

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 1st Session of the 57th Legislature (2019)

4 HOUSE BILL 1374

 By: Taylor and **Meredith**

7 AS INTRODUCED

8 An Act relating to prisons and reformatories;
9 amending 57 O.S. 2011, Section 95, which relates to
10 the delivery of sentenced persons; changing agency
 responsible for transporting sentenced persons; and
 providing an effective date.

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

14 SECTION 1. AMENDATORY 57 O.S. 2011, Section 95, is
15 amended to read as follows:

16 Section 95. A. Any person convicted of an offense against the
17 laws of this state and sentenced to imprisonment that is not to be
18 served in a county jail shall be transported by the ~~sheriff of the~~
19 ~~county~~ Department of Corrections from where the person is sentenced,
20 ~~or transported by a designated representative of the sheriff,~~ to the
21 ~~Department of Corrections at the~~ Lexington Assessment and Reception
22 Center or other location designated by the Director of the
23 Department of Corrections.

1 B. Any person convicted of an offense against the laws of this
2 state and sentenced to imprisonment that is not to be served in a
3 county jail and who is not housed in a county jail shall be
4 transported by the ~~detention center, or transported by a designated~~
5 ~~representative of the detention center,~~ Department of Corrections to
6 the ~~Department of Corrections at the~~ Lexington Assessment and
7 Reception Center or other location designated by the Director of the
8 Department of Corrections.

9 C. The sheriff shall ~~deliver the person~~ provide the following
10 documentation to the Department of Corrections at ~~such center~~
11 ~~together with~~ the time the person is picked up by the Department:

12 1. A certified copy of the judgment and sentence from the court
13 ordering such imprisonment, unless the judgment and sentence
14 previously has been sent electronically by an authorized clerk of
15 the court;

16 2. A certificate setting forth the number of days served in the
17 county jail after the pronouncement of judgment and rendering of
18 sentence for the offenses committed;

19 3. A copy of any medical, dental, or mental health records of
20 the defendant for conditions reviewed or treated while in the
21 custody of the sheriff;

22 4. Any medication or medical or dental device prescribed for
23 the defendant while in the custody of the sheriff or for a ~~pre-~~
24 ~~existing~~ preexisting condition; and

1 5. A copy of the presentence investigation report, if a report
2 was prepared.

3 D. The Department of Corrections shall give the sheriff a
4 receipt for each person received into the custody of the Department
5 ~~at the Lexington Assessment and Reception Center.~~ The receipt shall
6 be filed by the sheriff in the office of the clerk of the court
7 where the sentence was made.

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

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10 COMMITTEE REPORT BY: COMMITTEE ON PUBLIC SAFETY, dated 02/11/2019 -
11 DO PASS, As Coauthored.

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