

STATE OF OKLAHOMA

1st Session of the 48th Legislature (2001)

COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 1673

By: Wells

COMMITTEE SUBSTITUTE

An Act relating to prisons and reformatories;
establishing a parole docket for certain offenders;
requiring examination of certain information;
defining term; providing for codification; and
providing an effective date.

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

SECTION 1. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 365.1 of Title 57, unless there is created a duplication in numbering, reads as follows:

A. Any person in the custody of the Department of Corrections sentenced for a nonviolent offense shall be considered by the Pardon and Parole Board for nonviolent offender parole.

B. The Pardon and Parole Board, with or without application being made, shall cause an examination to be made of the criminal record of the inmate, the record of the conduct of the inmate during confinement in the custody of the Department of Corrections, whether the inmate has been violent in the past and the likelihood that the inmate will be employed upon parole.

C. Upon a favorable finding by the Pardon and Parole Board, the Board shall recommend to the Governor that the inmate be placed on nonviolent offender parole. If approved by the Governor, notification shall be made to the Department of Corrections that the inmate shall be placed on nonviolent offender parole. Payment of any and all previously court ordered restitution payments shall be a condition of nonviolent offender parole.

D. For purposes of this section, "nonviolent offense" means obtaining property by false pretenses pursuant to Section 1541.1 of Title 21 of the Oklahoma Statutes, drawing two or more bogus checks pursuant to Section 1541.3 of Title 21 of the Oklahoma Statutes, embezzlement by an officer pursuant to Section 1452 of Title 21 of the Oklahoma Statutes, embezzlement by bailee pursuant to Section 1455 of Title 21 of the Oklahoma Statutes, embezzlement by clerk or servant pursuant to Section 1456 of Title 21 of the Oklahoma Statutes, delivering a forged note or draft pursuant to Section 1577 of Title 21 of the Oklahoma Statutes, possession of other forged instruments pursuant to Section 1579 of Title 21 of the Oklahoma Statutes, making a false entry in a public book pursuant to Section 1586 of Title 21 of the Oklahoma Statutes, uttering a forged instrument pursuant to Section 1592 of Title 21 of the Oklahoma Statutes, false personation of another pursuant to Section 1531 of Title 21 of the Oklahoma Statutes, obtaining public assistance by fraud pursuant to Section 185 of Title 56 of the Oklahoma Statutes, or obtaining food stamps by fraud pursuant to Section 243 of Title 56 of the Oklahoma Statutes.

SECTION 2. This act shall become effective November 1, 2001.

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