

1 ENGROSSED SENATE  
2 BILL NO. 29

By: Shaw of the Senate

3 and

4 Wright of the House

5  
6 An Act relating to the Oklahoma State Bureau of  
7 Investigations; amending 74 O.S. 2011, Section  
8 150.6a, as last amended by Section 1, Chapter 62,  
9 O.S.L. 2015 (74 O.S. Supp. 2018, Section 150.6a),  
10 which relates to salaries; removing certain  
11 requirements; amending 74 O.S. 2011, Section 150.7,  
12 as amended by Section 1, Chapter 136, O.S.L. 2015 (74  
13 O.S. Supp. 2018, Section 150.7), which relates to the  
14 powers and duties of the Director; amending certain  
15 criteria; and providing an effective date.

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

17 SECTION 1. AMENDATORY 74 O.S. 2011, Section 150.6a, as  
18 last amended by Section 1, Chapter 62, O.S.L. 2015 (74 O.S. Supp.  
19 2018, Section 150.6a), is amended to read as follows:

20 Section 150.6a. ~~The salary of the Deputy Director shall be~~  
21 ~~ninety-five percent (95%) of that received by the Director. The~~  
22 ~~salary of a Division Director shall be ninety percent (90%) of that~~  
23 ~~received by the Director. Subject to the availability of funds, the~~  
24 annual salaries for Oklahoma State Bureau of Investigation employees  
shall be in accordance and conformity with ~~the findings of the State~~  
~~of Oklahoma Total Remuneration Study of 2013, exclusive of longevity~~  
~~pay, as authorized by Section 840-2.18 of this title or the findings~~

1 of state or agency salary, compensation, and remuneration studies or  
2 surveys approved by the Human Capital Management Division of the  
3 Office of Management and Enterprise Services.

4 Nothing in this section shall be construed to prohibit a  
5 reduction in pay or salary due to involuntary leave without pay as  
6 authorized in Section 840-2.27C of this title.

7 SECTION 2. AMENDATORY 74 O.S. 2011, Section 150.7, as  
8 amended by Section 1, Chapter 136, O.S.L. 2015 (74 O.S. Supp. 2018,  
9 Section 150.7), is amended to read as follows:

10 Section 150.7. The Director of the Oklahoma State Bureau of  
11 Investigation shall have the following powers, duties and  
12 responsibilities:

13 1. To appoint or dismiss a Deputy Director ~~who shall have the~~  
14 ~~same qualifications as the Director~~ to assist in the administration  
15 of the Bureau;

16 2. To supervise the maintaining of all reports and records of  
17 the Bureau and to promulgate administrative rules concerning the  
18 destruction and retention of such records. Such records shall not  
19 be transferred to the custody or control of the Archives and Records  
20 Commission or be subject to the provisions of Section 590 of Title  
21 21 of the Oklahoma Statutes. The Director may, pursuant to adopted  
22 and promulgated administrative rule, order destruction of records  
23 deemed to be no longer of value to the Bureau, excluding  
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1 criminalistic and investigative records which shall forever be kept  
2 and maintained;

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

- 12 a. what types of investigations are pending,
- 13 b. what new types of investigations have been opened,
- 14 c. what types of investigations have been closed, and
- 15 d. what criminal charges have been filed as a result of  
16 Bureau investigations.

17 The reports shall not contain any information on the individual  
18 subjects of the investigation or persons questioned in connection  
19 with an investigation. These reports shall be open for public  
20 inspection;

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

1        5. To authorize the purchase and issuance of uniforms for all  
2 law enforcement officers, criminalists, and other personnel of the  
3 Bureau as designated by the Director and to purchase and issue  
4 necessary equipment for all employees of the Bureau. All uniforms  
5 and equipment shall be used only in the performance of the official  
6 duties of the officers, criminalists or other personnel and shall  
7 remain the property of the Bureau except as otherwise provided by  
8 law; and

9        6. To enter into local cooperative agreements with local law  
10 enforcement agencies for the purpose of appointing affiliate task  
11 force agents to assist the Bureau in the investigation of major  
12 crimes under the jurisdiction of the Bureau. Affiliate task force  
13 agents shall be employees and commissioned law enforcement officers  
14 of the local law enforcement agency entering into agreement with the  
15 Bureau and shall not be employees of the Bureau. Affiliate task  
16 force agents shall have general peace officer powers and the  
17 authority to arrest persons throughout the state while serving as an  
18 affiliate task force agent. Affiliate task force agents serve  
19 solely at the discretion and will of the Director. The Director may  
20 renew, suspend, or revoke any agreement appointing an affiliate task  
21 force agent at any time.

22        SECTION 3. This act shall become effective November 1, 2019.  
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1 Passed the Senate the 4th day of March, 2019.

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4 Presiding Officer of the Senate

5 Passed the House of Representatives the \_\_\_\_ day of \_\_\_\_\_,  
6 2019.

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8 \_\_\_\_\_  
9 Presiding Officer of the House  
10 of Representatives