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February 24, 2020

By: Shaw of the Senate

and

Wright of the House

An Act relating to the Oklahoma State Bureau of Investigation; amending 74 O.S. 2011, Section 150.21, which relates to the legal division; modifying allowable appearances; and providing an effective date.

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

SECTION 1. AMENDATORY 74 O.S. 2011, Section 150.21, is amended to read as follows:

Section 150.21. The Oklahoma State Bureau of Investigation shall establish or provide for a legal division and the Director may employ two attorneys as needed, which attorneys, in addition to advising the Director, the Commission and employees of the Bureau on legal matters, may appear for and represent the Director, the Commission and employees of the Bureau in administrative hearings and other legal actions and proceedings. No Bureau attorney shall enter an appearance in a criminal action nor engage in private practice of the law while in the employment of the Oklahoma State

1 Bureau of Investigation, except for the purpose of representing the
2 agency in motions to quash subpoenas, other discovery matters,
3 expungement applications, evidentiary hearings, ~~and~~ forfeiture
4 proceedings or, if requested, by another prosecuting authority. It
5 shall continue to be the duty of the Attorney General to give
6 official opinions to and to prosecute and defend actions for the
7 Director, Commission and employees of the Bureau, if requested to do
8 so.

9 SECTION 2. This act shall become effective November 1, 2020.

10 COMMITTEE REPORT BY: COMMITTEE ON PUBLIC SAFETY
11 February 24, 2020 - DO PASS
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