

STATE OF OKLAHOMA

2nd Session of the 59th Legislature (2024)

SENATE BILL 1706

By: Gollihare

AS INTRODUCED

An Act relating to misdemeanor arrests; amending 22 O.S. 2021, Section 177, as amended by Section 1, Chapter 204, O.S.L. 2023 (22 O.S. Supp. 2023, Section 177), which relates to verbal warning or arrest for misdemeanor charges in another county; authorizing certain detention for reasonable period of time; requiring certain transport; authorizing certain arraignment by videoconference; and providing an effective date.

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

SECTION 1. AMENDATORY 22 O.S. 2021, Section 177, as amended by Section 1, Chapter 204, O.S.L. 2023 (22 O.S. Supp. 2023, Section 177), is amended to read as follows:

Section 177. A. If the offense charged in the warrant be a misdemeanor and the defendant comes in contact with a law enforcement officer in another county, the law enforcement officer may:

1. Issue a verbal warning about the existence of the warrant and further advise the defendant to contact the clerk of the court for the purpose of resolving the outstanding warrant. All verbal

1 warnings shall be documented by the law enforcement officer on a
2 department-issued warning ticket; or

3 2. Arrest the defendant and take the defendant before a
4 magistrate in that county, or the image of the defendant may be
5 broadcast by closed circuit television to the magistrate, as
6 provided in Section 176 of this title, who must admit the defendant
7 to bail and take bail accordingly.

8 B. The defendant may be detained in the county of the
9 defendant's apprehension for a reasonable period of time prior to
10 transport without such detention being considered an unnecessary
11 delay as prohibited by Section 181 of this title. The arresting law
12 enforcement agency shall transport the defendant to the county where
13 the offense is triable as soon as reasonably practicable. The
14 defendant in custody may be arraigned by the court in which the
15 indictment or information for the arresting offense is filed by
16 videoconference as authorized in Section 130 of Title 20 of the
17 Oklahoma Statutes.

18 SECTION 2. This act shall become effective November 1, 2024.

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