

ENGROSSED HOUSE
BILL NO. 1156

By: McCarter and Nance of the
House

and

Wilkerson of the Senate

An Act relating to the Oklahoma State Bureau of Investigation; amending 74 O.S. 1991, Section 150.8, as last amended by Section 1, Chapter 388, O.S.L. 1998 (74 O.S. Supp. 2000, Section 150.8), which relates to appointment of employees; modifying probationary period for certain employees; 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. 1991, Section 150.8, as last amended by Section 1, Chapter 388, O.S.L. 1998 (74 O.S. Supp. 2000, Section 150.8), is amended to read as follows:

Section 150.8 A. The Director shall appoint as employees only persons of outstanding honesty, integrity and ability. An agent, at the time of appointment to the Bureau, shall be at least twenty-one (21) years of age and shall possess a bachelor's degree from an accredited college or university.

B. The officers and agents of the Oklahoma State Bureau of Investigation, and such other employees as the Director of the Bureau of Investigation shall designate to perform duties in the investigation and prevention of crime and the enforcement of the criminal laws of the state, shall have and exercise all the powers and authority of peace officers, including the right and power of search and seizure.

C. ~~The probationary period for any~~ Any Oklahoma State Bureau of Investigation employee promoted, voluntarily demoted or transferred into an agent or criminalist appointed to position within the Bureau

~~shall include six (6) months in addition to the required probationary period prescribed by the regulations of the Merit System of Personnel Administration~~ serve a twelve-month trial period. Any state employee in a classified position who makes an interagency transfer into an agent or criminalist position within the Bureau shall serve a twelve-month probationary period.

D. Any employee in a classified position under the Merit System of Personnel Administration who is appointed Director, Deputy Director, Acting Director or Acting Deputy Director shall have a right to return to the classified service without any loss of rights, privileges or benefits immediately upon completion of the duties of the employee provided the employee is not otherwise disqualified.

E. All other employees of the State Bureau of Investigation shall be in the classified service of the state and members of the Merit System of Personnel Administration, unless otherwise provided by law.

F. Appointment to any position in the State Bureau of Investigation shall not jeopardize the rights of any person under any other system under which peace officers of this state or its subdivisions may become pensioned, provided that the individual contributions are continued as if such person were in the original organization within which the person qualified for such pension.

SECTION 2. This act shall become effective July 1, 2001.

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 27th day of February,
2001.

Presiding Officer of the House of
Representatives

Passed the Senate the ____ day of _____, 2001.

Presiding Officer of the Senate