

STATE OF OKLAHOMA

2nd Session of the 47th Legislature (2000)

SENATE BILL 1436

By: Laughlin

AS INTRODUCED

An Act relating to sentencing; amending Section 4, Chapter 30, 1st Extraordinary Session 1999 (21 O.S. Supp. 1999, Section 13.1), which relates to mandatory minimum sentence to be served; adding manufacture or attempted manufacture of methamphetamine to sentences requiring certain mandatory percentage to be served; updating references; and declaring an emergency.

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

SECTION 1. AMENDATORY Section 4, Chapter 30, 1st Extraordinary Session 1999 (21 O.S. Supp. 1999, Section 13.1), is amended to read as follows:

Section 13.1 Persons convicted of first degree murder as defined in Section 701.9 of ~~Title 21 of the Oklahoma Statutes~~ this title, robbery with a dangerous weapon as defined in Section 801 of ~~Title 21 of the Oklahoma Statutes~~ this title, first degree rape as defined in Section 1115 of ~~Title 21 of the Oklahoma Statutes~~ this title, first degree arson as defined in Section 1401 of ~~Title 21 of the Oklahoma Statutes~~ this title, first degree burglary as defined in Section 1436 of ~~Title 21 of the Oklahoma Statutes~~ this title, bombing as defined in Section 1767.1 of ~~Title 21 of the Oklahoma Statutes~~ this title, child abuse as defined in Section 7115 of Title 10 of the Oklahoma Statutes, forcible sodomy as defined in Section 888 of ~~Title 21 of the Oklahoma Statutes~~ this title, child pornography as defined in Section 1021.2 or 1021.3 of ~~Title 21 of the Oklahoma Statutes~~ this title, child prostitution as defined in Section 1030 of ~~Title 21 of the Oklahoma Statutes~~ this title, lewd molestation of a child as defined in Section 1123 of ~~the Oklahoma~~

Statutes this title, or manufacture or attempted manufacture of methamphetamine as prohibited by subsection F of Section 2-401 of Title 63 of the Oklahoma Statutes shall be required to serve not less than eighty-five percent (85%) of any sentence of imprisonment imposed by the judicial system prior to becoming eligible for consideration for parole. Persons convicted of these offenses shall not be eligible for earned credits or any other type of credits which have the effect of reducing the length of the sentence to less than eighty-five percent (85%) of the sentence imposed.

SECTION 2. 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.

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