

1 **SENATE FLOOR VERSION**

2 April 10, 2019

3 COMMITTEE SUBSTITUTE
4 FOR ENGROSSED
5 HOUSE BILL NO. 2126

By: McDugle of the House

and

Weaver of the Senate

7
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9 COMMITTEE SUBSTITUTE

10 [state government - powers and duties of the
11 Oklahoma State Bureau of Investigation - effective
12 date]

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

15 SECTION 1. AMENDATORY 74 O.S. 2011, Section 150.2, as
16 amended by Section 7, Chapter 397, O.S.L. 2015 (74 O.S. Supp. 2018,
17 Section 150.2), is amended to read as follows:

18 Section 150.2. The Oklahoma State Bureau of Investigation shall
19 have the power and duty to:

20 1. Maintain a nationally accredited scientific laboratory to
21 assist all law enforcement agencies in the discovery and detection
22 of criminal activity;

1 2. Maintain fingerprint and other identification files
2 including criminal history records, juvenile identification files,
3 and DNA profiles;

4 3. Establish, coordinate and maintain the automated
5 fingerprinting identification system (AFIS) and the deoxyribonucleic
6 acid (DNA) laboratory;

7 4. Operate teletype, mobile and fixed radio or other
8 communications systems;

9 5. Conduct schools and training programs for the agents, peace
10 officers, and technicians of this state charged with the enforcement
11 of law and order and the investigation and detection of crime;

12 6. Assist the Director of the Oklahoma State Bureau of
13 Narcotics and Dangerous Drugs Control, the Chief Medical Examiner,
14 and all law enforcement officers and district attorneys when such
15 assistance is requested, in accordance with the policy determined by
16 the Oklahoma State Bureau of Investigation Commission established in
17 Section 150.3 of this title;

18 7. Investigate and detect criminal activity when directed to do
19 so by the Governor;

20 8. Investigate, detect, institute and maintain actions
21 involving vehicle theft pursuant to Section 150.7a of this title or
22 oil, gas or oil field equipment theft pursuant to Sections 152.2
23 through 152.9 of this title;

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1 9. Investigate any criminal threat made to the physical safety
2 of elected or appointed officials of this state or any political
3 subdivision of the state and forward the results of that
4 investigation to the Department of Public Safety, and provide
5 security to foreign elected or appointed officials while they are in
6 this state on official business;

7 10. Investigate and detect violations of the Oklahoma Computer
8 Crimes Act; ~~and~~

9 11. Investigate and enforce all laws relating to any crime
10 listed in Section 571 of Title 57 of the Oklahoma Statutes that
11 occur on the turnpikes; and

12 12. This section shall apply to allegations or complaints of
13 excessive uses of force made against commissioned law enforcement
14 officers in the course of their employment with law enforcement
15 agencies of this state. The Oklahoma State Bureau of Investigation
16 shall be the sole agency outside of the law enforcement agency that
17 is the subject of an allegation or complaint, authorized to review
18 and/or monitor complaints of excessive uses of force. Such review
19 and/or monitoring shall be done only upon request by the law
20 enforcement agency subject to the allegation or complaint or the
21 office of the district attorney in the county in which the
22 allegation or complaint occurred. The review and/or monitoring
23 shall be for the purpose of determining compliance with current
24 investigative procedures, standards and law.

1 The Oklahoma State Bureau of Investigation is authorized to
2 contract with Oklahoma law enforcement agencies and municipal,
3 county or state governmental entities to perform the review and/or
4 monitoring functions in this section. All funds received as a
5 result of any contract with the Oklahoma State Bureau of
6 Investigation shall be deposited in the Oklahoma State Bureau of
7 Investigation Revolving Fund.

8 SECTION 2. This act shall become effective November 1, 2019.

9 COMMITTEE REPORT BY: COMMITTEE ON APPROPRIATIONS
10 April 10, 2019 - DO PASS AS AMENDED

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