

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 2nd Session of the 54th Legislature (2014)

4 COMMITTEE SUBSTITUTE
5 FOR ENGROSSED
6 SENATE BILL NO. 1372

By: Brecheen and Ivester of the
Senate

and

Echols and Bennett of the
House

11 COMMITTEE SUBSTITUTE

12 An Act relating to the Department of Public Safety;
13 amending 21 O.S. 2011, Sections 2-105, as amended by
14 Section 161, Chapter 304, O.S.L. 2012 and 2-117 (47
15 O.S. Supp. 2013, Section 2-105), which relate to
16 personnel of the Highway Patrol Division and powers
17 and duties of the Department of Public Safety;
18 deleting certain ranks within the Communications
19 Division; modifying qualification requirements for
20 commissioned officer positions; updating language;
21 clarifying powers and duties of officers; providing
22 an effective date; and declaring an emergency.

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

21 SECTION 1. AMENDATORY 47 O.S. 2011, Section 2-105, as
22 amended by Section 161, Chapter 304, O.S.L. 2012 (47 O.S. Supp.
23 2013, Section 2-105), is amended to read as follows:

1 Section 2-105. A. The Commissioner of Public Safety, subject
2 to the Oklahoma Personnel Act, shall appoint:

3 1. A Chief of the Oklahoma Highway Patrol Division with the
4 rank of Colonel, Deputy Chiefs of the Oklahoma Highway Patrol
5 Division with the rank of Lieutenant Colonel, and subordinate
6 officers and employees of the Oklahoma Highway Patrol Division,
7 including Majors, Captains, Lieutenants, and Highway Patrolmen with
8 the rank of Trooper, who shall comprise the Oklahoma Highway Patrol
9 Division of the Department of Public Safety; provided, any officer
10 appointed to a commissioned position prescribed in this paragraph
11 which is unclassified pursuant to Section 840-5.5 of Title 74 of the
12 Oklahoma Statutes shall have a right of return to the highest
13 previously held classified commissioned position within the Highway
14 Patrol Division of the Department of Public Safety without any loss
15 of rights, privileges or benefits immediately upon completion of the
16 duties in the unclassified commissioned position;

17 2. A Captain, Lieutenants, and Patrolmen who shall comprise the
18 Marine Enforcement Section of the Oklahoma Highway Patrol Division
19 of the Department of Public Safety;

20 3. A Captain, Lieutenants, and Patrolmen, who shall comprise
21 the Capitol Patrol Section of the Oklahoma Highway Patrol Division
22 of the Department of Public Safety; and

23 4. ~~A Director of the Communications Division with the rank of~~
24 ~~Captain, Communications Coordinators with the rank of First~~

1 ~~Lieutenant~~, Communications Superintendents ~~with the rank of Second~~
2 ~~Lieutenant~~, Communications Supervisors ~~with the rank of Sergeant~~,
3 Communications Dispatchers, Radio Technicians and Tower Maintenance
4 Officers ~~who~~ shall comprise the Communications Division of the
5 Department of Public Safety.

6 B. 1. The Commissioner, when appointing commissioned officers
7 and employees to the positions set out in subsection A of this
8 section, shall determine, in consultation with the Director of the
9 Office of Management and Enterprise Services, minimum qualifications
10 and shall select such officers and employees only after examinations
11 to determine their physical and mental qualifications for such
12 positions. The content of the examinations shall be prescribed by
13 the Commissioner, and all such appointees shall satisfactorily
14 complete a course of training in operations and procedures as
15 prescribed by the Commissioner.

16 2. No person shall be appointed to any position set out in
17 subsection A of this section unless the person is a citizen of the
18 United States of America, of good moral character, and:

19 a. for commissioned officer positions, shall be at least
20 ~~twenty-three (23)~~ twenty-one (21) years of age but
21 less than forty-six (46) years of age, and shall
22 possess:

23 (1) an associate's degree or a minimum of sixty-two

24 (62) successfully completed semester hours from a

1 ~~an accredited college or university which is~~
2 ~~recognized by and accepted by the American~~
3 ~~Association of Collegiate Registrars and~~
4 ~~Admissions Officers as denoted in the Database of~~
5 ~~Accredited Post-Secondary Institutions and~~
6 ~~Programs provided by the U.S. Department of~~
7 ~~Education~~ and whose hours are transferable
8 between such recognized institutions, and

9 (2) ~~for any person appointed to the Oklahoma Highway~~
10 ~~Patrol Division on or after July 1, 2014:~~

