

1 STATE OF OKLAHOMA

2 2nd Session of the 52nd Legislature (2010)

3 SENATE BILL 2322

By: Johnson (Constance)

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6 AS INTRODUCED

7 An Act relating to criminal procedure; creating the
8 Criminal Code Reclassification Task Force; stating
9 purpose; providing membership; providing meeting
10 procedures; authorizing reimbursement; providing for
11 codification; and providing an effective date.

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

13 SECTION 1. NEW LAW A new section of law to be codified
14 in the Oklahoma Statutes as Section 2100 of Title 22, unless there
15 is created a duplication in numbering, reads as follows:

16 A. 1. There is hereby created until January 1, 2012, in
17 accordance with the provisions of the Oklahoma Sunset Law, the
18 Criminal Code Reclassification Task Force for the purpose of
19 examining and reclassifying certain nonviolent felony offenses in
20 the current code. The task force will study and make
21 recommendations on which felony offenses may be categorized as
22 misdemeanors while balancing public safety concerns with rates of
23 incarceration.

1 2. The task force shall consist of a representative from each
2 of the following organizations or state agencies selected by that
3 organization or agency:

- 4 a. the State Department of Corrections,
- 5 b. the Office of Juvenile Affairs,
- 6 c. District Attorney's Council,
- 7 d. Oklahoma Public Defender's Office,
- 8 e. Oklahoma Bar Association,
- 9 f. two appointees selected by the Speaker of the House of
10 Representatives,
- 11 g. two appointees selected by the President Pro Tempore
12 of the Senate, and
- 13 h. two appointees selected by the Governor.

14 3. Any vacancies in the appointive membership of the task force
15 shall be filled in the same manner as the original appointment.

16 B. A chair of the task force shall be elected from among its
17 membership at the initial meeting which shall meet not later than
18 ninety (90) days after the effective date of this act.

19 C. The task force may meet at such times as may be set by the
20 chair of the task force.

21 D. Members of the task force shall receive no salary; however,
22 all members of the task force may be reimbursed for their actual and
23 necessary travel expenses as follows:

1 1. Task force members employed by the state shall be reimbursed
2 by their respective employing agency pursuant to the State Travel
3 Reimbursement Act; and

4 2. Legislators who are appointed to the task force shall be
5 reimbursed for travel expenses pursuant to Section 456 of Title 74
6 of the Oklahoma Statutes.

7 F. A majority of the members appointed to the task force shall
8 constitute a quorum and a majority present may act for the task
9 force.

10 SECTION 2. This act shall become effective November 1, 2010.

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