

ENROLLED HOUSE  
BILL NO. 2533

By: McCullough of the House

and

Williamson of the Senate

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

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

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

Section 1094. A. There is hereby created the Oklahoma State Council for Interstate Adult Offender Supervision in accordance with Article IV of the Interstate Compact for Interstate Adult Offender Supervision. The State Council shall consist of the compact administrator, Executive Coordinator or designee of the District Attorneys Council, Executive Director or designee of the Oklahoma Indigent Defense System and the Administrative Director of the Courts or designee, who shall be ~~a nonvoting member~~ members and five appointed members who, except for the initial appointments, shall be appointed for three-year terms. The members appointed to initial terms shall serve staggered terms as prescribed in this section. Terms of office shall expire on June 30. Members may be reappointed as deemed appropriate by the appointing authority. Members may be removed by the appointing authority for incompetence, willful neglect of duty, corruption in office, or malfeasance in office. Vacancies shall be filled in the same manner as the original appointment. The members of the Council shall not be subject to the dual office holding prohibitions set forth in Section 6 of Title 51

of the Oklahoma Statutes. The members shall be appointed as follows:

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

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

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

4. One member of the Pardon and Parole Board, who shall serve an initial term of two (2) years, who shall be appointed by the Governor with the advice and consent of the Senate; and

5. One member who represents a crime victims advocacy group, who shall serve an initial term of one (1) year, to be appointed by the Governor.

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

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

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

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

F. Until the Compact becomes effective upon its adoption by thirty-five states, the Council may select a person who is employed by a state agency, subject to the assent of the administrative head of the agency, to serve as the compact administrator. The agency that employs the compact administrator shall pay the salary of the compact administrator and any expenses the compact administrator incurs in fulfilling duties related to the Compact. The Council and the administrative head of the agency shall determine what portion of the employee's time shall be devoted to Compact activities. The compact administrator shall serve as this state's commissioner on the Interstate Commission for Adult Offender Supervision. In the event the compact administrator cannot attend a meeting of the Interstate Commission, the Council shall appoint a Council member to represent this state at the meeting.

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

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

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Presiding Officer of the House of  
Representatives

Passed the Senate the 7th day of April, 2008.

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Presiding Officer of the Senate