

STATE OF OKLAHOMA

2nd Session of the 57th Legislature (2020)

HOUSE BILL 3756

By: Miller

AS INTRODUCED

An Act relating to courts; amending 20 O.S. 2011, Section 3006, which relates to the Judge Gary Dean Courtroom Technology Act; authorizing use of videoconferencing between courtrooms and county jails; modifying list to include certain court proceedings; amending 22 O.S. 2011, Section 516, which relates to person authorized to put in guilty plea; providing exception to certain requirement; and providing an effective date.

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

SECTION 1. AMENDATORY 20 O.S. 2011, Section 3006, is amended to read as follows:

Section 3006. A. Beginning January 1, 2012, district courts may use videoconferencing, including two-way interactive video technology, between a courtroom and a correctional facility of the Department of Corrections ~~or~~, a juvenile detention facility of the Office of Juvenile Affairs or a county jail to conduct the following proceedings including, but not limited to:

1. Sentence reviews;
2. Post-conviction relief hearings;
3. Delinquent and deprived actions;

- 1 4. Custody and adoption proceedings;
- 2 5. Commitment proceedings; ~~and~~
- 3 6. Extradition proceedings;
- 4 7. Plea and sentencing proceedings; and
- 5 8. Pre-trial, trial or fact-finding, or post-trial proceedings.

6 B. A waiver from the defendant or juvenile of the right to be  
7 present in the courtroom for a hearing shall be obtained prior to  
8 conducting any proceeding using videoconferencing or two-way  
9 interactive video technology. The use of videoconferencing or two-  
10 way interactive video technology shall be in accordance with any  
11 requirements and guidelines established by the Administrative Office  
12 of the Courts and all proceedings at which such technology is  
13 utilized shall be recorded verbatim by the district court.

14 C. The Administrative Office of the Courts shall promulgate  
15 rules and procedures to implement the provisions of this section.

16 SECTION 2. AMENDATORY 22 O.S. 2011, Section 516, is  
17 amended to read as follows:

18 Section 516. A plea of guilty can in no case be put in, except  
19 by the defendant himself, in open court, unless ~~upon:~~

20 1. Upon an indictment or information against a corporation, in  
21 which case it can be put in by counsel; or

22 2. When conducted via videoconferencing in accordance with the  
23 provisions of Section 3006 of Title 20 of the Oklahoma Statutes.

SECTION 3. This act shall become effective November 1, 2020.

57-2-10143        GRS        01/13/20