

1 STATE OF OKLAHOMA

2 1st Session of the 57th Legislature (2019)

3 HOUSE BILL 1934

By: Manger

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5
6 AS INTRODUCED

7 An Act relating to criminal procedure; amending 22
8 O.S. 2011, Section 231, which relates to misdemeanor
9 arrest warrants; updating language; providing time
10 limitations on effectiveness of misdemeanor warrants;
11 requiring inclusion of expiration dates on
12 misdemeanor warrants; making time limitation
13 requirements for outstanding misdemeanor warrants
14 retroactive; and providing an effective date.

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

16 SECTION 1. AMENDATORY 22 O.S. 2011, Section 231, is
17 amended to read as follows:

18 Section 231. A. In all misdemeanor cases, before a warrant
19 shall ~~issue~~ be issued for the arrest of the defendant, the complaint
20 must be submitted to the district attorney, or drawn by ~~him~~ the
21 district attorney and ~~indorsed~~ endorsed as follows: "I have
22 examined the facts in this case and recommend that a warrant do
23 issue", and then filed with the court. If the action ~~be~~ is brought
24 without such endorsement the complaining witness must file with the
court a bond to be approved by the court in a sum not less than
Fifty Dollars (\$50.00), conditioned to pay all costs, and the county

1 shall in no event be liable for any costs incurred in that action,
2 unless the complaint be first so endorsed by the district attorney.

3 B. A misdemeanor warrant shall not be effective for an amount
4 of time greater than the statute of limitations for the underlying
5 crime pursuant to Section 152 of this title. Every misdemeanor
6 warrant that is issued shall include a date of expiration; provided,
7 the date of expiration shall be no longer than three (3) years after
8 the date of issuance, after which point the misdemeanor warrant
9 shall no longer be valid. This provision shall be retroactively
10 applied to all outstanding misdemeanor warrants.

11 SECTION 2. This act shall become effective November 1, 2019.

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13 57-1-5326 GRS 12/27/18

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