

ENROLLED HOUSE
BILL NO. 2364

By: Sadler of the House

and

Wilkerson of the Senate

An Act relating to counties and county officers; authorizing county sheriffs to employ an attorney upon certain recommendation; limiting when such attorney may be employed; requiring payment to be made from certain unrestricted or appropriated funds; 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 528 of Title 19, unless there is created a duplication in numbering, reads as follows:

Upon the recommendation of the Attorney General, the sheriff of any county shall have the authority to employ an attorney to represent the sheriff and the office of the sheriff in the performance of the official duties of that office. The authority to employ an attorney shall be limited to those situations or cases where the district attorney of the same county as the sheriff has been disqualified or removed from the case. The fees for employing an attorney may be paid from unrestricted funds within the budget of the sheriff or the sheriff may request that the budget authority of the county appropriate funds from the county general fund, if such funds are available, for the purpose of paying such fees.

SECTION 2. This act shall become effective November 1, 1998.

Passed the House of Representatives the 5th day of March, 1998.

Speaker of the House of
Representatives

Passed the Senate the 1st day of April, 1998.

President of the Senate