

STATE OF OKLAHOMA

2nd Session of the 57th Legislature (2020)

HOUSE BILL 3381

By: Talley

AS INTRODUCED

An Act relating to criminal procedure; directing health care professionals to report suspected cases of criminally injurious conduct to law enforcement agencies; providing immunity from civil or criminal liability; providing for codification; and providing an effective date.

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

SECTION 1. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 23 of Title 22, unless there is created a duplication in numbering, reads as follows:

A. Any physician, surgeon, resident, intern, physician assistant, registered nurse or any other health care professional examining, attending or treating the victim of what appears to be criminally injurious conduct, as defined in Section 142.3 of Title 21 of the Oklahoma Statutes, shall report, orally or by telephone, the matter promptly to the law enforcement agency closest to the location where the criminally injurious conduct occurred or, if the location where the criminally injurious conduct occurred is unknown,

1 the report shall be made to the law enforcement agency nearest to
2 the location where the injury is being treated.

3 B. Any physician, surgeon, resident, intern, physician
4 assistant, registered nurse or any other health care professional
5 participating in good faith and exercising due care in the making of
6 a report pursuant to the provisions of subsection A of this section,
7 shall have immunity from any liability, civil or criminal, that
8 might otherwise be incurred or imposed. Any such participant shall
9 have the same immunity with respect to participation in any judicial
10 proceeding resulting from such report.

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

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