

1 STATE OF OKLAHOMA

2 1st Session of the 58th Legislature (2021)

3 SENATE BILL 845

By: Dahm

4  
5  
6 AS INTRODUCED

7 An Act relating to motorcycle profiling; defining  
8 term; construing motorcycle profiling for purposes of  
9 detention by law enforcement officer; requiring local  
10 law enforcement agencies to adopt policy, review  
11 training and address issues pertaining to motorcycle  
12 profiling; providing for codification; and providing  
13 an effective date.

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

15 SECTION 1. NEW LAW A new section of law to be codified  
16 in the Oklahoma Statutes as Section 15-133 of Title 47, unless there  
17 is created a duplication in numbering, reads as follows:

18 A. For the purpose of this section, "motorcycle profiling"  
19 means the detention, interdiction or other disparate treatment of an  
20 individual solely on the basis that the person drives or rides on a  
21 motorcycle or wears motorcycle-related clothing or paraphernalia.

22 B. An individual driving or riding on a motorcycle or wearing  
23 motorcycle-related clothing or paraphernalia shall not be the sole  
24 factor in determining the existence of probable cause to take into  
25 custody or to arrest an individual or in constituting a reasonable

1 and articulable suspicion that an offense has been or is being  
2 committed so as to justify the detention of an individual or the  
3 investigatory stop of a motorcycle.

4 C. Every law enforcement agency in this state shall be required  
5 to:

6 1. Adopt a written policy designed to condemn and prevent  
7 motorcycle profiling;

8 2. Review and audit their existing procedures, practices and  
9 training relating to motorcycle profiling;

10 3. Institute training to address the issues related to  
11 motorcycle profiling; and

12 4. Work with a motorcycle rights organization within Oklahoma,  
13 to help appropriately address the issue of motorcycle profiling and  
14 establish policies and procedures for training.

15 D. The Council on Law Enforcement Education and Training shall  
16 ensure that issues related to motorcycle profiling are addressed in  
17 basic law enforcement training and offered in regional training for  
18 in-service law enforcement officers at all levels.

19 SECTION 2. This act shall become effective November 1, 2021.  
20

21 58-1-1328 NP 1/21/2021 3:48:13 PM  
22  
23  
24  
25