

1 ENGROSSED SENATE AMENDMENT
TO

2 ENGROSSED HOUSE
3 BILL NO. 2851

By: Wallace of the House

and

Green of the Senate

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6
7 An Act relating to investigations; amending 74 O.S.
8 2021, Section 150.2, which relates to the powers and
9 duties of the Oklahoma State Bureau of Investigation;
10 requires the establishment of the Alaunna Raffield
11 Fund; authorizing and directing utilization and
12 administration of funds by the Bureau; directing
13 utilization for certain purposes; authorizing the
14 promulgation of rules; and providing an effective
15 date.

16 AMENDMENT NO. 1. Page 1, strike the title, enacting clause and
17 entire bill and insert

18 "An Act relating to investigations; amending 74 O.S.
19 2021, Section 150.2, which relates to the powers and
20 duties of the Oklahoma State Bureau of Investigation;
21 creating the Alaunna Raffield Revolving Fund;
22 requiring certain fund guidelines; requiring certain
23 appropriations guidelines; directing utilization for
24 certain purposes; requiring certain scholarship
opportunities; requiring specific expenditure
guidelines; authorizing the promulgation of rules;
and providing an effective date.

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

SECTION 1. AMENDATORY 74 O.S. 2021, Section 150.2, is
amended to read as follows:

1 Section 150.2 A. The Oklahoma State Bureau of Investigation
2 shall have the power and duty to:

3 1. Maintain a nationally accredited scientific laboratory to
4 assist all law enforcement agencies in the discovery and detection
5 of criminal activity;

6 2. Maintain fingerprint and other identification files
7 including criminal history records, juvenile identification files,
8 and DNA profiles;

9 3. Establish, coordinate and maintain the automated fingerprint
10 identification system (AFIS) and the deoxyribonucleic acid (DNA)
11 laboratory;

12 4. Operate teletype, mobile and fixed radio or other
13 communications systems;

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

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

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

1 8. Investigate, detect, institute and maintain actions
2 involving vehicle theft pursuant to Section 150.7a of this title or
3 oil, gas or oil field equipment theft pursuant to Sections 152.2
4 through 152.9 of this title;

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

11 10. Investigate and detect violations of the Oklahoma Computer
12 Crimes Act;

13 11. Investigate and enforce all laws relating to any crime
14 listed in Section 571 of Title 57 of the Oklahoma Statutes that
15 occurs on the turnpikes;

16 12. Investigate and detect criminal activity involving files,
17 records, assets, properties, buildings or employees of the Oklahoma
18 State Bureau of Investigation. Nothing in this paragraph shall
19 limit or prevent any criminal investigation of the matter by the
20 sheriff of the county or any law enforcement agency of competent
21 jurisdiction; and

22 13. Contract with municipal or county law enforcement agencies
23 to conduct administrative reviews of law enforcement use-of-force
24 investigations for compliance with current investigative procedures,

1 standards and law. All funds received as a result of the contract
2 will be deposited in the OSBI Revolving Fund. Any review of use-of-
3 force investigation shall be done by a certified police officer.

4 B. There is hereby created in the State Treasury a revolving
5 fund for the Oklahoma State Bureau of Investigation to be designated
6 the "Alaunna Raffield Revolving Fund". The fund shall be a
7 continuing fund, not subject to fiscal year limitations, and shall
8 consist of all monies received by the Bureau from appropriations
9 designated for deposit in the fund. All monies accruing to the
10 credit of the fund are hereby appropriated and may be budgeted and
11 expended by the Bureau for the purpose of assisting law enforcement
12 partners with the cost of attending trainings facilitated by the
13 Bureau. Scholarship opportunities shall be afforded each year to
14 county and municipal law enforcement agencies to attend accredited
15 trainings conducted by the Bureau. Expenditures from the fund shall
16 be made upon warrants issued by the State Treasurer against claims
17 filed as prescribed by law with the Director of the Office of
18 Management and Enterprise Services for approval and payment. The
19 Bureau is authorized to promulgate agency rules for the
20 administration of the fund and determination of scholarship awards.

