

STATE OF OKLAHOMA

2nd Session of the 43rd Legislature (1992)

SENATE BILL NO. 937

BY: HOOPER

AS INTRODUCED

AN ACT RELATING TO INFORMATION; AMENDING 47 O.S.

1991, SECTIONS 2-124 AND 2-129, WHICH RELATE TO LAW ENFORCEMENT TELECOMMUNICATIONS AND PROTECTION OF INFORMATION; REQUIRING RECORDS OF INFORMATION DISSEMINATION; AUTHORIZING THE OKLAHOMA LAW ENFORCEMENT TELECOMMUNICATION SYSTEMS DIVISION TO AUDIT CERTAIN RECORDS; MAKING VIOLATION A FELONY; PROVIDING PENALTY; PROVIDING AN EFFECTIVE DATE; AND DECLARING AN EMERGENCY.

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

SECTION 1. AMENDATORY 47 O.S. 1991, Section 2-124, is amended to read as follows:

Section 2-124. A. There is hereby created within the Department of Public Safety an Oklahoma Law Enforcement Telecommunication Systems Division. The Division shall operate and maintain an on-line, realtime computer system and a statewide law enforcement data communication network. The Division shall utilize and distribute information on vehicle registration, driver records, criminals and the commission of crimes. The Division shall be responsible for the coordination of user agencies with the National Crime Information Center in Washington, D.C., and the National Law

Enforcement Telecommunication System, or its successor. The Division shall be the central access and control point for Oklahoma's input, retrieval and exchange of law enforcement information in the National Crime Information Center and the National Law Enforcement Telecommunication System.

B. The Division shall provide user agencies a data communication network, in order to exchange and distribute law enforcement data rapidly, and training in the use of the Oklahoma Law Enforcement Telecommunication Systems.

C. All criminal justice agencies disseminating criminal history information derived from the National Crime Information Center's criminal history file shall maintain a record of dissemination in accordance with federal law as well as rules promulgated by the National Crime Information Center and the Oklahoma Law Enforcement Telecommunication Systems Division.

D. The Oklahoma Law Enforcement Telecommunication Systems Division shall have the authority to audit state and local law enforcement and criminal justice agencies to ensure compliance with federal laws as well as rules of the said Division pertaining to the establishment, operation, security and maintenance of criminal justice information systems.

SECTION 2. AMENDATORY 47 O.S. 1991, Section 2-129, is amended to read as follows:

Section 2-129. ~~All Department of Public Safety employees~~ A. Any person charged with the custody and dissemination of confidential and privileged information ~~in the administration of the Systems~~ or in receipt of such information from the Oklahoma Law Enforcement Telecommunication Systems shall neither divulge nor disclose any such information except to federal, state, county or city law enforcement or criminal justice agencies. ~~Any offender shall be subject to dismissal from state employment.~~

B. Any person violating the provisions of this section shall be deemed guilty of a felony and, upon conviction, shall be punished by imprisonment in the State Penitentiary for not less than one (1) year nor more than three (3) years.

SECTION 3. This act shall become effective July 1, 1992.

SECTION 4. 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.

43-2-1725

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