11 ~~(a) a bachelor's degree from a college or~~
12 ~~university which is recognized by and~~
13 ~~accepted by the American Association of~~
14 ~~Collegiate Registrars and Admissions~~
15 ~~Officers and whose hours are transferable~~
16 ~~between such recognized institutions, or~~

17 ~~(b) an associate's degree or a minimum of sixty~~
18 ~~two (62) successfully completed semester~~
19 ~~hours from a college or university which is~~
20 ~~recognized by and accepted by the American~~
21 ~~Association of Collegiate Registrars and~~
22 ~~Admissions Officers and whose hours are~~
23 ~~transferable between such recognized~~
24 ~~institutions, and:~~

- ~~i. at least two (2) years' experience as a law enforcement officer certified by the Council on Law Enforcement Education and Training (C.L.E.E.T.) or by the equivalent state agency in another state or by any law enforcement agency of the federal government, or~~
- ~~ii. at least two (2) years of honorable military service in an active or reserve component of the United States Armed Forces.~~

~~Provided, such years of experience or service shall have been consecutive and shall have been completed no more than two (2) years prior to application for appointment, or~~

shall have successfully completed thirty-two (32) semester hours from an accredited college or university as denoted in the Database of Accredited Post-Secondary Institutions and Programs provided by the U.S. Department of Education and whose hours are transferable between such recognized institutions and have received an honorable discharge after three (3) years of active military or reserve military service,

or

1 (3) shall have successfully completed thirty-two (32)
2 semester hours from an accredited college or
3 university as denoted in the Database of
4 Accredited Post-Secondary Institutions and
5 Programs provided by the U.S. Department of
6 Education and whose hours are transferable
7 between such recognized institutions, and
8 received an honorable discharge in any active
9 military or reserve military service,

10 b. ~~for~~ applicants with prior military service, shall
11 receive up to ten (10) semester hours for each year of
12 honorable service in any active military or reserve
13 military service up to a maximum of three (3) years or
14 thirty (30) semester hours, and

15 c. any such position in the Communications Division, a
16 person shall be at least twenty (20) years of age and
17 shall possess a high school diploma or General
18 Educational Development equivalency certificate; shall
19 possess either six (6) months of previous experience
20 as a dispatcher or fifteen (15) successfully completed
21 semester hours from ~~a~~ an accredited college or
22 university ~~which is recognized by and accepted by the~~
23 ~~American Association of Collegiate Registrars and~~
24 ~~Admissions Officers~~ as denoted in the Database of

1 Accredited Post-Secondary Institutions and Programs
2 provided by the U.S. Department of Education and whose
3 hours are transferable between such recognized
4 institutions.

5 3. No commissioned officer of the Department shall, while in
6 such position, be a candidate for any political office or take part
7 in or contribute any money or other thing of value, directly or
8 indirectly, to any political campaign or to any candidate for public
9 office. Anyone convicted of violating the provisions of this
10 paragraph shall be guilty of a misdemeanor and shall be punished as
11 provided by law.

12 4. The Commissioner or any employee of the Department shall not
13 be a candidate for any political office, or in any way be active or
14 participate in any political contest of any Primary, General, or
15 Special Election, except to cast a ballot. No commissioned officer
16 of the Department, while in the performance of the officer's
17 assigned duty of providing security and protection, shall be
18 considered as participating in a political campaign. The provisions
19 of this paragraph shall not be construed to preclude a commissioned
20 officer of the Oklahoma Highway Patrol Division of the Department of
21 Public Safety from being a candidate for a position on a local board
22 of education.

23 5. Drunkenness or being under the influence of intoxicating
24 substances shall be sufficient grounds for the removal of any

1 commissioned officer of the Department, in and by the manner
2 provided for in this section.

3 C. 1. Upon initial appointment to the position of Cadet
4 Highway Patrolman or Probationary Communications Dispatcher, the
5 appointed employee shall be required to serve an initial
6 probationary period of twelve (12) months. The Commissioner may
7 extend the probationary period for up to three (3) additional months
8 provided that the employee and the Office of Management and
9 Enterprise Services are notified in writing as to such action and
10 the reasons ~~therefor~~ thereof. During such probationary period, the
11 employee may be terminated at any time and for any reason at the
12 discretion of the Commissioner. Retention in the service after
13 expiration of the initial probationary period shall entitle such
14 employee to be classified as a permanent employee and the employee
15 shall be so classified. No permanent employee may be discharged or
16 removed except as provided for in this section.

