

CS for EHB 1156

1 THE STATE SENATE  
2 Tuesday, April 3, 2001

3 Committee Substitute for  
4 ENGROSSED  
5 House Bill No. 1156

6 COMMITTEE SUBSTITUTE FOR ENGROSSED HOUSE BILL NO. 1156 - By:  
7 McCARTER and NANCE of the House and WILKERSON of the Senate.

8 An Act relating to the Oklahoma State Bureau of  
9 Investigation; amending 74 O.S. 1991, Section 150.8, as last  
10 amended by Section 1, Chapter 388, O.S.L. 1998 (74 O.S.  
11 Supp. 2000, Section 150.8), which relates to appointment of  
12 employees; modifying probationary period for certain  
13 employees; requiring certain employee to resign before  
14 reinstatement can occur; providing an effective date; and  
15 declaring an emergency.

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

17 SECTION 1. AMENDATORY 74 O.S. 1991, Section 150.8, as  
18 last amended by Section 1, Chapter 388, O.S.L. 1998 (74 O.S. Supp.  
19 2000, Section 150.8), is amended to read as follows:

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

25 B. The officers and agents of the Oklahoma State Bureau of  
26 Investigation, and such other employees as the Director of the  
27 Bureau of Investigation shall designate to perform duties in the

1 investigation and prevention of crime and the enforcement of the  
2 criminal laws of the state, shall have and exercise all the powers  
3 and authority of peace officers, including the right and power of  
4 search and seizure.

5 C. ~~The probationary period for any~~ Any Oklahoma State Bureau of  
6 Investigation employee promoted, voluntarily demoted or transferred  
7 into an agent or criminalist appointed to position within the Bureau  
8 ~~shall include six (6) months in addition to the required~~  
9 ~~probationary period prescribed by the regulations of the Merit~~  
10 ~~System of Personnel Administration~~ serve a twelve-month trial  
11 period. Any state employee in a classified position with an agency  
12 other than the Oklahoma State Bureau of Investigation who is  
13 selected for an agent or criminalist position with the Bureau shall  
14 resign his or her position and be reinstated in accordance with  
15 merit rules.

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

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

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

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

12 SECTION 3. It being immediately necessary for the preservation  
13 of the public peace, health and safety, an emergency is hereby  
14 declared to exist, by reason whereof this act shall take effect and  
15 be in full force from and after its passage and approval.

16 COMMITTEE REPORT BY: COMMITTEE ON APPROPRIATIONS, dated 3-28-01 - DO  
17 PASS, As Amended.