

FLOOR AMENDMENT
HOUSE OF REPRESENTATIVES
State of Oklahoma

SPEAKER:

CHAIR:

I move to amend SB1720
Page 4 Section 2 Lines 3
Of the printed Bill
Of the Engrossed Bill

By deleting Section 2 in its entirety and inserting in lieu thereof a new Section 2 to read as follows:

(see attached)

and by restoring the title and the enacting clause.

AMEND TITLE TO CONFORM TO AMENDMENTS

Amendment submitted by: Jeff Hickman

Adopted: _____

Reading Clerk

1 "SECTION 2. NEW LAW A new section of law to be codified
2 in the Oklahoma Statutes as Section 515a of Title 57, unless there
3 is created a duplication in numbering, reads as follows:

4 A. Felony probation supervision, whether conducted by the
5 Department of Corrections, a district attorney or private
6 supervision provider shall incorporate all minimum supervision
7 standards provided for in subsection B of this section.

8 B. Upon receiving an offender on probation supervision, the
9 supervising agency shall:

10 1. Conduct an intake and orientation for the offender. The
11 offender shall present to the principal office of the supervising
12 agency within three (3) business days of sentencing or within three
13 (3) business days of release from confinement if any term of
14 incarceration is ordered, for the purpose of intake and orientation
15 to probation supervision. The intake shall consist of the personal
16 information of the offender and shall include, but not be limited
17 to, name, address, phone numbers, employment and employment history,
18 family information and criminal history. The supervising agency
19 shall also provide an orientation to the offender. The orientation
20 shall explain rules and conditions, reporting instructions,
21 consequences for violations of the rules and conditions, and
22 expectations of the offender subject to probation supervision;

23 2. Require the offender to complete within ninety (90) days of
24 intake and orientation, an approved substance abuse assessment and

1 evaluation, if deemed appropriate by the court; provided, however, a
2 substance abuse assessment and evaluation shall not be required if
3 the offender has been previously assessed within one (1) year prior
4 to the date of sentencing, unless ordered by the court. Substance
5 abuse assessments and evaluations ordered by the court shall be
6 administered and scored by assessment personnel certified by the
7 Department of Mental Health and Substance Abuse Services;

8 3. Monitor the compliance or noncompliance of the offender with
9 all monetary obligations and probation requirements ordered by the
10 court which may include, but not be limited to, the following:

- 11 a. substance abuse testing,
- 12 b. employment or education verification,
- 13 c. criminal history background checks,
- 14 d. verification of the payment of fines, costs,
- 15 assessments, restitution, prosecution fees and
- 16 supervision fees,
- 17 e. verification of attendance and completion of community
- 18 service requirements, or
- 19 f. verification of attendance and completion of
- 20 counseling or treatment programs;

21 4. Provide sanctions in the event the offender violates the
22 rules and conditions of probation supervision which may include, but
23 not be limited to, the following:

- 24 a. increased reporting requirements,

- b. increased substance abuse testing,
- c. increased counseling or substance abuse meetings,
- d. short-term period of incarceration in jail,
- e. additional community service hours,
- f. electronic monitoring or installation of an ignition interlock device, or
- g. revocation or acceleration of the suspended or deferred sentence; and

5. Provide a written sanction report to the court and offender specifying the violation, sanction and plan to correct the noncompliant behavior of the offender. When recommending a short-term period of incarceration in jail, additional community service hours, electronic monitoring or installation of an ignition interlock device, the supervising agency shall obtain court approval prior to implementing the sanction.

C. The supervising agency shall have the authority to implement additional supervision requirements including, but not limited to, the following:

1. Individualized treatment plans based upon the results of any substance abuse assessment and evaluation. The individualized treatment plan may include additional reporting requirements and additional counseling and substance abuse meeting requirements. The treatment plan shall be developed to assist the offender with successful progress toward completion of probation supervision;

1 2. Random substance abuse testing to ensure the compliance and
2 sobriety of the offender; and

3 3. Progress reports as requested by the court."
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