

SHORT TITLE: Crimes and punishments; minimum percentage of sentence
to be served. Effective date. Emergency.

STATE OF OKLAHOMA

2nd Session of the 46th Legislature (1998)

SENATE BILL NO. 1283

By: Rabon

AS INTRODUCED

An Act relating to crimes and punishments; amending Section 2, Chapter 133, O.S.L. 1997 (21 O.S. Supp. 1997, Section 12), which relates to minimum percentages of sentences to be served; modifying reference; providing an effective date; and declaring an emergency.

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

SECTION 1. AMENDATORY Section 2, Chapter 133, O.S.L. 1997 (21 O.S. Supp. 1997, Section 12), is amended to read as follows:

Section 12. A. A person committing a felony offense on or after July 1, 1998, and convicted of the offense shall be required to serve a minimum amount of the sentence of incarceration or community punishment imposed. A person convicted of crimes in Schedule A, B, C, D, D-1, S-1, S-2 or S-3 shall serve not less than eighty-five percent (85%) of the sentence of imprisonment imposed within the Department of Corrections unless eligible for parole pursuant to subsection B of Section 332.7 of Title 57 of the Oklahoma Statutes. A person convicted of crimes in the other schedules shall serve not less than seventy-five percent (75%) of the sentence of imprisonment imposed within the Department of Corrections unless eligible for parole pursuant to subsection B of

Section 332.7 of Title 57 of the Oklahoma Statutes. The person shall not be eligible for earned credits which have the effect of reducing the length of sentence of imprisonment by more than fifteen percent (15%).

B. Any person committing a criminal offense on or after July 1, 1998, and sentenced by a court, shall be sentenced in accordance with the ranges of punishments established by the matrices provided for in Sections ~~598~~ 20.1 through ~~601~~ 20.4 of this ~~act~~ title.

C. This section shall not affect the power of the court to suspend or defer a sentence, if authorized by law.

SECTION 2. This act shall become effective July 1, 1998.

SECTION 3. 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.

46-2-2195

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