

1 ENGROSSED SENATE
2 BILL NO. 1579

By: Hamilton of the Senate

3 and

4 George of the House

5
6 [Department of Public Safety - duties - information
7 - exceptions - misdemeanor - rules - codification -
8 emergency]
9

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

11 SECTION 1. NEW LAW A new section of law to be codified
12 in the Oklahoma Statutes as Section 2-105.9 of Title 47, unless
13 there is created a duplication in numbering, reads as follows:

14 A. The Commissioner of Public Safety may assign personnel
15 within the Department of Public Safety to:

16 1. Collect information concerning the activity and identity of
17 individuals reasonably suspected of involvement in terrorism,
18 threats to public safety, organized crime, criminal conspiracies, or
19 any other threats of violent crime;

20 2. Analyze collected information and disseminate such
21 information to other law enforcement and public safety agencies;

22 3. Coordinate the efforts of this state with local, state, and
23 federal agencies to protect citizens from terrorism, threats to
24 public safety, organized crime, criminal conspiracies, or any other

1 threats of violent crime by creating a clearinghouse of crime-
2 related information for use by local, state, and federal law
3 enforcement agencies; and

4 4. Provide training to peace officers of this state concerning
5 the legal collection, preservation, and dissemination of crime-
6 related information.

7 B. The Commissioner may assign attorneys of the Department of
8 Public Safety to support such criminal analysis and investigative
9 functions, including providing assistance to the district attorney
10 in pursuing search warrants, arrest warrants, and other forms of
11 court orders and process in connection with criminal investigations
12 of the Department.

13 C. Release of information compiled pursuant to this section
14 shall be prohibited except for release of information to law
15 enforcement agencies and prosecutorial authorities for the purpose
16 of crime prevention, criminal investigation, or criminal
17 prosecution. If the Commissioner determines it necessary to do so
18 in the interest of public safety or crime prevention, the
19 Commissioner may authorize the release of information compiled
20 pursuant to this section to leadership of this state or any
21 political subdivision, critical infrastructure personnel, the target
22 of any threat, or any segment of the public. Unauthorized release
23 or unauthorized use of this information shall be a misdemeanor and
24 shall be punishable by imprisonment in the county jail for a term

1 not exceeding (1) year or a fine not exceeding Fifty Thousand
2 Dollars (\$50,000.00), or by both such fine and imprisonment. As
3 used in this section, "unauthorized release" or "unauthorized use"
4 shall include, but not be limited to, giving the information to any
5 person who is not a law enforcement officer or prosecutorial
6 authority unless necessitated by an ongoing criminal investigation,
7 or release of information to a law enforcement officer who is not
8 engaged in a criminal investigation requiring the information or who
9 is not authorized by his or her agency to receive such information,
10 or release of information without the express authority of the
11 Commissioner or in violation of any rules promulgated by the
12 Department of Public Safety. Information collected and compiled
13 under the authority of this section shall be privileged and not
14 discoverable nor subject to subpoena or order for production issued
15 by any court, other than production in a district court criminal
16 proceeding for the prosecution of crimes which are the subject of
17 the information sought.

18 D. The Commissioner shall promulgate rules to implement the
19 provisions of this section.

20 SECTION 2. It being immediately necessary for the preservation
21 of the public peace, health or safety, an emergency is hereby
22 declared to exist, by reason whereof this act shall take effect and
23 be in full force from and after its passage and approval.

1 Passed the Senate the 14th day of March, 2024.

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3 _____
4 Presiding Officer of the Senate

5 Passed the House of Representatives the ____ day of _____,
6 2024.

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8 _____
9 Presiding Officer of the House
10 of Representatives