



OFFICE OF

No. SB 1442

THE GOVERNOR
STATE OF OKLAHOMA

OKLAHOMA CITY, OKLA.,

May 15, 2018

TIME SIGNED: 1:56 p.m.

TO THE HONORABLE PRESIDENT PRO TEMPORE
AND MEMBERS OF THE OKLAHOMA SENATE
SECOND SESSION OF THE
FIFTY SIXTH OKLAHOMA LEGISLATURE

ENROLLED SENATE BILL NO. 1442:

This is to advise you that on this date, pursuant to the authority vested in me by Section 11 of Article VI of the Oklahoma Constitution to approve or object to legislation presented to me, I have VETOED Senate Bill 1442.

This bill strikes the five (5) business-days timeline in current law for counties to transmit a certified copy of the judgment and sentence of an inmate to the Department of Corrections (DOC). This timeline was placed into law to incentivize counties to transfer an inmate to DOC by setting a cap on the number of days counties could receive per diem from DOC.

An author of the bill says it is needed because of an attorney general's opinion. It is noteworthy that the same opinion recognizes that without a timeline the counties have no incentive to timely notify DOC they are holding its prisoner. Although the bill strikes the timeline, it makes no effort to provide an alternative solution other than placing the transmittal responsibility on the county court clerk to incentivize counties to provide DOC with the required notice, which would save the state substantial money.

The law needs further amendment to require the judgment and sentence to be filed and immediately delivered to the Department of Corrections by the Court Clerk and a financial penalty to the Court Clerk if the transmittal does not occur within 5 days.

BY THE GOVERNOR OF THE STATE OF OKLAHOMA

Mary Fallin

By R. Welch

Date/Time 5-15-18 2:10pm

RECEIVED

MAY 15 2018

OKLAHOMA SECRETARY
OF STATE