

1 **SENATE FLOOR VERSION**

2 February 20, 2019

3 **AS AMENDED**

4 SENATE BILL NO. 29

By: Shaw of the Senate

and

Wright of the House

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8 **[Oklahoma State Bureau of Investigations - salaries**
9 **- powers and duties of the Director -**
10 **effective date]**

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

13 SECTION 1. AMENDATORY 74 O.S. 2011, Section 150.6a, as
14 last amended by Section 1, Chapter 62, O.S.L. 2015 (74 O.S. Supp.
15 2018, Section 150.6a), is amended to read as follows:

16 Section 150.6a. ~~The salary of the Deputy Director shall be~~
17 ~~ninety five percent (95%) of that received by the Director. The~~
18 ~~salary of a Division Director shall be ninety percent (90%) of that~~
19 ~~received by the Director. Subject to the availability of funds, the~~
20 annual salaries for Oklahoma State Bureau of Investigation employees
21 shall be in accordance and conformity with ~~the findings of the State~~
22 ~~of Oklahoma Total Remuneration Study of 2013, exclusive of longevity~~
23 ~~pay, as authorized by Section 840-2.18 of this title or the findings~~
24 of state or agency salary, compensation, and remuneration studies or

1 surveys approved by the Human Capital Management Division of the
2 Office of Management and Enterprise Services.

3 Nothing in this section shall be construed to prohibit a
4 reduction in pay or salary due to involuntary leave without pay as
5 authorized in Section 840-2.27C of this title.

6 SECTION 2. AMENDATORY 74 O.S. 2011, Section 150.7, as
7 amended by Section 1, Chapter 136, O.S.L. 2015 (74 O.S. Supp. 2018,
8 Section 150.7), is amended to read as follows:

9 Section 150.7. The Director of the Oklahoma State Bureau of
10 Investigation shall have the following powers, duties and
11 responsibilities:

12 1. To appoint or dismiss a Deputy Director ~~who shall have the~~
13 ~~same qualifications as the Director~~ to assist in the administration
14 of the Agency;

15 2. To supervise the maintaining of all reports and records of
16 the Bureau and to promulgate administrative rules concerning the
17 destruction and retention of such records. Such records shall not
18 be transferred to the custody or control of the Archives and Records
19 Commission or be subject to the provisions of Section 590 of Title
20 21 of the Oklahoma Statutes. The Director may, pursuant to adopted
21 and promulgated administrative rule, order destruction of records
22 deemed to be no longer of value to the Bureau, excluding
23 criminalistic and investigative records which shall forever be kept
24 and maintained;

1 3. To report to the Commission at each regular meeting, or as
2 directed by the Commission, the current workload of the Bureau.
3 Such reports shall be submitted by category of the persons or
4 entities authorized to initiate investigations as provided for in
5 subsection A of Section 150.5 of this title, and any other category
6 the Commission may request which does not violate the
7 confidentiality restrictions imposed in Sections 150.1 through 152.9
8 of this title. Such reports shall contain the following
9 information:

- 10 a. what types of investigations are pending,
- 11 b. what new types of investigations have been opened,
- 12 c. what types of investigations have been closed, and
- 13 d. what criminal charges have been filed as a result of
14 Bureau investigations.

15 The reports shall not contain any information on the individual
16 subjects of the investigation or persons questioned in connection
17 with an investigation. These reports shall be open for public
18 inspection;

19 4. To designate positions, appoint employees and fix salaries
20 of the Bureau, other than the salaries established by subsection A
21 of Section 150.6a of this title, and to authorize the payment of
22 necessary certification expenses for the employees;

23 5. To authorize the purchase and issuance of uniforms for all
24 law enforcement officers, criminalists, and other personnel of the

1 Bureau as designated by the Director and to purchase and issue
2 necessary equipment for all employees of the Bureau. All uniforms
3 and equipment shall be used only in the performance of the official
4 duties of the officers, criminalists or other personnel and shall
5 remain the property of the Bureau except as otherwise provided by
6 law; and

7 6. To enter into local cooperative agreements with local law
8 enforcement agencies for the purpose of appointing affiliate task
9 force agents to assist the Bureau in the investigation of major
10 crimes under the jurisdiction of the Bureau. Affiliate task force
11 agents shall be employees and commissioned law enforcement officers
12 of the local law enforcement agency entering into agreement with the
13 Bureau and shall not be employees of the Bureau. Affiliate task
14 force agents shall have general peace officer powers and the
15 authority to arrest persons throughout the state while serving as an
16 affiliate task force agent. Affiliate task force agents serve
17 solely at the discretion and will of the Director. The Director may
18 renew, suspend, or revoke any agreement appointing an affiliate task
19 force agent at any time.

20 SECTION 3. This act shall become effective November 1, 2019.

21 COMMITTEE REPORT BY: COMMITTEE ON APPROPRIATIONS
22 February 20, 2019 - DO PASS AS AMENDED
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