

STATE OF OKLAHOMA

2nd Session of the 43rd Legislature (1992)

HOUSE BILL NO. 1947

BY: GRAVES

AS INTRODUCED

AN ACT RELATING TO PRISONS AND REFORMATORIES;

AMENDING 57 O.S. 1991, SECTION 360, WHICH RELATES TO NOTIFICATION REQUIREMENTS FOR THE PARDON AND PAROLE BOARD; MODIFYING NOTIFICATION REQUIREMENT; AMENDING 57 O.S. 1991, SECTION 513.2, WHICH RELATES TO NOTIFICATION REQUIREMENTS FOR THE DEPARTMENT OF CORRECTIONS; MODIFYING NOTIFICATION REQUIREMENT; PROVIDING THAT CURRENT PHOTOGRAPHS OF OFFENDERS BE INCLUDED WITH NOTIFICATION SENT TO VICTIMS; AND PROVIDING AN EFFECTIVE DATE.

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

SECTION 1. AMENDATORY 57 O.S. 1991, Section 360, is amended to read as follows:

Section 360. A. Upon the granting of a parole by the Governor, and release of the inmate to the community, the Pardon and Parole Board shall provide written notification to the following:

1. The sheriff of the county in which the parolee is to reside;
2. The district attorney of the county in which the parolee is to reside;

3. The chief law enforcement officer of any incorporated city or town in which the parolee is to reside;

4. The sheriff of the sentencing county as defined in Section 513.2 of this title;

5. The district attorney of the sentencing county as defined in Section 513.2 of this title;

6. The chief law enforcement officer of any incorporated city or town in the sentencing county who has requested such notification; and

7. Any victim of the crime for which the parolee was convicted by mailing the notification to the last-known address of the victim, if such information is requested by the victim. In addition, the Pardon and Parole Board shall mail to the victim a current photograph of the person being paroled, if the victim has requested notification. The Pardon and Parole Board shall not give the address of the parolee to any victim of the crime for which the parolee was convicted.

B. Upon the granting of a pardon by the Governor, the Pardon and Parole Board shall provide written notification to the following:

1. The sheriff of the sentencing county as defined in Section 513.2 of this title;

2. The district attorney of the sentencing county as defined in Section 513.2 of this title;

3. The chief law enforcement officer of any incorporated city or town in the sentencing county who has requested such notification; and

4. Any victim of the crime for which the person receiving the pardon was convicted by mailing the notification to the last-known address of the victim, if such information is requested by the victim. In addition, the Pardon and Parole Board shall mail to the victim a current photograph of the person receiving the pardon, if

the victim has requested notification. The Pardon and Parole Board shall not give the address of the person receiving the pardon to any victim of the crime for which the person receiving the pardon was convicted.

C. Said notification shall be made on a monthly basis by the tenth day of the month following the granting of the pardon or parole.

SECTION 2. AMENDATORY 57 O.S. 1991, Section 513.2, is amended to read as follows:

Section 513.2 The Department of Corrections shall notify the district attorney or requesting law enforcement agency of the sentencing county whenever an inmate completes his sentence or is otherwise discharged from the physical custody of the Department, except those discharged under the procedures and supervision of the Pardon and Parole Board. The notification shall be on a monthly basis and shall be made within ten (10) days following the month reported upon. The notification shall include the names of those inmates released to the community under the "house arrest" provisions of Section 510.1 of this title, or any other provision of law which allows an inmate to reside outside of a Department facility for a period in excess of thirty (30) days. The notification shall include the names of those inmates released under the provisions of the Oklahoma Prison Overcrowding Emergency Powers Act. For the purposes of this section, "sentencing county" shall mean the county from which the inmate received the last sentence served prior to release but shall not refer to any sentences received which include inmate status as an element of the offense. Should the inmate be released from concurrent sentences then each sentencing county district attorney shall receive the notification. The district attorney shall disseminate the information provided herein to any and all law enforcement agencies deemed appropriate by the district attorney and to any victim of the crime for which the

inmate was convicted. Notification shall be made to a victim by mailing the notification and a current photograph of the inmate to the last-known address of the victim, if such information is requested by the victim. The district attorney shall not give the address of the inmate to any victim of the crime for which the inmate was convicted. The notifications required herein shall commence within ten (10) days following the first full month subsequent to the effective date of this act.

SECTION 3. This act shall become effective September 1, 1992.

43-2-7680

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