21 SECTION 2. This act shall become effective November 1, 2023."
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1 Passed the Senate the 26th day of April, 2023.

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3 _____
4 Presiding Officer of the Senate

5 Passed the House of Representatives the ____ day of _____,
6 2023.

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8 _____
9 Presiding Officer of the House
10 of Representatives

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2 BILL NO. 2851

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7 An Act relating to investigations; amending 74 O.S.
8 2021, Section 150.2, which relates to the powers and
9 duties of the Oklahoma State Bureau of Investigation;
10 requires the establishment of the Alaunna Raffield
11 Fund; authorizing and directing utilization and
12 administration of funds by the Bureau; directing
13 utilization for certain purposes; authorizing the
14 promulgation of rules; and providing an effective
15 date.

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

17 SECTION 3. AMENDATORY 74 O.S. 2021, Section 150.2, is
18 amended to read as follows:

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

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

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

- 1 3. Establish, coordinate and maintain the automated fingerprint
2 identification system (AFIS) and the deoxyribonucleic acid (DNA)
3 laboratory;
- 4 4. Operate teletype, mobile and fixed radio or other
5 communications systems;
- 6 5. Conduct schools and training programs for the agents, peace
7 officers, and technicians of this state charged with the enforcement
8 of law and order and the investigation and detection of crime;
- 9 6. Assist the Director of the Oklahoma State Bureau of
10 Narcotics and Dangerous Drugs Control, the Chief Medical Examiner,
11 and all law enforcement officers and district attorneys when such
12 assistance is requested, in accordance with the policy determined by
13 the Oklahoma State Bureau of Investigation Commission established in
14 Section 150.3 of this title;
- 15 7. Investigate and detect criminal activity when directed to do
16 so by the Governor;
- 17 8. Investigate, detect, institute and maintain actions
18 involving vehicle theft pursuant to Section 150.7a of this title or
19 oil, gas or oil field equipment theft pursuant to Sections 152.2
20 through 152.9 of this title;
- 21 9. Investigate any criminal threat made to the physical safety
22 of elected or appointed officials of this state or any political
23 subdivision of the state and forward the results of that
24 investigation to the Department of Public Safety, and provide

1 security to foreign elected or appointed officials while they are in
2 this state on official business;

3 10. Investigate and detect violations of the Oklahoma Computer
4 Crimes Act;

5 11. Investigate and enforce all laws relating to any crime
6 listed in Section 571 of Title 57 of the Oklahoma Statutes that
7 occurs on the turnpikes;

8 12. Investigate and detect criminal activity involving files,
9 records, assets, properties, buildings or employees of the Oklahoma
10 State Bureau of Investigation. Nothing in this paragraph shall
11 limit or prevent any criminal investigation of the matter by the
12 sheriff of the county or any law enforcement agency of competent
13 jurisdiction; and

14 13. Contract with municipal or county law enforcement agencies
15 to conduct administrative reviews of law enforcement use-of-force
16 investigations for compliance with current investigative procedures,
17 standards and law. All funds received as a result of the contract
18 will be deposited in the OSBI Revolving Fund. Any review of use-of-
19 force investigation shall be done by a certified police officer.

20 B. In order to assist in training other law enforcement
21 officers, the OSBI shall establish the Alaunna Raffield Fund. The
22 Alaunna Raffield Fund shall be administered and utilized by the OSBI
23 in amounts as directed by the Legislature for such purpose. Monies
24 allocated to the Fund shall be utilized to assist law enforcement

1 partners with the cost of attending trainings facilitated by the
2 OSBI. Each year, scholarship opportunities shall be afforded to
3 county and municipal law enforcement agencies to attend accredited
4 trainings conducted by the OSBI. The OSBI is authorized to
5 promulgate agency rules for the administration of the Fund and
6 determination of scholarship awards.

7 SECTION 4. This act shall become effective November 1, 2023.

8 Passed the House of Representatives the 14th day of March, 2023.

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11 Presiding Officer of the House
12 of Representatives

13 Passed the Senate the ___ day of _____, 2023.

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15 Presiding Officer of the Senate
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