

1 ENGROSSED HOUSE  
2 BILL NO. 2842

By: McCall of the House

3 and

4 Simpson of the Senate

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6  
7 [ mental health - amending 43A O.S., Section 1-110 -  
8 responsibility of law enforcement to transport  
9 persons for mental health services - effective  
10 date ]

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

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SECTION 1. AMENDATORY 43A O.S. 2011, Section 1-110, is

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amended to read as follows:

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Section 1-110. A. Sheriffs and peace officers shall be

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responsible for transporting individuals to and from designated

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sites or facilities for the purpose of examination, emergency

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detention, protective custody and inpatient services.

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B. A municipal law enforcement agency shall be responsible for

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any individual found within such municipality's jurisdiction. The

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county sheriff shall be responsible for any individual found outside

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of a municipality's jurisdiction, but within the county.

1 C. The law enforcement agency transporting an individual to and  
2 from designated sites or facilities pursuant to the provisions of  
3 this section shall maintain responsibility for the transportation of  
4 such individual pending completion of the examination, emergency  
5 detention, protective custody and inpatient services.

6 D. Sheriffs and peace officers shall be entitled to  
7 reimbursement from the Department of Mental Health and Substance  
8 Abuse Services for transportation services associated with minors or  
9 adults requiring examination, emergency detention, protective  
10 custody and inpatient services.

11 E. Any transportation provided by a sheriff or deputy sheriff  
12 or a peace officer on behalf of any county, city, town or  
13 municipality of this state, to or from any facility for the purpose  
14 of examination, admission, interfacility transfer, medical treatment  
15 or court appearance shall be reimbursed in accordance with the  
16 provisions of the State Travel Reimbursement Act. Additionally,  
17 reimbursement from the Department shall be available based upon the  
18 salary of the sheriff or peace officer, calculated by the number of  
19 hours in which transportation services are provided by such sheriff  
20 or peace officer.

21 F. Nothing in this section shall prohibit a law enforcement  
22 agency from entering into a lawful agreement with any other law  
23 enforcement agency to ~~fulfill~~ provide the ~~requirements~~ services  
24 established by this section. Nothing in this section shall prohibit

1 the Department from contracting with a third party to provide the  
2 services established by this section.

3 SECTION 2. This act shall become effective November 1, 2014.

4 Passed the House of Representatives the 4th day of March, 2014.

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Presiding Officer of the House  
of Representatives

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Passed the Senate the \_\_\_ day of \_\_\_\_\_, 2014.

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Presiding Officer of the Senate

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