

1 ENGROSSED HOUSE
2 BILL NO. 2287

By: Wright of the House

and

Shaw of the Senate

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7 An Act relating to state government; amending 74 O.S.
8 2011, Sections 150.6a, as last amended by Section 1,
9 Chapter 62, O.S.L. 2015 and 150.7, as amended by
10 Section 1, Chapter 136, O.S.L. 2015 (74 O.S. Supp.
11 2018, Sections 150.6a and 150.7), which relate to
12 salaries of Oklahoma State Bureau of Investigation
employees and duties of the Director; removing salary
requirement for Deputy and Division Directors of the
Oklahoma State Bureau of Investigation; eliminating
employee qualification requirement for Deputy
Director; and providing an effective date.

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

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

19 Section 150.6a ~~The salary of the Deputy Director shall be~~
20 ~~ninety-five percent (95%) of that received by the Director. The~~
21 ~~salary of a Division Director shall be ninety percent (90%) of that~~
22 ~~received by the Director.~~ Subject to the availability of funds, the
23 annual salaries for Oklahoma State Bureau of Investigation employees
24 shall be in accordance and conformity with ~~the findings of the State~~

1 ~~of Oklahoma Total Remuneration Study of 2013, exclusive of longevity~~
2 ~~pay, as authorized by Section 840-2.18 of this title or the findings~~
3 of state or agency salary, compensation, and remuneration studies or
4 surveys approved by the Human Capital Management Division of the
5 Office of Management and Enterprise Services.

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

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

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

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

18 2. To supervise the maintaining of all reports and records of
19 the Bureau and to promulgate administrative rules concerning the
20 destruction and retention of such records. Such records shall not
21 be transferred to the custody or control of the Archives and Records
22 Commission or be subject to the provisions of Section 590 of Title
23 21 of the Oklahoma Statutes. The Director may, pursuant to adopted
24 and promulgated administrative rule, order destruction of records

1 deemed to be no longer of value to the Bureau, excluding
2 criminalistic and investigative records which shall forever be kept
3 and maintained;

4 3. To report to the Commission at each regular meeting, or as
5 directed by the Commission, the current workload of the Bureau.
6 Such reports shall be submitted by category of the persons or
7 entities authorized to initiate investigations as provided for in
8 subsection A of Section 150.5 of this title, and any other category
9 the Commission may request which does not violate the
10 confidentiality restrictions imposed in Sections 150.1 through ~~152.9~~
11 152.12 of this title. Such reports shall contain the following
12 information:

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

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

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

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

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

24 SECTION 3. This act shall become effective November 1, 2019.

1 Passed the House of Representatives the 4th day of March, 2019.

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4 Presiding Officer of the House
of Representatives

5 Passed the Senate the ____ day of _____, 2019.

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8 Presiding Officer of the Senate