

1 ENGROSSED HOUSE
2 BILL NO. 1776

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

3 and

4 Simpson of the Senate
5
6

7 An Act relating to mental health; amending 43A O.S.
8 2011, Section 1-110, which relates to the
9 responsibility of law enforcement to transport
10 persons for mental health services; permitting
11 Department of Mental Health and Substance Abuse
12 Services to contract with third party to provide
13 transportation services; and providing an effective
14 date.

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

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

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

22 B. A municipal law enforcement agency shall be responsible for
23 any individual found within such municipality's jurisdiction. The
24 county sheriff shall be responsible for any individual found outside
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.

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

23 SECTION 2. This act shall become effective November 1, 2015.
24

1 Passed the House of Representatives the 2nd day of March, 2015.

2
3
4 Presiding Officer of the House
of Representatives

5 Passed the Senate the ____ day of _____, 2015.

6
7
8 Presiding Officer of the Senate