

ENGROSSED SENATE
BILL NO. 1018

By: Shurden of the Senate

and

Leist of the House

[sheriffs - travel and mileage - prohibiting claim -
effective date - emergency
]

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

SECTION 1. AMENDATORY 19 O.S. 1991, Section 541, is amended to read as follows:

Section 541. A. All fees earned and collected by the sheriff or his or her deputies shall be paid daily into the county treasury by the officer collecting the fees, as in the case of other county officers, and shall be credited to the general fund of the county. The sheriff or his or her deputies shall not charge or receive travel reimbursement for travel outside this state in criminal cases unless authorized to do so by the district attorney nor shall the sheriff charge or receive any travel reimbursement which is reimbursed pursuant to Section 7304-1.3 of Title 10 of the Oklahoma Statutes or by subsection B of this section. In addition to the itemized and verified report made by the sheriff to the board of county commissioners at its monthly meeting, each deputy shall also prepare an itemized verified statement showing the amount of work done by ~~him~~ the sheriff and deputies, the style of the case in which the work was done, the number of the miles actually and necessarily traveled in doing the work, the name of the court out of which the

work originated, the area patrolled for the purpose of preventing crime and the number of miles traveled during ~~said~~ such patrol, and the nature of all other work performed by ~~him~~ the sheriff and deputies and the number of miles traveled in performing ~~said~~ such work. The deputies shall not charge or receive travel reimbursement for patrolling for the purpose of preventing crime unless authorized to do so by the sheriff. The county commissioners, upon examining and approving ~~such~~ the reports, shall allow the sheriff and his or her deputies the mileage shown in the report at the same time that the salary of ~~such~~ the sheriff or deputy is paid. ~~Said~~ The expense shall be paid out of the general fund of the county.

B. 1. County sheriffs and their deputies shall be entitled to reimbursement from the Department of Mental Health and Substance Abuse Services for transportation services associated with persons requiring mental health treatment, examination, emergency detention, protective custody, and institutionalization. Any transportation to and from any facility for purposes of examination, admission, interfacility transfer, discharge, medical treatment, court appearance, mental health services, or placement shall be reimbursed as follows:

- a. a fee for the cost of personal services at the rate of Twelve Dollars (\$12.00) per hour, and
- b. mileage reimbursement for each mile actually traveled at the rate established in the State Travel Reimbursement Act, Sections 500.1 et seq. of Title 74 of the Oklahoma Statutes.

2. The Department of Mental Health and Substance Abuse Services shall develop necessary procedures and rules to implement reimbursement of claims. Payments for transportation services provided by a county sheriff's office shall be paid to the county within sixty (60) days and deposited in the sheriff's service fee account.

SECTION 2. This act shall become effective July 1, 1996.

SECTION 3. 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.

Passed the Senate the 28th day of February, 1996.

President of the Senate

Passed the House of Representatives the ____ day of _____, 1996.

Speaker of the House of Representatives