

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 2nd Session of the 59th Legislature (2024)

4 COMMITTEE SUBSTITUTE
5 FOR
6 HOUSE BILL NO. 3719

By: O'Donnell of the House

and

Daniels of the Senate

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10 COMMITTEE SUBSTITUTE

11 An Act relating to criminal procedure; amending 22
12 O.S. 2021, Section 358, which relates to multicounty
13 grand jury procedures; modifying procedures for
 determining jurisdiction and venue; and providing an
 effective date.

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

17 SECTION 1. AMENDATORY 22 O.S. 2021, Section 358, is
18 amended to read as follows:

19 Section 358. A. Any indictment or accusation for removal by a
20 multicounty grand jury shall be returned to the presiding judge
21 without designation of venue. ~~Thereupon, the judge, by order, shall~~
22 ~~designate~~ In the event the Attorney General elects to prosecute said
23 indictment or accusation for removal, the action may be prosecuted
24 in any county in which jurisdiction and venue are otherwise

1 appropriate. In the event that the prosecution of the indictment or
2 accusation for removal is not prosecuted by the Attorney General,
3 but is referred to another prosecutorial authority, the county of
4 the residence of the defendant shall be the venue of the action for
5 the purpose of trial. The judge, by order, may direct the
6 consolidation of an indictment returned by a county grand jury with
7 an indictment returned by a multicounty grand jury and fix venue for
8 trial.

9 B. If a multicounty grand jury, pursuant to its investigation,
10 learns of an offense for which it lacks jurisdiction to indict, the
11 multicounty grand jury shall direct the Attorney General to inform
12 the appropriate prosecutorial authority.

13 SECTION 2. This act shall become effective November 1, 2024.

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15 COMMITTEE REPORT BY: COMMITTEE ON JUDICIARY - CRIMINAL, dated
16 02/28/2024 - DO PASS, As Amended and Coauthored.

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