17 2. A commissioned officer of the Oklahoma Highway Patrol
18 Division may be promoted during the initial probationary period if
19 such officer satisfactorily completes all training requirements
20 prescribed by the Commissioner.

21 D. 1. No permanent employee, as provided for in this section,
22 who is a commissioned officer of the Department, may be suspended
23 without pay or dismissed unless the employee has been notified in
24 writing by the Commissioner of such intended action and the reasons

1 ~~therefor~~ thereof. No such notice shall be given by the Commissioner
2 unless sworn charges or statements have been obtained to justify the
3 action.

4 2. Whenever such charges are preferred, the Commissioner may
5 suspend the accused pending the hearing and final determination of
6 such charges. If the charges are not sustained in whole or in part,
7 the accused shall be entitled to pay during the period of such
8 suspension. If the charges are sustained in whole or in part, the
9 accused shall not receive any pay for the period of such suspension.

10 3. Commissioned officers of the Department of Public Safety are
11 not entitled to appeal intra-agency transfer to the Oklahoma Merit
12 Protection Commission pursuant to the Oklahoma Personnel Act unless
13 transfer is in violation of Section 840-2.5 or 840-2.9 of Title 74
14 of the Oklahoma Statutes.

15 4. The Department of Public Safety shall follow the uniform
16 grievance procedure established and adopted by the Office of
17 Management and Enterprise Services for permanent classified
18 employees, except for those employees who are commissioned officers
19 of the Department. The Department of Public Safety shall establish
20 and adopt a proprietary grievance procedure for commissioned
21 officers of the Department which is otherwise in compliance with the
22 provisions of Section 840-6.2 of Title 74 of the Oklahoma Statutes.

23 E. 1. The Commissioner is hereby authorized to purchase and
24 issue uniforms and necessary equipment for all commissioned officers

1 of the Highway Patrol Division of the Department. All uniforms and
2 equipment shall be used only in the performance of the official
3 duties of such officers and shall remain the property of the
4 Department, except as provided in Section 2-150 of this title.

5 2. Each commissioned officer of the Highway Patrol Division of
6 the Department of Public Safety shall be entitled to reimbursement
7 of expenses pursuant to the State Travel Reimbursement Act while
8 away from the assigned area of the officer as designated by the
9 Chief of the Oklahoma Highway Patrol Division, when such expense is
10 incurred in the service of the state.

11 F. 1. The positions with the rank of Colonel and Lieutenant
12 Colonel of the Oklahoma Highway Patrol Division shall be filled from
13 the body of commissioned officers of the Oklahoma Highway Patrol
14 Division and appointment to said position shall be based on
15 qualifications, previous record as a commissioned officer of the
16 Oklahoma Highway Patrol Division, length of service, years of
17 experience within the Oklahoma Highway Patrol Division or other
18 service as prescribed in this subsection, and efficiency of service
19 performed.

20 2. In addition to the requirements of paragraph 1 of this
21 subsection, the position of Chief of the Oklahoma Highway Patrol
22 Division shall be based on one of the following:

- 23 a. one (1) year of experience in any combination:
24 (1) as Commissioner of Public Safety,

- 1 (2) as Assistant Commissioner of Public Safety, or
2 (3) as Assistant Chief,
3 b. two (2) years of experience in any combination:
4 (1) as Deputy Chief or higher rank, or
5 (2) if the experience was prior to ~~the effective date~~
6 ~~of this act~~ April 21, 2006, as Major or higher
7 rank,
8 c. four (4) years of experience in any combination:
9 (1) as Major or higher rank, or
10 (2) if the experience was prior to ~~the effective date~~
11 ~~of this act~~ April 21, 2006, as Captain or higher
12 rank, or
13 d. six (6) years of experience in any combination:
14 (1) as Captain or higher rank, or
15 (2) if the experience was prior to ~~the effective date~~
16 ~~of this act~~ April 21, 2006, as First Lieutenant
17 or higher rank.

18 3. In addition to the requirements of paragraph 1 of this
19 subsection, the position of Deputy Chief of the Oklahoma Highway
20 Patrol Division shall be based on one of the following:

- 21 a. one (1) year of experience in any combination:
22 (1) as Commissioner of Public Safety,
23 (2) as Assistant Commissioner of Public Safety, or
24 (3) as Colonel,

b. two (2) years of experience in any combination:

(1) as Major or higher rank, or

(2) if the experience was prior to ~~the effective date of this act~~ April 21, 2006, as Captain or higher rank, or

c. four (4) years of experience in any combination:

(1) as Captain or higher rank, or

(2) if the experience was prior to ~~the effective date of this act~~ April 21, 2006, as Highway Patrol First Lieutenant or higher rank.

