

ENGROSSED HOUSE AMENDMENT
TO
ENGROSSED SENATE BILL NO. 1139

By: Brown of the Senate
and
Askins of the House

(parole - parole for medical reasons - conditional release
- effective date - emergency)

AMENDMENT NO. 1. Strike the stricken title, enacting clause and entire bill and insert

An Act relating to parole; amending 57 O.S. 1991, Section 332.18, which relates to parole for medical reasons; authorizing compassionate release recommendation under certain circumstances; amending 57 O.S. 1991, Section 332.16, which relates to action by Governor on parole applications; setting time limitations for actions regarding compassionate release; providing an effective date; and declaring an emergency.

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

SECTION 1. AMENDATORY 57 O.S. 1991, Section 332.18, is amended to read as follows:

Section 332.18 A. The Director of the Department of Corrections shall have the authority to request ~~of~~ the Chief

~~Administrative Officer~~ Executive Director of the Pardon and Parole Board ~~that~~ to place an inmate ~~be placed~~ on the Pardon and Parole Board docket for a medical reason, out of the normal processing procedures, ~~if documentation.~~ Documentation of the medical condition ~~is~~ of such inmate shall be certified by the medical director of the Department of Corrections. The Pardon and Parole Board shall have the authority to bring any such inmate before the Board at any time, except as otherwise provided in subsection B of this section.

B. If a request is made for a medical parole review of an inmate who is on any life support system or an inmate who is near death, the Executive Director shall place such inmate on the first available parole review docket for a compassionate release recommendation.

SECTION 2. AMENDATORY 57 O.S. 1991, Section 332.16, is amended to read as follows:

Section 332.16 A. No recommendation to the Governor for parole shall remain under consideration and in the possession of that office for a time longer than thirty (30) days.

B. If the Pardon and Parole Board makes a recommendation for a compassionate release pursuant to subsection B of Section 332.18 of this title, the Board shall forward all relevant documentation to the Governor within four (4) days of the parole review of the inmate. Upon receipt, the Governor shall have four (4) days to grant or deny the compassionate release and notify the Department of Corrections of such decision. If no action is taken by the Governor or the Governor fails to notify the Department of Corrections within the four (4) days, the compassionate release shall be deemed denied.

SECTION 3. This act shall become effective July 1, 1998.

SECTION 4. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby

declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval."

Passed the House of Representatives the 30th day of March, 1998.

Speaker of the House of
Representatives

Passed the Senate the ____ day of _____, 1998.

President of the Senate