higher education, school district, or state, county or municipal governmental entity upon agreement between such governing board of the institution of higher education or school employing such officer and the state, county or municipal governmental entity needing the services of additional peace officers.

SECTION 4. AMENDATORY 74 O.S. 1981, Section 360.14, is amended to read as follows:

Section 360.14 It shall be the duty of the district attorney wherein the improper conduct or trespassing is alleged to have taken place to prosecute such offense upon the complaint signed by such campus ~~policeman~~ police officer or other officer authorized by ~~Section 1~~ Sections 1 through 5 of this act.

SECTION 5. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 360.11A of Title 74, unless there is created a duplication in numbering, reads as follows:

The school board of any school district or vocational-technical school district in this state or the governing board of any private school in this state may:

1. elect to have a security agency licensed pursuant to the Oklahoma Security Guard and Private Investigator Act employed as campus security;

2. elect to have a campus police department designated only as "Campus Police". Officers shall be commissioned through their respective school boards or governing boards and receive their training through the Council on Law Enforcement Education and Training. Jurisdiction of such officers shall be pursuant to Section 3 of this act;

3. elect to contract with the local municipal police department to provide security services; or

4. elect to provide no security services.

SECTION 6. This act shall become effective July 1, 1991.

SECTION 7. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.

43-1-5101

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