

FLOOR AMENDMENT
HOUSE OF REPRESENTATIVES
State of Oklahoma

SPEAKER:

CHAIR:

I move to amend HB2157
Page 1 Section _____ Lines 21 1/2
Of the printed Bill
Of the Engrossed Bill

By inserting a new section 1 to read as follows:

(Insert attached)

AMEND TITLE TO CONFORM TO AMENDMENTS

Adopted: _____

Amendment submitted by: Judd Strom

Reading Clerk

1 "SECTION ____ . AMENDATORY 43A O.S. 2021, Section 5-202,
2 is amended to read as follows:

3 Section 5-202. A. When any person alleged in any court to be
4 mentally ill, alcohol-dependent, or drug-dependent, or shall have
5 been adjudged to be mentally ill, alcohol-dependent, or drug-
6 dependent and shall be in the legal custody of the county sheriff as
7 prescribed by law, if such person has not been charged with
8 commission of a crime, the said county sheriff is hereby authorized
9 to confine such person in a place other than the county jail to be
10 selected by said county sheriff and to transport such person to the
11 place selected; provided that such confinement shall be in a place
12 and manner so as to prevent such confined person from in any way
13 endangering himself or any other person. The county is hereby
14 directed to expend such funds as may be necessary to provide for
15 such confinement outside the county jail. Specific authority is
16 hereby granted the county sheriff and the county commissioners to
17 enter into a contract with a nursing home or facility as a place of
18 detention. Other departments and agencies of the state may not
19 interfere with nor deter, in any manner, this right to contract.

20 B. If a mental health evaluation of a confined individual is
21 requested by any county jail, the Department of Mental Health and
22 Substance Abuse Services shall have twenty-four (24) hours to make
23 contact with the confined individual to determine if the confined
24 individual is in need of mental health treatment. The Department of

1 Mental Health and Substance Abuse Services shall then have an
2 additional twenty-four (24) hours to locate a secure bed, if deemed
3 appropriate. If a secure bed is not located within the twenty-four-
4 hour period, the Department of Mental Health and Substance Abuse
5 Services shall be responsible for the cost of housing the confined
6 individual in the county jail determined by the average daily cost
7 of housing an individual in a state mental health facility."

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