

ENGROSSED HOUSE
BILL NO. 2413

By: Braddock and Askins of the
House

and

Capps of the Senate

(state government - victim protective order system -
codification -
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 18p-9 of Title 74, unless there
is created a duplication in numbering, reads as follows:

A. The Attorney General may establish a crime victim and
witness notification and victim protective order system to assist
public officials in carrying out their duties to notify and inform
crime victims and witnesses as the Attorney General specifies by
rule. The system shall download necessary information from
participating officials into its computers, where it shall be
maintained, updated, and automatically transmitted to victims and
witnesses by telephone, computer, or written notice.

B. The Department of Corrections, the Pardon and Parole Board,
each county sheriff office within the state shall cooperate with the
Attorney General in the implementation of the system and shall
provide information as necessary to the effective operation of the
system.

C. District Attorneys and local law enforcement and other
authorities may enter into agreements with the Attorney General for

participation in the system. The Attorney General may provide those who elect to participate with the equipment, software, or training necessary to bring their offices into the system.

D. The Attorney General may provide for telephonic, electronic, or other public access to the database established under this section.

E. This section does not limit any rights or responsibilities otherwise enjoyed by or imposed upon victims or witnesses of violent crimes, nor does it grant any person a cause of action for damages or attorney fees. Any act of omission or commission by any law enforcement officer or District Attorney, by the Attorney General, Department of Corrections, Pardon and Parole Board, or other state agency, or private entity under contract with the state, or by any employee of any state agency or private entity under contract with the state acting in good faith in rendering assistance to crime victim or otherwise enforcing this section shall not impose civil liability upon the individual or entity or his or her supervisor or employer. Nothing in this section shall create a basis for vacating a conviction or a ground for appellate relief in any criminal case. Failure of the crime victim to receive notice as required, however, shall not deprive the court of the power to act regarding the proceeding before it; nor shall any such failure grant the defendant the right to seek a continuance.

SECTION 2. This act shall become effective November 1, 2006.

Passed the House of Representatives the 13th day of March, 2006.

Presiding Officer of the House of
Representatives

Passed the Senate the ____ day of _____, 2006.

Presiding Officer of the Senate