

1 STATE OF OKLAHOMA

2 1st Session of the 55th Legislature (2015)

3 HOUSE BILL 1472

By: Wood

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5
6 AS INTRODUCED

7 An Act relating to mental health; amending 43A O.S.
8 2011, Section 1-110, which relates to law enforcement
9 responsibility for transporting persons for mental
10 health services; permitting law enforcement agency to
11 contract with third party to provide transport
12 services if minimum standards are met; and providing
13 an effective date.

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

15 SECTION 1. AMENDATORY 43A O.S. 2011, Section 1-110, is
16 amended to read as follows:

17 Section 1-110. A. Sheriffs and peace officers shall be
18 responsible for transporting individuals to and from designated
19 sites or facilities for the purpose of examination, emergency
20 detention, protective custody and inpatient services.

21 B. A municipal law enforcement agency shall be responsible for
22 any individual found within such municipality's jurisdiction. The
23 county sheriff shall be responsible for any individual found outside
24 of a municipality's jurisdiction, but within the county.

1 C. The law enforcement agency transporting an individual to and
2 from designated sites or facilities pursuant to the provisions of
3 this section shall maintain responsibility for the transportation of
4 such individual pending completion of the examination, emergency
5 detention, protective custody and inpatient services.

6 D. Sheriffs and peace officers shall be entitled to
7 reimbursement from the Department of Mental Health and Substance
8 Abuse Services for transportation services associated with minors or
9 adults requiring examination, emergency detention, protective
10 custody and inpatient services.

11 E. Any transportation provided by a sheriff or deputy sheriff
12 or a peace officer on behalf of any county, city, town or
13 municipality of this state, to or from any facility for the purpose
14 of examination, admission, interfacility transfer, medical treatment
15 or court appearance shall be reimbursed in accordance with the
16 provisions of the State Travel Reimbursement Act.

17 F. Nothing in this section shall prohibit a law enforcement
18 agency from entering into a lawful agreement with any other law
19 enforcement agency to fulfill the requirements established by this
20 section or from contracting with a third party to provide the
21 services established by the section, provided the third party meets
22 minimum standards as determined by the Department.
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SECTION 2. This act shall become effective November 1, 2015.

55-1-5877 AM 12/30/14