

ENROLLED HOUSE
BILL NO. 1374

By: Roach, Stanley, Beutler,
Bonny, Glover, Ferguson,
Adair, Adkins, Crocker,
Dunlap, Ervin, Erwin,
Graves, Gray, Greenwood,
Hastings, Hilliard,
Kirby, Miller, Mitchell,
Pettigrew, Pope (Clay),
Pope (Tim), Reese,
Satterfield, Smaligo,
Smith (Bill), Sullivan
(John), Sullivan
(Leonard), Tyler, Weese,
Widener and Johnson of
the House

and

Shurden, Campbell,
Gustafson, Fair and
Hendrick of the Senate

An Act relating to public safety; amending 74 O.S. 1991, Section 150.2, as amended by Section 1, Chapter 259, O.S.L. 1994 (74 O.S. Supp. 1995, Section 150.2), which relates to powers and duties of the Oklahoma State Bureau of Investigation; providing that results of certain investigations shall be forwarded to the Department of Public Safety; authorizing Commissioner of Public Safety to determine executive security needs of state officials; authorizing the Commissioner to appoint and commission individuals to provide executive security under certain circumstances; authorizing the Commissioner to determine qualifications, authority level and duration of appointment and commission; authorizing Department of Public Safety to provide executive security prior to receiving report from the Oklahoma State Bureau of Investigation; providing for codification; and declaring an emergency.

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

SECTION 1. AMENDATORY 74 O.S. 1991, Section 150.2, as amended by Section 1, Chapter 259, O.S.L. 1994 (74 O.S. Supp. 1995, Section 150.2), is amended to read as follows:

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

1. Maintain scientific laboratories to assist all law enforcement agencies in the discovery and detection of criminal activity;

2. Maintain fingerprint and other identification files including criminal history records, juvenile identification files, and DNA profiles;

3. Establish, coordinate and maintain the automated fingerprinting identification system (AFIS) and the deoxyribonucleic acid (DNA) laboratory;

4. Operate teletype, mobile and fixed radio or other communications systems;

5. Conduct schools and training programs for the agents, peace officers, and technicians of this state charged with the enforcement of law and order and the investigation and detection of crime;

6. Assist the Director of the Oklahoma State Bureau of Narcotics and Dangerous Drugs Control, the Chief Medical Examiner, and all law enforcement officers and district attorneys when such assistance is requested, in accordance with the policy determined by the Oklahoma State Bureau of Investigation Commission established in Section 150.3 of this title;

7. Investigate and detect criminal activity when directed to do so by the Governor;

8. Investigate, detect, institute and maintain actions involving vehicle theft pursuant to Section 150.7 of this title or oil, gas or oil field equipment theft pursuant to Sections 152.2 through 152.9 of this title; and

9. Investigate any criminal threat made to the physical safety of elected or appointed officials of this state or any political subdivision of the state and forward the results of that investigation to the Department of Public Safety, and provide security to foreign elected or appointed officials while they are in this state on official business.

SECTION 2. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 2-105.3a of Title 47, unless there is created a duplication in numbering, reads as follows:

Upon receipt from the Oklahoma State Bureau of Investigation of an investigative report pursuant to paragraph 9 of Section 150.2 of Title 74 of the Oklahoma Statutes, the Commissioner of Public Safety or a designee shall determine what, if any, executive security will be provided to the official by the Department of Public Safety. The Commissioner of Public Safety may, upon the request of a state agency head, appoint and commission qualified individuals to provide executive security for that agency. The Commissioner shall determine the qualifications of the individuals, the authority level and the time period for the appointment and commission. Nothing in this section shall preclude the Department of Public Safety from providing temporary executive security to a state official, if essential, prior to the receipt of the investigative report from the Oklahoma State Bureau of Investigation.

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 House of Representatives the 30th day of May, 1996.

Speaker of the House of
Representatives

Passed the Senate the 30th day of May, 1996.

President of the Senate