G. The Commissioner of Public Safety is hereby authorized to send employees of the Department of Public Safety to schools such as Northwestern University Center for Public Safety, Southern Police Institute, the FBI National Academy, the Institute of Police Technology and Management, or to any other schools of similar training which would be conducive to improving the efficiency of the Oklahoma Highway Patrol Division and the Department of Public Safety. While an employee is attending a school, the Commissioner is authorized to permit the employee to use a state-owned vehicle and to use a fuel-purchasing card for any expenses related to the operation of the vehicle. In addition, while an employee is attending the FBI National Academy, a one-time expense allowance of Two Thousand Dollars (\$2,000.00) for uniforms, fees, travel, room and board, and other related expenses shall be paid to the employee

1 by the Department; provided, the employee shall not be further
2 compensated through the State Travel Reimbursement Act, and, if any
3 other agency reimburses the employee for any expenses, the
4 reimbursement shall be given to the Department. All purchases made
5 by the employee with the expense allowance shall be considered
6 property of the employee.

7 H. 1. Any former commissioned officer of the Department whose
8 separation from the Department was at such officer's own request and
9 not a result of such officer's own actions contrary to the policy of
10 the Department or was not as a result of the retirement of that
11 officer from the Department may make application for reinstatement
12 as a commissioned officer of the division or section of the
13 Department in which such officer was previously employed, provided
14 such reinstated officer will be able to complete twenty (20) years
15 of credited service by the time the reinstated officer reaches
16 sixty-two (62) years of age. The Commissioner may waive the
17 requirements of possessing the number of semester hours or degree as
18 required in subsection B of this section for any former commissioned
19 officer making application for reinstatement as a commissioned
20 officer of the Department. The Commissioner may require the
21 applicant for reinstatement to attend selected courses of
22 instruction, as prescribed by the Commissioner.

23 2. In the event of future hostilities wherein the Congress of
24 the United States declares this nation in a state of war with a

1 foreign nation, including military service brought about by the
2 Vietnam War, any period of military service served by a commissioned
3 officer of the Department shall be considered as continued service
4 with such Department, provided such commissioned officer returns to
5 duty with the Department within sixty (60) days after release from
6 military service.

7 SECTION 2. AMENDATORY 47 O.S. 2011, Section 2-117, is
8 amended to read as follows:

9 Section 2-117. A. The Commissioner of Public Safety and each
10 officer of the Department of Public Safety, as designated and
11 commissioned by the Commissioner, are hereby declared to be peace
12 officers of the State of Oklahoma and shall be so deemed and taken
13 in all courts having jurisdiction of offenses against the laws of
14 the state. Such officers shall have the powers and authority now
15 and hereafter vested by law in other peace officers, including the
16 right and power of search and seizure, except the serving or
17 execution of civil process, and the right and power to investigate
18 and prevent crime and to enforce the criminal laws of this state.

19 B. ~~The~~ In addition to the powers and authority prescribed in
20 subsection A of this section, the officers of the Department shall
21 have the following authority, responsibilities, powers and duties:

22 1. To enforce the provisions of this title and any other law
23 regulating the operation of vehicles or the use of the highways,
24

1 including, but not limited to, the Motor Carriers Act of this state,
2 or any other laws of this state by the direction of the Governor;

3 2. To arrest without writ, rule, order or process any person
4 detected by them in the act of violating any law of the state;

5 3. When the officer is in pursuit of a violator or suspected
6 violator and is unable to arrest such violator or suspected violator
7 within the limits of the jurisdiction of the Oklahoma Highway Patrol
8 Division, to continue in pursuit of such violator or suspected
9 violator into whatever part of the state may be reasonably necessary
10 to effect the apprehension and arrest of the same, and to arrest
11 such violator or suspected violator wherever the violator may be
12 overtaken;

13 4. To assist in the location of stolen property, including
14 livestock and poultry or the carcasses thereof, and to make any
15 inspection necessary of any truck, trailer or contents thereof in
16 connection therewith;

17 5. At all times to direct all traffic in conformance with law
18 and, in the event of a fire, or other emergency, or to expedite
19 traffic, or to insure safety, to direct traffic as conditions may
20 require, notwithstanding the provisions of law;

