

1 STATE OF OKLAHOMA

2 2nd Session of the 53rd Legislature (2012)

3 SENATE BILL 1553

By: Shortey

4
5 AS INTRODUCED

6 An Act relating to crimes and punishments; amending
7 21 O.S. 2011, Section 99a, which relates to authority
8 of peace officers; providing certain peace officers
shall have certain powers under certain
9 circumstances; and providing an effective date.

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

11 SECTION 1. AMENDATORY 21 O.S. 2011, Section 99a, is
12 amended to read as follows:

13 Section 99a. Subject to subparagraph C of this section in
14 addition to any other powers vested by law, a peace officer of the
15 State of Oklahoma as used in this section may enforce the criminal
16 laws of this state throughout the territorial bounds of this state,
17 under the following circumstances:

18 1. In response to an emergency involving an immediate threat to
19 human life or property;

20 2. Upon the prior consent of the head of a state law
21 enforcement agency, the sheriff or the chief of police in whose
22 investigatory or territorial jurisdiction the exercise of the powers
23 occurs;

1 3. In response to a request for assistance pursuant to a mutual
2 law enforcement assistance agreement with the agency of
3 investigatory or territorial jurisdiction;

4 4. In response to the request for assistance by a peace officer
5 with investigatory or territorial jurisdiction; or

6 5. While the officer is transporting a prisoner.

7 B. While serving as peace officers of the State of Oklahoma and
8 rendering assistance under the circumstances enumerated above, peace
9 officers shall have the same powers and duties as though employed by
10 and shall be deemed to be acting within the scope of authority of
11 the law enforcement agency in whose or under whose investigatory or
12 territorial jurisdiction they are serving. Salaries, insurance and
13 other benefits shall not be the responsibility of a law enforcement
14 agency that is not the employing agency for the officer.

15 C. A municipal peace officer may exercise authority provided by
16 this section only if the officer acts pursuant to policies and
17 procedures adopted by the municipal governing body.

18 D. Peace officers from federally recognized tribes that are
19 CLEET-certified shall have state peace officer powers pursuant to
20 Section 99 of this title for the enforcement of state and municipal
21 laws on non-tribal members while on tribal land.

22 SECTION 2. This act shall become effective November 1, 2012.

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