

EHB 1122

1 THE STATE SENATE
2 Monday, March 30, 2009

3 ENGROSSED

4 House Bill No. 1122

5 As Amended

6 ENGROSSED HOUSE BILL NO. 1122 - By: Miller and Martin (Scott) of the
7 House and Johnson (Mike) and Myers of the Senate.

8 [state government - amending 74 O.S., Sections 174 and 175
9 - eleemosynary institutions - effective date]

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

11 SECTION 1. AMENDATORY 74 O.S. 2001, Section 174, is
12 amended to read as follows:

13 Section 174. At the request of the Governor, or with ~~his~~ their
14 sanction, the ~~State~~ Department of ~~Public Welfare~~ Human Services
15 shall investigate any state eleemosynary institution against which
16 complaint is made, and the Department of ~~Public Welfare~~ Human
17 Services shall have the power to summon any person to appear and
18 produce such books and papers as shall be designated in the summons
19 and to take testimony under oath concerning the matter and
20 institution under investigation. The Department shall have the
21 power to administer oaths to such persons as may be summoned and to
22 enforce such powers as are given to notaries public when they are
23 taking depositions. Evidence of persons restrained in prisons or
24 any other places of detention, if deemed necessary or requested by

1 the witness, shall be taken out of the hearing of persons in
2 authority about such institutions and be preserved and kept secret,
3 and be used only by the Department so far as may be by ~~him~~ them
4 deemed necessary to correct or remedy any wrong that is or may be
5 disclosed.

6 SECTION 2. AMENDATORY 74 O.S. 2001, Section 175, is
7 amended to read as follows:

8 Section 175. When a special investigation of any institution is
9 made at the request of the Governor, it shall be the duty of the
10 Department of ~~Public Welfare~~ Human Services to make and submit a
11 report in writing, or electronically, to the Governor within a
12 reasonable time after its termination.

13 SECTION 3. This act shall become effective September 1, 2009.

14 COMMITTEE REPORT BY: COMMITTEE ON APPROPRIATIONS, dated 3-25-09 - DO
15 PASS, As Amended.