

ENGROSSED SENATE  
BILL NO. 1193

By: Wright and Snyder of the  
Senate

and

Ferguson of the House

[ state government - 74 O.S. 1991 - Department of  
Public Safety - contracts - private security -  
effective date - emergency ]

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

SECTION 1. AMENDATORY 74 O.S. 1991, Section 1811.4E, as last amended by Section 1, Chapter 131, O.S.L. 1995 (74 O.S. Supp. 1995, Section 1811.4E), is amended to read as follows:

Section 1811.4E A. There is hereby created the Department of Public Safety State Capitol Division within the Department of Public Safety, to be known as the Oklahoma Capitol Patrol.

B. The Oklahoma Capitol Patrol shall have the authority to provide police patrol, security, and protection of all state buildings and properties within Oklahoma and Tulsa Counties including grounds appurtenant thereto, and to enforce all parking, traffic, and criminal laws within Oklahoma and Tulsa Counties, and shall have the authority to perform other law enforcement duties within the state as prescribed by the Commissioner of Public Safety. In addition, the Commissioner is authorized to enter into contracts for providing security services if deemed appropriate for the security and protection of any state building or property on which a state building is located in a city within a county with a

population of five hundred fifty thousand (550,000) according to the latest Federal Decennial Census. The Commissioner shall establish criteria for qualifications including, but not limited to, training requirements for the satisfactory performance of contracted security and protection functions. Private security services shall not be authorized to enforce parking, traffic, or criminal laws.

C. Law enforcement personnel in the Division shall have the powers vested by law in peace officers in this state except the service or execution of civil process, and shall be so deemed and taken in all courts having jurisdiction of offenses against the laws of this state. Executive Security Officers employed pursuant to Section 2-105.3 of Title 47 of the Oklahoma Statutes shall be law enforcement personnel in the Division.

D. The Commissioner of Public Safety, in consultation with the Administrator of the Merit System of Personnel Administration, shall determine minimum qualifications of personnel in the Division. In appointing personnel, the Commissioner shall select them only after examinations to determine their physical and mental qualifications. The scope of the examinations shall be prescribed by the Commissioner. Personnel of the Division shall satisfactorily complete any training requirements that the Commissioner may prescribe.

E. Law enforcement personnel in the Division shall be required to serve a probationary period of twelve (12) months. The Commissioner may extend the probationary period for up to three (3) additional months provided that the employee and the Office of Personnel Management are notified in writing as to such action and the reasons therefor. During such probationary period their services may be terminated at any time and for any reason at the discretion of the Commissioner. Retention in the service after expiration of the probationary period shall entitle such employee to be classified as a permanent employee and he shall be so classified.

F. The Department of Public Safety is authorized to purchase and issue uniforms and necessary equipment to be used only in the performance of their official duties. All uniforms and equipment shall remain the property of the Department. The Commissioner is authorized to pay uniformed personnel an expense allowance in the amount and for the purchases as provided in Section 2-130 of Title 47 of the Oklahoma Statutes.

G. The Department of Public Safety is authorized to purchase and maintain motor vehicles and other equipment for use by the Division.

H. All personnel employed by and assigned to the State Capitol Police of the ~~Office of Public Affairs~~ Department of Central Services and the Police of the Oklahoma Capitol Improvement Authority on July 1, 1982, are hereby transferred to the Department of Public Safety. No transferred employee shall be required to accept a lesser grade or salary than presently received plus any salary adjustments provided by the Legislature for state employees, and no entrance examinations shall be required for continued employment in the same or similar positions with the Department of Public Safety. Persons having the title of "Chief of Police", "Police Supervisor", ~~and~~ or "Police Officer" shall retain their current titles. All funds, records, radios, motor vehicles, equipment, and supplies now under the jurisdiction and control of the ~~Office of Public Affairs~~ Department of Central Services and the Oklahoma Capitol Improvement Authority, which are used in the operation of the State Capitol Police and the Capitol Improvement Authority Police are hereby transferred to the Department of Public Safety in partial consideration of the performance of the security and enforcement functions provided by the Department of Public Safety to the ~~Office of Public Affairs~~ Department of Central Services and the Oklahoma Capitol Improvement Authority. The ~~Office of Public Affairs~~ Department of Central Services and the Oklahoma

Capitol Improvement Authority shall provide office and operations space for the State Capitol Division.

SECTION 2. This act shall become effective July 1, 1996.

SECTION 3. 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.

Passed the Senate the 11th day of March, 1996.

President of the Senate

Passed the House of Representatives the \_\_\_\_ day of

\_\_\_\_\_, 1996.

Speaker of the House of Representatives