

OKLAHOMA STATE SENATE
CONFERENCE
COMMITTEE REPORT

May 24, 2016

Mr. President:

Mr. Speaker:

The Conference Committee, to which was referred

SB 1001

By: Smalley of the Senate and Echols of the House

Title: Investigation of Escaped inmates; allowing certain investigations and warrants.

together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. The House recede from all amendments.
2. By restoring the Enacting Clause.
3. By restoring the title as follows:
"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."

Respectfully submitted,

SENATE CONFEREES:

Smalley

Barrington

Brooks

David

Brecheen

Dossett

Paddack

HOUSE CONFEREES:

Conference Committee on Criminal Justice and Corrections

Senate Action _____ Date _____ House Action _____ Date _____

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1 ENGROSSED HOUSE AMENDMENTS
TO
2 ENGROSSED SENATE BILL NO. 1001 By: Smalley of the Senate
3 and
4 Echols of the House
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7 An Act relating to investigation of inmates escaped
8 from the Department of Corrections; amending 57 O.S.
9 2011, Section 508.4, which relates to the
10 Investigations Division; allowing certain
11 investigations and warrants; providing an effective
12 date; and declaring an emergency.

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14 NOTE: Emergency not considered
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16 AMENDMENT NO. 1. Page 1, Lines 6 through 8 1/2 strike the title to
17 read

18 "[investigation of inmates escaped from the
19 Department of Corrections - allowing certain
20 investigations and warrants - ~~effective date~~ -
21 emergency]"

22 AMENDMENT NO. 2. Page 1, Line 11, strike the enacting clause
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1 Passed the House of Representatives the 14th day of April, 2016.

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4 Presiding Officer of the House of
Representatives
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6 Passed the Senate the ____ day of _____, 2016.

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9 Presiding Officer of the Senate
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1 ENGROSSED SENATE
2 BILL NO. 1001

By: Smalley of the Senate

3 and

4 Echols of the House

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6 An Act relating to investigation of inmates escaped
7 from the Department of Corrections; amending 57 O.S.
8 2011, Section 508.4, which relates to the
9 Investigations Division; allowing certain
10 investigations and warrants; providing an effective
11 date; and declaring an emergency.

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

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

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

21 B. The Director of the Department of Corrections shall employ
22 the proper personnel and adopt the necessary procedures to carry out
23 the duties of the Investigations Division and shall appoint a
24 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.

1 Passed the Senate the 29th day of February, 2016.

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3 _____
4 Presiding Officer of the Senate

5 Passed the House of Representatives the ____ day of _____,
6 2016.

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8 _____
9 Presiding Officer of the House
10 of Representatives