

1 **SENATE FLOOR VERSION**

2 March 16, 2015

3 **AS AMENDED**

4 ENGROSSED HOUSE

5 BILL NO. 1776

6 By: McCall, Wood, Sherrer and
7 Cockroft of the House

8 and

9 Simpson of the Senate

10 **[mental health - transport persons for mental health
11 services - effective date]**

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

13 SECTION 1. AMENDATORY 43A O.S. 2011, Section 1-110, is
14 amended to read as follows:

15 Section 1-110. A. Sheriffs and peace officers shall be
16 responsible for transporting individuals to and from designated
17 sites or facilities for the purpose of examination, emergency
18 detention, protective custody and inpatient services.

19 B. A municipal law enforcement agency shall be responsible for
20 any individual found within such municipality's jurisdiction. The
21 county sheriff shall be responsible for any individual found outside
22 of a municipality's jurisdiction, but within the county.

23 C. The law enforcement agency transporting an individual to and
24 from designated sites or facilities pursuant to the provisions of

1 this section shall maintain responsibility for the transportation of
2 such individual pending completion of the examination, emergency
3 detention, protective custody and inpatient services.

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

9 E. Any transportation provided by a sheriff or deputy sheriff
10 or a peace officer on behalf of any county, city, town or
11 municipality of this state, to or from any facility for the purpose
12 of examination, admission, interfacility transfer, medical treatment
13 or court appearance shall be reimbursed in accordance with the
14 provisions of the State Travel Reimbursement Act.

15 F. Nothing in this section shall prohibit a law enforcement
16 agency from entering into a lawful agreement with any other law
17 enforcement agency to ~~fulfill~~ provide the ~~requirements~~ services
18 established by this section. Nothing in this section shall prohibit
19 the Department, county or municipality from contracting with a third
20 party to provide the services established by this section.

21 SECTION 2. This act shall become effective November 1, 2015.

22 COMMITTEE REPORT BY: COMMITTEE ON GENERAL GOVERNMENT
23 March 16, 2015 - DO PASS AS AMENDED
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