

BILL SUMMARY
1st Session of the 57th Legislature

Bill No.:	HB 1294
Version:	CS
Request Number:	8288
Author:	Rep. Miller
Date:	3/11/2019
Impact:	Increased workload for ADAs, Indigent Defense, Courts, and Local Law Enforcement (addition of weekend and holiday work)

Research Analysis

The committee substitute to HB 1294 provides that a defendant is to be brought to the court within 48 hours of being taken into custody and has a right to counsel at the initial appearance. The defendant shall be entitled to counsel at the arraignment and shall be provided a copy of the charge against him or her. The court shall schedule a preliminary hearing in applicable cases.

Prepared By: Brad Wolgamott

Fiscal Analysis

HB 1294, which stipulates that hearings must take place on holidays and weekends (not currently done), will present a larger workload for all parties involved: ADAs, defense council (if the defendant is indigent/not in OK or Tulsa counties- the Indigent Defense System [OIDS]), the courts as well as local law enforcement- responsible for the transport and supervision of the defendant during the hearing. This will increase costs for these state entities, however, the exact impact is contingent upon how many defendants will be on the docket per extra day and the exact amount of staff required from the state agencies. As most of the employees are salaried state workers, this could require overtime or an increase in compensatory time. For OIDS, which pays its attorneys per case, the average cost to the state for each new case is \$490.35.

Prepared By: Kristina King

Other Considerations

None.