

BILL SUMMARY
1st Session of the 56th Legislature

Bill No.:	HB 1820
Version:	Introduced
Request Number:	5018
Author:	Representative Kannady
Date:	2/12/2017
Impact:	\$0 to the State

Research Analysis

HB 1820 makes several changes to the Uniform State Code of Military Justice, including:

- providing gender-neutral language;
- creating civil immunity protections for self-defense acts;
- establishing jurisdiction for certain crimes and offenses;
- clarifying the applicability of the State Code;
- providing that the final appellate authority for nonjudicial punishment within the state military forces is the Adjutant General, except for punishments imposed by the Adjutant General or the Governor;
- providing that the Oklahoma Court of Criminal Appeals has exclusive appellate jurisdiction in all cases appealed from a court-martial;
- clarifying procedures in the case of a person accused of violating a punitive section of the code who is mentally incompetent;
- adding definitions and punishments for sexual assault, stalking, indecency-related and fraternization-related offenses;
- requiring continuance to be granted in trials, hearings and other court procedures if a party to the action is participating in active duty or service;
- requiring certain military publications to be provided to the Secretary of State and published in the Oklahoma Administrative Code;
- exempting military publications from Articles I and II of the Administrative Procedures Act;
- repealing 44 OS 3375, which relates to adultery in the State Code of Military Justice; and
- clarifying and updating statutory language.

Prepared By: Sean Webster

Fiscal Analysis

According to the Military Department, modifications to the State Code of Military Justice are not anticipated to have a significant impact to state revenues or the agency's budget.

Prepared By: Nicole McPhetridge

Other Considerations

None.

