

1 STATE OF OKLAHOMA

2 2nd Session of the 51st Legislature (2008)

3 SENATE BILL 1966

By: Lamb

4  
5  
6 AS INTRODUCED

7 An Act relating to criminal procedure; amending 13  
8 O.S. 2001, Section 176.7, as amended by Section 2,  
9 Chapter 289, O.S.L. 2004 (13 O.S. Supp. 2007, Section  
10 176.7), which relates to application for wire tap;  
11 modifying language and punctuation; authorizing  
12 application for wire tap on offenses under the  
13 Oklahoma Corrupt Organizations Prevention Act;  
14 including conspiracy to commit certain offenses;  
15 providing an effective date; and declaring an  
16 emergency.

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

18 SECTION 1. AMENDATORY 13 O.S. 2001, Section 176.7, as  
19 amended by Section 2, Chapter 289, O.S.L. 2004 (13 O.S. Supp. 2007,  
20 Section 176.7), is amended to read as follows:

21 Section 176.7 The Attorney General, upon application by a  
22 district attorney, may make application to a judge of competent  
23 jurisdiction for, and such judge may grant in conformity with the  
24 Security of Communications Act, an order authorizing the  
interception of wire, oral or electronic communications by any law  
enforcement agency of this state, or any political subdivision  
thereof, having responsibility for the investigation of the offense

1 as to which the application is made, when such interception may  
2 provide evidence of;

3 1. ~~acts~~ Acts of biochemical terrorism;

4 2. ~~terrorism~~ Terrorism, terrorism hoax, and biochemical assault  
5 as defined in Section 1268.1 of Title 21 of the Oklahoma Statutes;

6 3. ~~the~~ The commission of the offense of murder;

7 4. ~~the~~ The cultivation ~~or~~, manufacture or distribution of  
8 narcotic drugs or other controlled dangerous substances, as defined  
9 in the Uniform Controlled Dangerous Substances Act;

10 5. ~~or trafficking~~ Trafficking in illegal drugs, as defined in  
11 the Trafficking in Illegal Drugs Act;

12 6. ~~and any~~ Any conspiracy to commit any violation of the  
13 Uniform Controlled Dangerous Substances Act;

14 7. The commission of any offense under the Oklahoma Corrupt  
15 Organizations Prevention Act; and

16 8. Any conspiracy to commit any of the crimes specifically  
17 enumerated in paragraphs 1 through 5 and 7 of this section.

18 SECTION 2. This act shall become effective July 1, 2008.

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

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