

1 STATE OF OKLAHOMA

2 1st Session of the 53rd Legislature (2011)

3 SENATE BILL 151

By: Justice

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5
6 AS INTRODUCED

7 An Act relating to authority of district attorney;
8 amending 19 O.S. 2001, Section 215.22, which relates
9 to destruction of records; authorizing destruction of
10 certain records under specified circumstances;
11 authorizing certain storage of specified records;
12 making language gender neutral; and providing an
13 effective date.

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

15 SECTION 1. AMENDATORY 19 O.S. 2001, Section 215.22, is
16 amended to read as follows:

17 Section 215.22 A. The district attorney is hereby authorized
18 to destroy all or a portion of his office records and files relating
19 to:

20 1. Any felony case or record relating to a felony investigation
21 except where a homicide is involved, provided a period of ten (10)
22 years shall have elapsed since the last action in said case and
23 provided the district attorney in his or her discretion may
24 microfilm or provide computer storage for such felony cases to be
destroyed; ~~and~~

1 2. Any misdemeanor or traffic case or record relating to a
2 misdemeanor or traffic investigation; provided a period of five (5)
3 years shall have elapsed since the last action in ~~the~~ said case, and
4 provided the district attorney in his or her discretion may
5 microfilm or provide computer storage for such misdemeanor or
6 traffic cases to be destroyed;

7 3. Any juvenile case, provided a period of ten (10) years shall
8 have elapsed since the last action in said case and provided the
9 district attorney in his or her discretion may microfilm or provide
10 computer storage for such juvenile case to be destroyed; and

11 4. Any civil case, provided a period of ten (10) years shall
12 have elapsed since the last action in said case and provided the
13 district attorney in his or her discretion may microfilm or provide
14 computer storage for such civil case to be destroyed.

15 B. The district attorney is authorized to reproduce a copy of
16 such record, file or case stored on microfilm or in computer storage
17 as provided in this section and such copy or computer-generated
18 image or record may be used by the district attorney in lieu of the
19 destroyed record, file or case, for all purposes.

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

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