

1 **SENATE FLOOR VERSION**

2 February 28, 2012

3 As Amended

4 SENATE BILL NO. 1505

By: Johnson (Rob) of the Senate

and

Martin (Steve) of the House

6  
7  
8 **[ jurors and witnesses - Oklahoma Witness Protection  
9 Program - codification - effective date ]**

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

12 SECTION 1. AMENDATORY 21 O.S. 2011, Section 582, is  
13 amended to read as follows:

14 Section 582. ~~Every~~ In the event the presiding judge orders a  
15 presentment or an indictment be sealed until the defendant is  
16 arrested, every grand juror, district attorney, clerk, judge, or  
17 other officer, who, excepting by issuing or in executing a warrant  
18 to arrest the defendant, willfully discloses the ~~fact~~ content of a  
19 sealed presentment or indictment ~~having been made for a felony,~~  
20 until the defendant has been arrested, is guilty of a misdemeanor.

21 SECTION 2. AMENDATORY 22 O.S. 2011, Section 385, is  
22 amended to read as follows:

23 Section 385. An indictment, when found by the grand jury, must  
24 be presented by their foreman, in their presence, to the court, and

1 must be filed with the clerk, and remain in ~~his~~ the clerk's office  
2 as a public record, ~~and except as provided by law, it may not be~~  
3 ~~inspected or its contents revealed, until the defendant has been~~  
4 ~~arrested.~~ Upon the request of the grand jury's legal advisor, the  
5 presiding judge of the grand jury may order the indictment sealed  
6 until the defendant is arrested.

7 SECTION 3. NEW LAW A new section of law to be codified  
8 in the Oklahoma Statutes as Section 18p-10 of Title 74, unless there  
9 is created a duplication in numbering, reads as follows:

10 A. The Office of the Attorney General is hereby authorized to  
11 establish an Oklahoma Witness Protection Program and is authorized  
12 to use monies from the Attorney General's Evidence Fund created  
13 pursuant to Section 19 of this title or from federal grants for the  
14 implementation of the Program. The Witness Protection Program may  
15 be made available to witnesses who are actively aiding in the  
16 prosecution of dangerous perpetrators and who are in danger of  
17 bodily harm or death by participating in the prosecution. The  
18 Attorney General shall administer the Oklahoma Witness Protection  
19 Program.

20 B. Funds may be provided for the support of a participant in  
21 the Witness Protection Program. Support may include, but shall not  
22 be limited to, temporary living costs, moving expenses, rent,  
23 security deposits, or other appropriate expenses of relocation or  
24 transition.

1 C. The Attorney General is authorized to promulgate rules  
2 necessary to implement the Oklahoma Witness Protection Program.

3 SECTION 4. This act shall become effective November 1, 2012.

4 COMMITTEE REPORT BY: COMMITTEE ON APPROPRIATIONS, dated 2-22-12 - DO  
5 PASS, As Amended and Coauthored.

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