An Act

ENROLLED SENATE
BILL NO. 751

By: David, Pittman, and Sharp
of the Senate

and

McCall, Cockroft, Wood, and
Sherrer of the House

An Act relating to transportation of persons for mental health services; amending 43A O.S. 2011, Section 1-110, which relates to reimbursement of certain expenses; providing certain construction; providing requirement for certain standards; and providing an effective date.

SUBJECT: Transportation of persons for mental health services

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

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

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

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

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

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

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

F. Nothing in this section shall prohibit a law enforcement agency from entering into a lawful agreement with any other law enforcement agency to fulfill the requirements established by this section <u>or from contracting with a third party to provide the services established by this section; provided, the third party meets minimum standards as determined by the Department. Standards determined by the Department shall not exceed the standards required by law enforcement</u>.

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

Passed the Senate the 5th day of May, 2015.

Presiding Officer of the Senate

Passed the House of Representatives the 20th day of April, 2015.

Presiding Officer of the House of Representatives

OFFICE OF THE GOVERNOR

Received by the Office of the Governor this 6th day of May, 2015, at 5:30 o'clock P M.

By: Audrey Rockwell

Approved by the Governor of the State of Oklahoma this 12th day of May, 2015, at 3:40 o'clock P M.

Mary Fallin
Governor of the State of Oklahoma

OFFICE OF THE SECRETARY OF STATE

Received by the Office of the Secretary of State this 12th day of May, 2015, at 4:31 o'clock P. M.

By: Chi Benge