

1 STATE OF OKLAHOMA

2 2nd Session of the 55th Legislature (2016)

3 COMMITTEE SUBSTITUTE

4 FOR

5 SENATE BILL NO. 6

6 By: Barrington

7 COMMITTEE SUBSTITUTE

8 An Act relating to the Oklahoma State Bureau of
9 Investigation; amending 74 O.S. 2011, Section 150.7,
10 as amended by Section 1, Chapter 136, O.S.L. 2015 (74
11 O.S. Supp. 2015, Section 150.7), which relates to the
12 powers and duties of the director; authorizing
13 certain allowances; and providing an effective date.

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

15 SECTION 1. AMENDATORY 74 O.S. 2011, Section 150.7, as
16 amended by Section 1, Chapter 136, O.S.L. 2015 (74 O.S. Supp. 2015,
17 Section 150.7), is amended to read as follows:

18 Section 150.7. The Director of the Oklahoma State Bureau of
19 Investigation shall have the following powers, duties and
20 responsibilities:

21 1. To appoint or dismiss a Deputy Director who shall have the
22 same qualifications as the Director;

23 2. To supervise the maintaining of all reports and records of
24 the Bureau and to promulgate administrative rules concerning the
destruction and retention of such records. Such records shall not

1 be transferred to the custody or control of the Archives and Records
2 Commission or be subject to the provisions of Section 590 of Title
3 21 of the Oklahoma Statutes. The Director may, pursuant to adopted
4 and promulgated administrative rule, order destruction of records
5 deemed to be no longer of value to the Bureau, excluding
6 criminalistic and investigative records which shall forever be kept
7 and maintained;

8 3. To report to the Commission at each regular meeting, or as
9 directed by the Commission, the current workload of the Bureau.
10 Such reports shall be submitted by category of the persons or
11 entities authorized to initiate investigations as provided for in
12 subsection A of Section 150.5 of this title, and any other category
13 the Commission may request which does not violate the
14 confidentiality restrictions imposed in Sections 150.1 through 152.9
15 of this title. Such reports shall contain the following
16 information:

- 17 a. what types of investigations are pending,
- 18 b. what new types of investigations have been opened,
- 19 c. what types of investigations have been closed, and
- 20 d. what criminal charges have been filed as a result of
21 Bureau investigations.

22 The reports shall not contain any information on the individual
23 subjects of the investigation or persons questioned in connection
24

1 with an investigation. These reports shall be open for public
2 inspection;

3 4. To designate positions, appoint employees and fix salaries
4 of the Bureau, other than the salaries established by subsection A
5 of Section 150.6a of this title, and to authorize the payment of
6 necessary certification expenses for the employees;

7 5. To authorize the purchase and issuance of uniforms for all
8 law enforcement officers, criminalists, and other personnel of the
9 Bureau as designated by the Director and to purchase and issue
10 necessary equipment for all employees of the Bureau. All uniforms
11 and equipment shall be used only in the performance of the official
12 duties of the officers, criminalists or other personnel and shall
13 remain the property of the Bureau except as otherwise provided by
14 law; ~~and~~

15 6. To enter into local cooperative agreements with local law
16 enforcement agencies for the purpose of appointing affiliate task
17 force agents to assist the Bureau in the investigation of major
18 crimes under the jurisdiction of the Bureau. Affiliate task force
19 agents shall be employees and commissioned law enforcement officers
20 of the local law enforcement agency entering into agreement with the
21 Bureau and shall not be employees of the Bureau. Affiliate task
22 force agents shall have general peace officer powers and the
23 authority to arrest persons throughout the state while serving as an
24 affiliate task force agent. Affiliate task force agents serve

1 solely at the discretion and will of the Director. The Director may
2 renew, suspend, or revoke any agreement appointing an affiliate task
3 force agent at any time; and

4 7. To provide commissioned personnel of the Investigative
5 Services Division, subject to the availability of funds, an annual
6 expense allowance up to One Thousand Eight Hundred Dollars
7 (\$1,800.00) per fiscal year for the maintenance and cleaning of
8 designated uniforms and/or business professional clothing as defined
9 by agency policy.

10 SECTION 2. This act shall become effective November 1, 2016.

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