

**Bill Summary**  
1<sup>st</sup> Session of the 57<sup>th</sup> Legislature

<b>Bill No.:</b>	<b>SB 897</b>
<b>Version:</b>	<b>INT</b>
<b>Request No.:</b>	<b>652</b>
<b>Author:</b>	<b>Sen. Dahm</b>
<b>Date:</b>	<b>01/31/2019</b>

**Bill Analysis**

SB 897 provides that a person who uses defensive force, including deadly force, as permitted in the Oklahoma Self-Defense Act is immune from criminal prosecution and civil action unless the use of force is found to be unlawful. Prior to a trial, the court is required to conduct a hearing determine whether the use of force was justified upon a motion of the defendant. The prosecution must prove beyond reasonable doubt that the claims are invalid to move to a trial. If the court determines the use of force was justified, the court will dismiss the case and grant the defendant immunity. If the court determines the use of force was unjustified, the defendant may still claim self-defense or defense of another person at the trial.

Prepared by: Kalen Taylor

**Fiscal Analysis**

FY'20 Impact: See comments

Full Year Impact: See comments

According to the Administrative Office of the Courts, SB897 will not have a fiscal impact on the courts. There are not many cases involving this issue, however SB897 would likely double litigation costs when they do happen according to the District Attorneys Council.

Prepared by: Administrative Office of the Courts and District Attorneys Council