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April 6, 2023

ENGROSSED HOUSE
BILL NO. 1144

By: McCall of the House

and

Treat of the Senate

An Act relating to state government; authorizing the commission of certain peace officers; providing for powers and duties; declaring jurisdiction of officers; providing for suspension or revocation of commission; declaring officers are not employees of the Department of Public Safety; providing for codification; and declaring an emergency.

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

SECTION 1. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 465 of Title 74, unless there is created a duplication in numbering, reads as follows:

A. The Commissioner of Public Safety may commission as peace officers one member of the security team of the Oklahoma State Senate and one member of the security team of the Oklahoma House of Representatives, provided such commissioned officers must obtain and maintain certification as full-time peace officers pursuant to Section 3311 of Title 70 of the Oklahoma Statutes.

B. Any such commissioned officers are hereby declared to be peace officers of the State of Oklahoma and shall be so deemed and

1 taken in all courts having jurisdiction of offenses against the laws
2 of the state. Such commissioned officers shall have the powers and
3 authority now and hereafter vested by law in other peace officers,
4 including the power of arrest, enforcement of the criminal laws of
5 this state, search and seizure, and the authority for serving or
6 execution of civil process.

7 C. The jurisdiction of such commissioned officers shall include
8 all powers of arrest granted to the sergeant at arms as set forth in
9 Section 773 of Title 74 of the Oklahoma Statutes, but the
10 jurisdiction of such commissioned officers shall otherwise be
11 limited to the Capitol building, grounds, and parking lots described
12 in Sections 15.1 and 15.3 of Title 73 of the Oklahoma Statutes.

13 D. Any commission issued by the Commissioner pursuant to this
14 section shall be subject to all requirements set forth by the
15 Commissioner, and the Commissioner may limit the power and scope of
16 the commission. Further, the Commissioner may suspend or revoke the
17 commission for any reason, and the commission shall be deemed
18 terminated upon the commissioned officer's separation of service or
19 reassignment to another position outside the security team of their
20 respective bodies.

21 E. Such commissioned officers shall not be deemed to be
22 officers, agents, or employees of the Department of Public Safety,
23 and no action or omission by such commissioned officers shall be
24

1 deemed to be an action or omission of the Department of Public
2 Safety.

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

7 COMMITTEE REPORT BY: COMMITTEE ON PUBLIC SAFETY
8 April 6, 2023 - DO PASS
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