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SENATE BILL NO. 1001

By: Smalley

An Act relating to investigation of inmates escaped from the Department of Corrections; amending 57 O.S. 2011, Section 508.4, which relates to the Investigations Division; allowing certain investigations and warrants; providing an effective date; and declaring an emergency.

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

SECTION 1. AMENDATORY 57 O.S. 2011, Section 508.4, is amended to read as follows:

Section 508.4. A. There is hereby created the Investigations Division within the Department of Corrections. The purpose of the Division shall be to investigate allegations of criminal acts by inmates, offenders or employees of the Department of ~~Corrections~~, as well as to investigate allegations of constitutional or policy violations.

B. The Director of the Department of Corrections shall employ the proper personnel and adopt the necessary procedures to carry out the duties of the Investigations Division and shall appoint a Director of the Division who shall administer the activities of the Division.

1 C. The Investigations Division of the Department of Corrections
2 shall have the jurisdiction and authority to investigate all
3 allegations of criminal behavior at any facility owned or operated
4 by the Department ~~of Corrections~~, or any private prison facility or
5 other facility with which the Department ~~of Corrections~~ contracts to
6 house inmates from the State of Oklahoma.

7 D. The Investigations Division shall have jurisdiction and
8 authority to investigate any escape committed by prisoners under the
9 custody and control of the Department of Corrections. If it is
10 determined that a prisoner has escaped the custody of the
11 Department, in violation of Section 443 of Title 21 of the Oklahoma
12 Statutes, the Department is authorized to issue a warrant for the
13 arrest of the escapee and the warrant shall have the force and
14 effect of any warrant of arrest issued by a district court in the
15 state. Nothing in this section shall affect the authority of a
16 district attorney to issue an arrest warrant for the escapee.

17 SECTION 2. This act shall become effective July 1, 2016.

18 SECTION 3. It being immediately necessary for the preservation
19 of the public peace, health and safety, an emergency is hereby
20 declared to exist, by reason whereof this act shall take effect and
21 be in full force from and after its passage and approval.

22 COMMITTEE REPORT BY: COMMITTEE ON PUBLIC SAFETY
23 February 11, 2016 - DO PASS
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