

THE HOUSE OF REPRESENTATIVES  
Tuesday, February 19, 2008

House Bill No. 2533

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:

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

3 Section 1094. A. There is hereby created the Oklahoma State Council for  
4 Interstate Adult Offender Supervision in accordance with Article IV of the Interstate  
5 Compact for Interstate Adult Offender Supervision. The State Council shall consist of  
6 the compact administrator, Executive Coordinator or designee of the District Attorneys  
7 Council, Executive Director or designee of the Oklahoma Indigent Defense System and  
8 the Administrative Director of the Courts or designee, who shall be a nonvoting ~~member~~  
9 members and five appointed members who, except for the initial appointments, shall be  
10 appointed for three-year terms. The members appointed to initial terms shall serve  
11 staggered terms as prescribed in this section. Terms of office shall expire on June 30.  
12 Members may be reappointed as deemed appropriate by the appointing authority.

1 Members may be removed by the appointing authority for incompetence, willful neglect  
2 of duty, corruption in office, or malfeasance in office. Vacancies shall be filled in the  
3 same manner as the original appointment. The members of the Council shall not be  
4 subject to the dual office holding prohibitions set forth in Section 6 of Title 51 of the  
5 Oklahoma Statutes. The members shall be appointed as follows:

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

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

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

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

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

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

UNDERLINED language denotes Amendments to present Statutes.  
**BOLD FACE CAPITALIZED** language denotes Committee Amendments.  
~~Strike thru~~ language denotes deletion from present Statutes.

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

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

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

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

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

1 COMMITTEE REPORT BY: COMMITTEE ON JUDICIARY AND PUBLIC SAFETY,  
2 dated 02-18-08 - DO PASS, As Coauthored.