

1 ENGROSSED HOUSE
2 BILL NO. 2533

By: McCullough of the House

3 and

4 Williamson of the Senate

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6
7 An Act relating to criminal procedure; amending 22
8 O.S. 2001, Section 1094, which relates to the
9 Interstate Compact for Adult Offender Supervision;
10 modifying membership of Oklahoma State Council for
11 Interstate Adult Offender Supervision; and providing
12 an effective date.

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

14 SECTION 1. AMENDATORY 22 O.S. 2001, Section 1094, is
15 amended to read as follows:

16 Section 1094. A. There is hereby created the Oklahoma State
17 Council for Interstate Adult Offender Supervision in accordance with
18 Article IV of the Interstate Compact for Interstate Adult Offender
19 Supervision. The State Council shall consist of the compact
20 administrator, Executive Coordinator or designee of the District
21 Attorneys Council, Executive Director or designee of the Oklahoma
22 Indigent Defense System and the Administrative Director of the
23 Courts or designee, who shall be ~~a nonvoting member~~ members and five
24 appointed members who, except for the initial appointments, shall be
appointed for three-year terms. The members appointed to initial

1 terms shall serve staggered terms as prescribed in this section.
2 Terms of office shall expire on June 30. Members may be reappointed
3 as deemed appropriate by the appointing authority. Members may be
4 removed by the appointing authority for incompetence, willful
5 neglect of duty, corruption in office, or malfeasance in office.
6 Vacancies shall be filled in the same manner as the original
7 appointment. The members of the Council shall not be subject to the
8 dual office holding prohibitions set forth in Section 6 of Title 51
9 of the Oklahoma Statutes. The members shall be appointed as
10 follows:

11 1. One member of the Senate, who shall serve an initial term of
12 three (3) years, who shall be appointed by the President Pro
13 Tempore;

14 2. One member of the House of Representatives, who shall serve
15 an initial term of three (3) years, who shall be appointed by the
16 Speaker of the House of Representatives;

17 3. One member of the judiciary who shall be a district judge
18 with experience in criminal proceedings, who shall serve an initial
19 term of two (2) years, to be appointed by the Presiding Judge of the
20 Court of Criminal Appeals;

21 4. One member of the Pardon and Parole Board, who shall serve
22 an initial term of two (2) years, who shall be appointed by the
23 Governor with the advice and consent of the Senate; and
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1 5. One member who represents a crime victims advocacy group,
2 who shall serve an initial term of one (1) year, to be appointed by
3 the Governor.

4 B. The members of the State Council shall elect from their
5 membership a chair and vice-chair to serve for one (1) year terms.
6 A majority of the members shall constitute a quorum for the purpose
7 of conducting the business of the Council. The Council shall meet
8 at least annually and at the call of the chair.

9 C. The Council shall comply with the Oklahoma Open Meeting Act,
10 the Oklahoma Open Records Act, and the Oklahoma Administrative
11 Procedures Act.

12 D. Members of the Council, except the compact administrator,
13 shall serve without compensation but shall be reimbursed by their
14 appointing authorities for expenses incurred in the performance of
15 their duties as provided in the State Travel Reimbursement Act until
16 the Council is funded.

17 E. The Council shall oversee and administer this state's
18 participation in the Compact. The Council may promulgate rules to
19 implement operations and procedures necessary for administration of
20 the compact.

21 F. Until the Compact becomes effective upon its adoption by
22 thirty-five states, the Council may select a person who is employed
23 by a state agency, subject to the assent of the administrative head
24 of the agency, to serve as the compact administrator. The agency

1 that employs the compact administrator shall pay the salary of the
2 compact administrator and any expenses the compact administrator
3 incurs in fulfilling duties related to the Compact. The Council and
4 the administrative head of the agency shall determine what portion
5 of the employee's time shall be devoted to Compact activities. The
6 compact administrator shall serve as this state's commissioner on
7 the Interstate Commission for Adult Offender Supervision. In the
8 event the compact administrator cannot attend a meeting of the
9 Interstate Commission, the Council shall appoint a Council member to
10 represent this state at the meeting.

11 SECTION 2. This act shall become effective November 1, 2008.

12 Passed the House of Representatives the 21st day of February,
13 2008.

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Presiding Officer of the House of
Representatives

Passed the Senate the ____ day of _____, 2008.

Presiding Officer of the Senate