

1 STATE OF OKLAHOMA

2 1st Session of the 59th Legislature (2023)

3 HOUSE BILL 2000

By: Goodwin

4  
5  
6 AS INTRODUCED

7 An Act relating to law enforcement; directing the  
8 Oklahoma State Bureau of Investigation to create  
9 certain annual report; directing the Oklahoma Highway  
10 Patrol Division and local law enforcement agencies to  
11 submit use-of-force incidents to the Bureau;  
12 specifying information to be submitted; prohibiting  
13 personal identification information from being  
14 reported; making certain data available to the  
15 public; directing the Bureau to maintain statewide  
16 database; requiring publication of data on website of  
17 the Bureau; providing for suspension of peace officer  
18 certification for noncompliance; defining terms;  
19 providing for codification; and providing an  
20 effective date.

21  
22  
23  
24  
25 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

26 SECTION 1. NEW LAW A new section of law to be codified  
27 in the Oklahoma Statutes as Section 150.21c of Title 74, unless  
28 there is created a duplication in numbering, reads as follows:

29 A. Beginning July 1, 2024, the Oklahoma State Bureau of  
30 Investigation shall create an annual report regarding use-of-force  
31 incidents involving peace officers in Oklahoma. The report shall

1 include all the information that is reported to the Bureau pursuant  
2 to subsection B of this section by law enforcement agencies that  
3 employ peace officers in this state.

4 B. Beginning January 1, 2024, the Oklahoma Highway Patrol  
5 Division of the Department of Public Safety and each local law  
6 enforcement agency that employs peace officers in this state shall  
7 report to the Bureau:

8 1. All uses of force by its peace officers that results in  
9 death or bodily injury, including:

- 10 a. the date, time, and location of the use of force,
- 11 b. the perceived demographic information of the person  
12 contacted; provided, that the identification of these  
13 characteristics is based on the observation and  
14 perception of the peace officer making the contact and  
15 other available data,
- 16 c. the names of all peace officers who were at the scene,  
17 identified by whether the peace officer was involved  
18 in the use of force or not; provided, that the  
19 identity of other peace officers at the scene not  
20 directly involved in the use of force shall be  
21 identified by the identification number of the officer  
22 unless the peace officer is charged criminally or is a  
23 defendant in a civil suit as a result arising from the  
24 use of force,

- d. the type of force used, the severity and nature of the injury, whether the peace officer suffered physical injury, and the severity of the injury suffered by the peace officer,
- e. whether the peace officer was on duty at the time of the use of force,
- f. whether the peace officer unholstered a weapon during the incident,
- g. whether the peace officer discharged a firearm during the incident,
- h. whether the use of force resulted in a law enforcement agency investigation and the result of that investigation, and
- i. whether the use of force resulted in a citizen complaint and the resolution of that complaint;

2. All instances when a peace officer resigned while under investigation or was terminated for violating department policy;

3. All data relating to contacts conducted by its peace officers, including:

- a. the perceived demographic information of the person contacted; provided, that the identification of these characteristics is based on the observation and perception of the peace officer making the contact and other available data,

- 1           b. whether the contact was a traffic stop,
- 2           c. the time, date, and location of the contact,
- 3           d. the duration of the contact,
- 4           e. the reason for the contact,
- 5           f. the suspected crime,
- 6           g. the result of the contact, such as:
- 7                 (1) no action, warning, citation, property seizure,
- 8                         or an arrest,
- 9                 (2) if a warning or citation was issued, the warning
- 10                         provided, or violation cited,
- 11                 (3) if an arrest was made, the offense charged, or
- 12                 (4) if the contact was a traffic stop, the
- 13                         information collected, which shall include the
- 14                         driver and contact with any passengers in the
- 15                         motor vehicle or pedestrians, and
- 16           h. the actions taken by the peace officer during the
- 17                 contact including, but not limited to, whether:
- 18                 (1) the peace officer asked for consent to search the
- 19                         person, and, if so, whether consent was provided,
- 20                 (2) the peace officer searched the person or any
- 21                         property, and, if so, the basis for the search
- 22                         and the type of contraband or evidence
- 23                         discovered, if any,
- 24

1 (3) the peace officer seized any property, and, if  
2 so, the type of property that was seized and the  
3 basis for seizing the property,

4 (4) a peace officer unholstered a weapon during the  
5 contact, and

6 (5) a peace officer discharged a firearm during the  
7 contact; and

8 4. All instances of unannounced entry into a residence, with or  
9 without a warrant, including:

10 a. the date, time, and location of the use of unannounced  
11 entry,

12 b. the perceived demographic information of the subject  
13 of the unannounced entry; provided, that the  
14 identification of these characteristics is based on  
15 the observation and perception of the peace officer  
16 making the entry and other available data,

17 c. whether a peace officer unholstered a weapon during  
18 the unannounced entry, and

19 d. whether a peace officer discharged a firearm during  
20 the unannounced entry.

21 C. The Oklahoma Highway Patrol and local law enforcement  
22 agencies shall not report the name, address, Social Security number,  
23 or other unique personal identifying information of the subject of  
24 the use of force, victim of the official misconduct, or persons

1 contacted, searched, or subjected to a property seizure. The data  
2 reported pursuant to this section shall be available to the public  
3 pursuant to subsection D of this section.

4 D. The Oklahoma State Bureau of Investigation shall maintain a  
5 statewide database with data collected pursuant to the provisions of  
6 this section, in a searchable format, and publish the database on  
7 its website.

8 E. Any local law enforcement agency that fails to meet its  
9 reporting obligations pursuant to the provisions of this section  
10 shall have the certification of its peace officers suspended  
11 indefinitely by the Council on Law Enforcement Education and  
12 Training until compliance with the provisions of this section have  
13 been met.

14 F. As used in this section:

15 1. "Law enforcement agency" means any department or agency of  
16 the state, a county, a municipality, or political subdivision which  
17 employs CLEET-certified personnel, with duties to maintain public  
18 order, make arrests, and enforce the criminal laws of this state or  
19 municipal ordinances; and

20 2. "Peace officer" shall have the same meaning as that term is  
21 defined in Section 99 of Title 21 of the Oklahoma Statutes.

22

23

24

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24

SECTION 2. This act shall become effective November 1, 2023.

59-1-6836            GRS            12/15/22