

ENGROSSED SENATE
BILL NO. 810

BY: ROBINSON of the SENATE

and

SETTLE of the HOUSE

AN ACT RELATING TO WARRANTS; AUTHORIZING CERTAIN
PERSONS WITHIN THE DEPARTMENT OF CORRECTIONS TO
MAKE APPLICATION FOR AN ARREST WARRANT UPON A
PRISONER'S ESCAPE; REQUIRING A COPY OF THE ARREST
WARRANT BE DELIVERED TO THE COURT CLERK, THE
DISTRICT ATTORNEY AND THE SHERIFF'S OFFICE;
CONSTRUING ACT; PROVIDING FOR CODIFICATION; AND
PROVIDING AN EFFECTIVE DATE.

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

SECTION 1. NEW LAW A new section of law to be codified
in the Oklahoma Statutes as Section 171.1 of Title 22, unless there
is created a duplication in numbering, reads as follows:

A. Any warden, superintendent or district supervisor within the
Department of Corrections may make application to a magistrate for
an arrest warrant upon any prisoner escaping from custody or
confinement in an institution or facility of the Department of
Corrections or from house arrest or the Preparole Conditional
Supervision Program. Said application shall be a statement verified
by oath or affirmation alleging the occurrence of an escape.

B. If the magistrate is satisfied that an escape has occurred, the magistrate shall affix his signature to a warrant of arrest of the prisoner.

C. The person making application for the arrest warrant shall cause to be delivered as soon as possible, a copy of the issued warrant of arrest of the prisoner to the court clerk, the district attorney and the sheriff's office within the geographical area where the escape occurred.

D. Nothing in this section shall prohibit the filing of any criminal charges by the district attorney against the prisoner charged with escape.

SECTION 2. This act shall become effective September 1, 1992.

Passed the Senate the 4th day of March, 1992.

President of the Senate

Passed the House of Representatives the ____ day of

_____, 1992.

Speaker of the House of Representatives