

ENROLLED HOUSE  
BILL NO. 1147

By: Kirby of the House

and

Helton of the Senate

An Act relating to criminal procedure; amending 22 O.S. 2001, Section 977, which relates to entering judgment; adding information which must be contained in the judgment; amending 22 O.S. 2001, Section 980, which relates to duty of sheriff in delivering defendants after certain judgments; establishing additional requirements; and providing an effective date.

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

SECTION 1. AMENDATORY 22 O.S. 2001, Section 977, is amended to read as follows:

Section 977. A. When judgment upon a conviction is rendered, the clerk must enter the same upon the minutes, stating briefly the offense for which the conviction has been had, and must immediately annex together and file the following papers, which constitute a record of the action:

~~1st.~~ 1. The indictment and a copy of the minutes of the plea or demurrer;;

~~2nd.~~ 2. A copy of the minutes of the trial;;

~~3rd.~~ 3. The charges given or refused, and the endorsements, if any, thereon; and;

~~4th.~~ 4. A copy of the judgment, which shall include a notation of the date of birth of the defendant and the social security number of the defendant. The judgment shall also contain the statutory reference to the felony crime the defendant was convicted of and the date of the offense.

B. The court shall obtain the date of birth of the defendant and the social security number of the defendant.

SECTION 2. AMENDATORY 22 O.S. 2001, Section 980, is amended to read as follows:

Section 980. If the judgment is for imprisonment in a state prison, the sheriff of the county or subdivision must, upon receipt of a certified copy thereof, take and deliver the defendant to the warden of the Lexington Assessment and Reception Center or to a

place determined by the Director of the Department of Corrections. The sheriff must also deliver to the Department of Corrections:

1. A certified copy of the judgment and sentence;
2. A copy of any medical, dental, or mental health records of the defendant for conditions reviewed or treated while in the custody of the sheriff; ~~and~~
3. Any medication or medical or dental device prescribed for the defendant while in the custody of the sheriff or for a pre-existing condition;
4. Any forms required to be filed pursuant to the rules of the Court of Criminal Appeals at the time of the formal sentencing; and
5. Any forms of identification of the defendant that were in the possession of the defendant at the time of sentencing.

Upon delivery of the defendant with the required judgment, records and medication or devices, the sheriff must take from the Department of Corrections a receipt for the defendant, and make return thereof to the court.

SECTION 3. This act shall become effective November 1, 2003.

Passed the House of Representatives the 15th day of May, 2003.

---

Presiding Officer of the House of  
Representatives

Passed the Senate the 22nd day of May, 2003.

---

Presiding Officer of the Senate