

STATE OF OKLAHOMA

1st Session of the 43rd Legislature (1991)

SENATE BILL NO. 434

BY: ROBINSON

AS INTRODUCED

AN ACT RELATING TO CRIMES AND PUNISHMENTS; AMENDING SECTION 2, CHAPTER 177, O.S.L. 1982, AS AMENDED BY SECTION 9, CHAPTER 280, O.S.L. 1984 (21 O.S. SUPP. 1990, SECTION 142.20), WHICH RELATES TO SEXUAL ASSAULT EXAMINATION FUND; INCREASING AMOUNT AUTHORIZED TO VICTIM; AUTHORIZING PAYMENT FOR CERTAIN MEDICATION; AND DECLARING AN EMERGENCY.

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

SECTION 1. AMENDATORY Section 2, Chapter 177, O.S.L. 1982, as amended by Section 9, Chapter 280, O.S.L. 1984 (21 O.S. Supp. 1990, Section 142.20), is amended to read as follows:

Section 142.20 A. A Sexual Assault Examination Fund shall be established for the purpose of providing to a victim of a sexual assault a medical examination for the procurement of evidence to aid in the investigation and prosecution of a sexual assault offense and to provide to the victim medications as directed by the medical examiner.

B. The words "sexual assault" as used in this section mean:

1. Rape, or rape by instrumentation, as defined in Sections 1111, 1111.1 and 1114 of this title; or

2. Forcible sodomy, as defined in Section 888 of this title.

C. The Crime Victims Compensation Board is authorized to pay for this examination and the medications directed by the medical examiner upon application submitted by the victim of a sexual assault and approved by the district attorney who has jurisdiction over the prosecution of the sexual assault offense. The Crime Victims Compensation Board shall establish the procedures for disbursement of the Sexual Assault Examination Fund, but in no event shall the Crime Victims Compensation Board pay an amount to exceed ~~One Hundred Twenty-five Dollars (\$125.00)~~ One Hundred Fifty Dollars (\$150.00) for the claim submitted by the victim for a sexual assault examination, regardless of the amount of any individual bills comprising the claim. Only one claim may be submitted for each incident.

SECTION 2. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.

43-1-303

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