

ENROLLED HOUSE  
BILL NO. 2400

By: Vaughn, Askins, O'Neal and  
Nance of the House

and

Coffee and Herbert of the  
Senate

An Act relating to victim protective orders;  
establishing Victim Protective Order Task Force;  
stating purpose of Task Force; establishing  
membership of Task Force; providing for appointment  
of chair and vice-chair; stating duties of Task  
Force; requiring report to be issued from Task Force;  
providing for travel expense reimbursement for  
members of Task Force; requiring certain form to be  
attached to all ex parte and final protective orders;  
providing for codification; providing for  
noncodification; providing an effective date; and  
declaring an emergency.

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

SECTION 1. NEW LAW A new section of law not to be  
codified in the Oklahoma Statutes reads as follows:

A. There is hereby created to continue until December 1, 2002,  
the Victim Protective Order Task Force. The purpose of the Task  
Force shall be to study and prepare recommendations concerning any  
need for changes in the Protection from Domestic Abuse Act,  
particularly any need for changes in the procedure for granting  
victim protective orders.

B. The Task Force shall be composed of the following members:

1. Four district court judges, appointed by the Chief Justice  
of the Oklahoma Supreme Court;

2. Two members of the House of Representatives, appointed by  
the Speaker of the House of Representatives;

3. Two members of the Senate, appointed by the President Pro  
Tempore of the Senate;

4. Four citizens representing citizens groups concerned with  
problems of domestic abuse, two to be appointed by the Speaker of  
the House of Representatives and two to be appointed by the  
President Pro Tempore of the Senate from a list of recommendations  
submitted by the Oklahoma Coalition on Domestic Violence and Sexual  
Assault;

5. Two chiefs of police, one to be appointed by the Speaker of the House of Representatives and one to be appointed by the President Pro Tempore of the Senate, from a list of recommendations submitted by the Oklahoma Association of Chiefs of Police;

6. Two sheriffs, one to be appointed by the Speaker of the House of Representatives and one to be appointed by the President Pro Tempore of the Senate, from a list of recommendations submitted by the Oklahoma Sheriffs Association;

7. Two district attorneys, one to be appointed by the Speaker of the House of Representatives and one to be appointed by the President Pro Tempore of the Senate, from a list of recommendations submitted by the District Attorneys Council; and

8. Two court clerks, one to be appointed by the Speaker of the House of Representatives and one to be appointed by the President Pro Tempore of the Senate, from a list of recommendations submitted by the Oklahoma Court Clerks Association.

C. The chair of the Task Force shall be appointed by the Speaker of the House of Representatives from the House members of the Task Force and the vice-chair shall be appointed by the President Pro Tempore of the Senate from the Senate members of the Task Force.

D. Meetings of the Task Force shall be called by the chair. A majority of the members shall constitute a quorum.

E. The Task Force shall:

1. Review the procedures currently in place for disposition of protective orders and inquire into problems with the current system;

2. Determine whether or not amendments are needed to the Protection from Domestic Abuse Act; and

3. Make recommendations for statutory changes, if the Task Force determines amendments are needed.

F. On or before December 1, 2002, the Task Force shall issue a report outlining its recommendations to the Chief Justice of the Oklahoma Supreme Court, the Speaker of the House of Representatives, and the President Pro Tempore of the Senate.

G. Members of the Task Force shall not receive compensation for serving on the Task Force, but shall receive travel reimbursement as follows:

1. Legislative members of the Task Force shall be reimbursed for their necessary travel expenses incurred in the performance of their duties in accordance with Section 456 of Title 74 of the Oklahoma Statutes from the legislative body in which they serve; and

2. All other Task Force members shall be reimbursed for travel expenses incurred in the performance of their duties by the appointing authority in accordance with the State Travel Reimbursement Act.

H. Staffing for the Task Force shall be provided jointly by the House of Representatives staff and the Senate staff.

SECTION 2. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 60.13 of Title 22, unless there is created a duplication in numbering, reads as follows:

In addition to any other provisions required by the Protection from Domestic Abuse Act, or otherwise required by law, each ex parte or final protective order issued within the State of Oklahoma pursuant to the Protection from Domestic Abuse Act shall have the following form:

OKLAHOMA

Name of Court \_\_\_\_\_ Street Address \_\_\_\_\_ City, State  
\_\_\_\_\_ Phone No. \_\_\_\_\_.

\_\_\_\_\_  
Plaintiff Court Case No. CERTIFICATION  
OF ORDER OF  
PROTECTION  
DOB S.S. # Modified

\_\_\_\_\_  
Court No., NCIC

\_\_\_\_\_  
Defendant

\_\_\_\_\_  
DOB S.S. #

It is hereby certified that:

The attached Order of Protection is a true and correct copy of the Order of Protection issued by this court. This court has jurisdiction over both the parties and subject matter pursuant to the laws of the state. The Order of Protection issued by this court restrains the Defendant from harassing, stalking, threatening, or causing bodily injury to the Plaintiff or engaging in other conduct that would place the Plaintiff in reasonable fear of bodily harm.

1.  The Order of Protection was issued to protect a spouse, an ex-spouse, an intimate partner who has cohabited with the Defendant or the child or children of the Defendant.
2.  The Order of Protection was issued by this court on: (insert date).
3.  This Order is presumed valid and is entitled to enforcement nationwide in all states, tribes, and territories.
4.  The Order of Protection became effective on the date of service of: (insert date).  
 The Order of Protection became effective on the date of issuance of: (insert date).  
 The Defendant was served with a copy of the Order of Protection on: (insert date).

5.  Brady applies. The Defendant shall not possess any firearms or ammunition.

6.  Brady does not apply.

7.  The Order of Protection expires on: (insert date).

Signature of Clerk of the Court or other authorized official:

\_\_\_\_\_ Date: \_\_\_\_\_

(Name of Court) SEAL

(Address of Court)

(Phone Number and Fax of Court)

SECTION 3. This act shall become effective July 1, 2002.

SECTION 4. 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 House of Representatives the 25th day of February,  
2002.

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Presiding Officer of the House of  
Representatives

Passed the Senate the 16th day of April, 2002.

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Presiding Officer of the Senate