

STATE OF OKLAHOMA

1st Session of the 51st Legislature (2007)

COMMITTEE SUBSTITUTE

FOR

HOUSE BILL NO. 1003

By: Carey

COMMITTEE SUBSTITUTE

(mental health - Mental Health Law - transportation

reimbursement requirements -

effective date)

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

SECTION 1. AMENDATORY 43A O.S. 2001, Section 1-110, as last amended by Section 4, Chapter 195, O.S.L. 2005 (43A O.S. Supp. 2006, Section 1-110), is amended to read as follows:

Section 1-110. A. Sheriffs and peace officers shall be responsible for transporting individuals to and from designated sites or facilities for the purpose of examination, emergency detention, protective custody and inpatient services.

B. A municipal law enforcement agency shall be responsible for any individual found within ~~such municipality's~~ the jurisdiction of the municipality. The county sheriff shall be responsible for any

1 individual found outside of ~~a municipality's~~ the jurisdiction of the
2 municipality, but within the county.

3 C. The law enforcement agency transporting an individual to and
4 from designated sites or facilities pursuant to the provisions of
5 this section shall maintain responsibility for the transportation of
6 such individual pending completion of the examination, emergency
7 detention, protective custody and inpatient services.

8 D. Sheriffs and peace officers shall be entitled to
9 reimbursement from the Department of Mental Health and Substance
10 Abuse Services for transportation services associated with minors or
11 adults requiring examination, emergency detention, protective
12 custody and inpatient services.

13 E. Any transportation provided by a sheriff or deputy sheriff
14 or a peace officer on behalf of any county, city, town or
15 municipality of this state, to or from any facility for the purpose
16 of examination, admission, interfacility transfer, medical treatment
17 or court appearance shall be reimbursed in accordance with the
18 following provisions of the State Travel Reimbursement Act:

19 1. Reimbursement shall be made for mileage, meals, lodging and
20 turnpike or toll road fees as provided for in the State Travel
21 Reimbursement Act; and

22 2. Reimbursement shall be made for the cost of personal
23 services at the rate of Fifteen Dollars (\$15.00) per hour where the
24 distance exceeds fifty (50) miles in any round trip.

1 F. Nothing in this section shall prohibit a law enforcement
2 agency from entering into a lawful agreement with any other law
3 enforcement agency to fulfill the requirements established by this
4 section.

5 SECTION 2. This act shall become effective November 1, 2007.

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