

1 STATE OF OKLAHOMA

2 1st Session of the 54th Legislature (2013)

3 SENATE BILL 494

By: Johnson (Rob)

4  
5 AS INTRODUCED

6 An Act relating to arrest for misdemeanor offense;  
7 amending 22 O.S. 2011, Section 189, which relates to  
8 arrest; authorizing arrest to be made at any time at  
9 certain place; and providing an effective date.

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

11 SECTION 1. AMENDATORY 22 O.S. 2011, Section 189, is  
12 amended to read as follows:

13 Section 189. If the offense charged is a felony, the arrest may  
14 be made on any day, and at any time of the day or night. If it is a  
15 misdemeanor, the arrest may be made only during the hours of six  
16 o'clock a.m. to ten o'clock p.m., inclusive, except as otherwise may  
17 be directed by the magistrate endorsed upon the warrant. Provided,  
18 an arrest on a warrant which charges a misdemeanor offense may be  
19 made at any time of the day or night if the defendant is in a public  
20 place or on a public roadway, or any place where the arresting peace  
21 officer is lawfully present.

22 SECTION 2. This act shall become effective November 1, 2013.  
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