

1 STATE OF OKLAHOMA

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

3 SENATE BILL 341

By: Bice

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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 warrants; imposing time limitation on validity of  
10 misdemeanor warrant; requiring inclusion of  
11 expiration date on misdemeanor warrant; providing for  
12 retroactive application of certain provisions; making  
13 language gender neutral; and providing an effective  
14 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 for the arrest of the defendant the complaint must be  
20 submitted to or drawn by the district attorney, ~~or drawn by him~~ and  
21 indorsed as follows: "I have examined the facts in this case and  
22 recommend that a warrant do issue", and then filed with the court.  
23 If the action be brought without such endorsement the complaining  
24 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 shall in no event be liable for any costs

1 incurred in that action, unless the complaint be first so endorsed  
2 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 issued shall include a date of expiration not longer than  
7 three (3) years after issuance, after which the warrant shall no  
8 longer be valid. The requirements of this subsection shall be  
9 applied retroactively to any outstanding misdemeanor warrant.

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

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