21 6. To require satisfactory proof of ownership of the contents
22 of any motor vehicle, including livestock, poultry or the carcasses
23 thereof. In the event that the proof of ownership is not
24 satisfactory, it shall be the duty of the officer to take the motor

1 vehicle, driver, and the contents of the motor vehicle into custody
2 and deliver the same to the sheriff of the county wherein the cargo,
3 motor vehicle and driver are taken into custody;

4 7. When on duty, upon reasonable belief that any vehicle is
5 being operated in violation of any provisions of this title, or any
6 other law regulating the operation of vehicles, to require the
7 driver thereof to stop and exhibit his or her driver license and the
8 certificate of registration issued for the vehicle, if required to
9 be carried in the vehicle pursuant to paragraph 3 of subsection A of
10 Section 1113 of this title, and submit to an inspection of such
11 vehicle, the license plates and certificate of registration thereon,
12 if applicable, or to any inspection and test of the equipment of
13 such vehicle;

14 8. To inspect any vehicle of a type required to be registered
15 hereunder in any public garage or repair shop or in any place where
16 such vehicles are held for sale or wrecking, for the purpose of
17 locating stolen vehicles and investigating the title and
18 registration thereof;

19 9. To serve all warrants relating to the enforcement of the
20 laws regulating the operation of vehicles or the use of the highways
21 and bench warrants issued for nonpayment of fines and costs for
22 moving traffic violations;

23 10. To investigate and report traffic collisions on all
24 interstate and defense highways and on all highways outside of

1 incorporated municipalities, and may investigate traffic collisions
2 within any incorporated municipality upon request of the local law
3 enforcement agency, and to secure testimony of witnesses or of
4 persons involved;

5 11. To investigate reported thefts of motor vehicles, trailers
6 and semitrailers;

7 12. To stop and inspect any motor vehicle or trailer for such
8 mechanical tests as may be prescribed by the Commissioner to
9 determine the roadworthiness of the vehicle. Any vehicle which may
10 be found to be unsafe for use on the highways may be ordered removed
11 from said highway until such alterations or repairs have been made
12 that will render said vehicle serviceable for use on the highway;

13 13. To stop and inspect the contents of all motor vehicles to
14 ascertain whether or not the provisions of all general laws are
15 being observed;

16 14. To enforce the laws of the state relating to the
17 registration and licensing of motor vehicles;

18 15. To enforce the laws relating to the operation and use of
19 vehicles on the highway;

20 16. To enforce and prevent, on the roads of the state highway
21 system, the violation of the laws relating to the size, weight, and
22 speed of commercial motor vehicles and all laws designed for the
23 protection of the highway pavements and structures on such highways;

1 17. To investigate and report to the Corporation Commission and
2 the Oklahoma Tax Commission violation of their rules and the laws
3 governing the transportation of persons and property by motor
4 transportation companies and all other motor carriers for hire;

5 18. To investigate and report violations of all laws relating
6 to the collection of excise taxes on motor vehicle fuels;

7 19. To regulate the movement of traffic on the roads of the
8 state highway system;

9 20. Whenever possible, to determine persons causing or
10 responsible for the breaking, damaging, or destruction of any
11 improved surfaced roadway, structure, sign, marker, guardrail, or
12 any other appurtenance constructed or maintained by the Department
13 of Transportation, and to arrest persons responsible ~~therefor~~
14 thereof and to bring them before the proper officials for
15 prosecution;

16 21. To investigate incidents involving an employee of the
17 Department, when such incidents are related to the performance of
18 the duties of the employee; and

19 22. To initiate or assist in manhunts and fugitive
20 apprehensions.

21 C. Whenever any person is arrested by a patrol officer for a
22 traffic violation the provisions of Sections 16-101 through 16-114
23 of this title shall apply.

1 D. 1. Except as provided in this subsection, the powers and
2 duties conferred on the Commissioner and officers of the Department
3 of Public Safety shall not limit the powers and duties of sheriffs
4 or other peace officers of the state or any political subdivision of
5 the state.

6 2. The Oklahoma Highway Patrol Division shall have primary law
7 enforcement authority respecting traffic-related offenses upon the
8 National System of Interstate and Defense Highways, and may have
9 special law enforcement authority on those portions of the federal-
10 aid primary highways and the state highway system which are located
11 within the boundaries and on the outskirts of a municipality, and
12 designated by the Commissioner of Public Safety for such special law
13 enforcement authority. As used in this subsection "outskirts of a
14 municipality" means and shall be determined by presence of the
15 following factors:

- 16 a. low land use density,
- 17 b. absence of any school or residential subdivision
18 requiring direct ingress or egress from the highway,
19 and
- 20 c. a scarcity of retail or commercial business abutting
21 the highway.

