

1 STATE OF OKLAHOMA

2 1st Session of the 52nd Legislature (2009)

3 SENATE BILL 1148

By: Crain

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5  
6 AS INTRODUCED

7 An Act relating to jails; authorizing jail inspector  
8 to provide certain oversight of jails; authorizing  
9 certain investigations for certain purpose; directing  
10 certain complaints be made to State Department of  
11 Health; directing certain investigation and  
determination; providing certain person to make  
12 certain determinations of noncriminal complaints;  
13 providing an effective date; and declaring an  
14 emergency.

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

16 SECTION 1. NEW LAW A new section of law to be codified  
17 in the Oklahoma Statutes as Section 33 of Title 57, unless there is  
18 created a duplication in numbering, reads as follows:

19 The jail inspectors employed pursuant to the authority of the  
20 State Department of Health, as provided by Section 192 of Title 74  
21 of the Oklahoma Statutes, shall have sole oversight over the jails  
22 operating in this state. In addition, the jail inspectors shall  
23 have authority to investigate and determine issues relating to  
24 compliance with jail standards, detention of juveniles in jail, and  
complaints on jail operations or housing of prisoners or juveniles

1 in a jail facility. When a complaint or allegation is made  
2 concerning a jail violation of any rule, standard or law, it shall  
3 be made to the State Department of Health. The State Department of  
4 Health upon receiving a complaint shall promptly initiate an  
5 investigation of such complaint and shall determine by the  
6 investigation whether or not the complaint is valid and, if valid,  
7 the proper remedy or penalty for the violation. The Director of  
8 Jail Standards of the State Department of Health shall determine all  
9 noncriminal complaints or allegations.

10 SECTION 2. This act shall become effective July 1, 2009.

11 SECTION 3. It being immediately necessary for the preservation  
12 of the public peace, health and safety, an emergency is hereby  
13 declared to exist, by reason whereof this act shall take effect and  
14 be in full force from and after its passage and approval.

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