

1 ENGROSSED HOUSE
2 BILL NO. 1234

By: Sherrer, Hoskin and Walker
of the House

3 and

4 Burrage of the Senate
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8 An Act relating to courts; authorizing district
9 courts to use videoconferencing for certain court
10 proceedings; requiring waiver prior to conducting
11 proceedings with videoconferencing technology;
12 providing for the promulgation of rules and
13 procedures; providing for codification; and providing
14 an effective date.

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 3005 of Title 20, unless there
18 is created a duplication in numbering, reads as follows:

19 A. Beginning January 1, 2012, district courts may use
20 videoconferencing, including two-way interactive video technology,
21 between a courtroom and a correctional facility of the Department of
22 Corrections or a juvenile detention facility of the Office of
23 Juvenile Affairs to conduct the following proceedings including, but
24 not limited to:

1. Sentence reviews;

- 1 2. Post-conviction relief hearings;
- 2 3. Delinquent and deprived actions;
- 3 4. Custody and adoption proceedings;
- 4 5. Commitment proceedings; and
- 5 6. Extradition proceedings.

6 B. A waiver from the defendant or juvenile of the right to be
7 present in the courtroom for a hearing shall be obtained prior to
8 conducting any proceeding using videoconferencing or two-way
9 interactive video technology. The use of videoconferencing or two-
10 way interactive video technology shall be in accordance with any
11 requirements and guidelines established by the Administrative Office
12 of the Courts and all proceedings at which such technology is
13 utilized shall be recorded verbatim by the district court.

14 C. The Administrative Office of the Courts shall promulgate
15 rules and procedures to implement the provisions of this section.

16 SECTION 2. This act shall become effective November 1, 2011.

1 Passed the House of Representatives the 22nd day of February,
2 2011.

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5 Presiding Officer of the House of
6 Representatives

7 Passed the Senate the ____ day of _____, 2011.

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10 Presiding Officer of the Senate

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