22 3. The Commissioner may designate any portion of the National
23 System of Interstate and Defense Highways, and those portions of the
24 federal-aid primary highways and the state highway system which are

1 located within the boundaries of and on the outskirts of a
2 municipality for special traffic-related enforcement by the Oklahoma
3 Highway Patrol Division and issue a written notice to any other law
4 enforcement agency affected thereby. Upon receipt of such notice,
5 the affected law enforcement agency shall not regulate traffic nor
6 enforce traffic-related statutes or ordinances upon such designated
7 portion of the National System of Interstate and Defense Highways or
8 such designated portions of the federal-aid primary highways and the
9 state highway system without prior coordination and written approval
10 of the Commissioner.

11 E. 1. Any of the following persons may request the
12 Commissioner to investigate the traffic-related enforcement
13 practices of a municipal law enforcement agency whose jurisdiction
14 includes portions of the federal-aid primary highways, the state
15 highway system, or both located within the boundaries of and on the
16 outskirts of the municipality:

- 17 a. the district attorney in whose jurisdiction the
18 municipality is located,
- 19 b. a majority of the county commissioners, by resolution,
20 of the county in which the municipality is located,
- 21 c. the State Auditor and Inspector,
- 22 d. the State Attorney General, or
- 23 e. a state legislator in whose district the municipality
24 is located.

1 2. The request shall state that the requesting party believes
2 the enforcement practices are being conducted:

3 a. within the boundaries of and on the outskirts of the
4 municipality, and

5 b. for the purpose of generating more than fifty percent
6 (50%) of the revenue needed for the operation of the
7 municipality.

8 3. Upon receipt of a request pursuant to this subsection, the
9 Commissioner may investigate the traffic-related enforcement
10 practices of the municipal law enforcement agency and the receipts
11 and expenditures of the municipality. The law enforcement agency,
12 the municipality, and the requesting party shall cooperate fully
13 with the Commissioner in such an investigation. Upon the completion
14 of the investigation, the Commissioner shall submit a report of the
15 results of the investigation to the Attorney General, who shall make
16 a determination within sixty (60) days of receipt of the report as
17 to whether the enforcement practices of the municipal law
18 enforcement agency are being conducted as provided in subparagraphs
19 a and b of paragraph 2 of this subsection. Upon a determination
20 that the enforcement practices are not being conducted in such a
21 manner, the Attorney General shall notify the Commissioner in
22 writing, and the Commissioner shall take no action to make a
23 designation as provided in paragraph 3 of subsection D of this
24 section. Upon a determination that the enforcement practices are

1 being conducted as provided in subparagraphs a and b of paragraph 2
2 of this subsection, the Attorney General shall notify the
3 Commissioner in writing, and the Commissioner shall make the
4 designation of special traffic-related enforcement as provided in
5 paragraph 3 of subsection D of this section, which shall stay in
6 force for such time as determined by the Commissioner. The
7 Department of Public Safety shall adopt rules to uniformly implement
8 the procedures for initiating, investigating and reporting to the
9 Attorney General the results of a request under the provisions of
10 this subsection and the criteria for determining the length of time
11 the designation of special traffic-related enforcement shall be in
12 force.

13 F. Nothing in this section shall limit a member of the Oklahoma
14 Highway Patrol Division from requesting assistance from any other
15 law enforcement agency nor limit officers of such agency from
16 rendering the requested assistance. The officer and the law
17 enforcement agency responding to the request of the member of the
18 Oklahoma Highway Patrol Division or sheriff's department shall have
19 the same rights and immunities as are possessed by the Oklahoma
20 Highway Patrol Division.

21 G. No state official shall have any power, right, or authority
22 to command, order, or direct any commissioned law enforcement
23 officer of the Department of Public Safety to perform any duty or
24

1 service contrary to the provisions of this title or any other laws
2 of this state.

3 SECTION 3. This act shall become effective July 1, 2014.

4 SECTION 4. It being immediately necessary for the preservation
5 of the public peace, health and safety, an emergency is hereby
6 declared to exist, by reason whereof this act shall take effect and
7 be in full force from and after its passage and approval.

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9 COMMITTEE REPORT BY: COMMITTEE ON PUBLIC SAFETY, dated 03/27/2014 -
10 DO PASS, As Amended.

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