

1 STATE OF OKLAHOMA

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

3 SENATE BILL 252

By: Sharp

4
5 AS INTRODUCED

6 An Act relating to mental health; amending 43A O.S.
7 2011, Section 1-110, which relates to transportation
8 of persons requiring mental health services;
9 permitting law enforcement agencies to contract with
10 certain entities for certain purposes; requiring
11 compliance with certain standards; and providing an
12 effective date.

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

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

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

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

24 C. The law enforcement agency transporting an individual to and
from designated sites or facilities pursuant to the provisions of

1 this section shall maintain responsibility for the transportation of
2 such individual pending completion of the examination, emergency
3 detention, protective custody and inpatient services.

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

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

15 F. Nothing in this section shall prohibit a law enforcement
16 agency from entering into a lawful agreement with any other law
17 enforcement agency to fulfill the requirements established by this
18 section or from contracting with a third party to provide the
19 services established by this section; provided, the third party
20 meets minimum standards determined by the Department of Mental
21 Health and Substance Abuse Services.

22 SECTION 2. This act shall become effective November 1, 2015.

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