

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 2nd Session of the 57th Legislature (2020)

4 HOUSE BILL 3193

 By: Pfeiffer

7 AS INTRODUCED

8 An Act relating to counties and county officers;
9 amending 19 O.S. 2011, Section 215.22, as last
10 amended by Section 4, Chapter 22, O.S.L. 2017 (19
 O.S. Supp. 2019, Section 215.22), which relates to
11 district attorneys; modifying destruction of certain
 county records; and providing an effective date.

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

15 SECTION 1. AMENDATORY 19 O.S. 2011, Section 215.22, as
16 last amended by Section 4, Chapter 22, O.S.L. 2017 (19 O.S. Supp.
17 2019, Section 215.22), is amended to read as follows:

18 Section 215.22 A. The district attorney is hereby authorized
19 to destroy all or a portion of his or her office records and files
20 relating to:

21 1. Any felony case or record relating to a felony investigation
22 except where a homicide is involved, provided a period of ten (10)
23 years shall have elapsed since the last action in said case ~~and~~
24 ~~provided, or where~~ the district attorney shall digitize has

1 digitized or ~~provide~~ provided computer storage for such felony
2 cases;

3 2. Any misdemeanor ~~or~~, traffic case, wildlife case, or record
4 relating to a misdemeanor ~~or~~, traffic or wildlife investigation,
5 provided a period of five (5) years shall have elapsed since the
6 last action in said case ~~and provided~~ or where the district attorney
7 ~~in his or her discretion may digitize~~ has digitized or ~~provide~~
8 provided computer storage for such misdemeanor ~~or~~, traffic or
9 wildlife cases to be destroyed;

10 3. Any juvenile case, provided a period of ten (10) years shall
11 have elapsed since the last action in said case ~~and provided~~, or
12 where the district attorney ~~in his or her discretion may digitize~~
13 has digitized or ~~provide~~ provided computer storage for such juvenile
14 case to be destroyed; and

15 4. Any civil case, provided a period of ten (10) years shall
16 have elapsed since the last action in said case ~~and provided~~, or
17 where the district attorney ~~in his or her discretion may digitize~~
18 has digitized or ~~provide~~ provided computer storage for such civil
19 case to be destroyed.

20 B. The district attorney is authorized to reproduce a copy of
21 such record, file or case stored digitally or in computer storage as
22 provided in this section and such copy or computer-generated image
23 or record may be used by the district attorney in lieu of the
24 destroyed record, file or case, for all purposes.

SECTION 2. This act shall become effective November 1, 2020.

COMMITTEE REPORT BY: COMMITTEE ON PUBLIC SAFETY, dated 02/27/2020 -
DO PASS.