

An Act relating to crimes and punishments and district attorneys; deleting certain qualifications; reducing number of years required as licensed attorney; amending 19 O.S. 2001, Section 215.34, which relates to assistant district attorneys; authorizing assistant district attorney to reside in an adjoining county; authorizing compensation for all district attorney personnel to be determined by district attorney; basing compensation upon responsibilities and other factors; amending 19 O.S. 2001, Section 641, which relates to duties of county treasurer, officer or person charged with responsibility to collect money; deleting language; providing penalty; amending 21 O.S. 2001, Section 341, which relates to certain public officers receiving money; modifying language; removing embezzlement provisions; amending 21 O.S. 2001, Section 531, which relates to county officers; deleting language for misappropriation of funds; amending 21 O.S. 2001, Section 646, which relates to assault and battery; adding definition of great bodily injury; amending 21 O.S. 2001, Section 647, which relates to aggravated assault and battery; increasing penalty; amending 21 O.S. 2001, Section 886, which relates to crime against nature; deleting language; changing penalty; deleting certain penalty for second and subsequent offense; amending 21 O.S. 2001, Section 888, which relates to forcible sodomy; enhancing penalty; amending 21 O.S. 2001, Section 1115, which relates to rape; enhancing penalty; amending 21 O.S. 2001, Section 1123, as amended by Section 2 of Enrolled House Bill No. 2301 of the 2nd Session of the 48th Oklahoma Legislature, which relates to lewd acts; enhancing penalty; amending 21 O.S. 2001, Section 1451, which relates to definition of embezzlement; expanding definition; providing penalties; creating offense for embezzlement by county or state officer or employee; setting penalty; providing for certain fine to operate as a judgment lien for purpose of collection and release; amending 21 O.S. 2001, Section 1738, which relates to seizure of property; including certain weapons, scanners and computers; amending 22 O.S. 2001, Section 18, which relates to expungement of criminal records; adding factual innocence; clarifying types of charges for arrest and dismissal; amending 22 O.S. 2001, Section 204, which relates to certain arrest authority; clarifying language; amending 22 O.S. 2001, Section 258, which relates to preliminary investigations; specifying when and how certain reports are made available; amending 22 O.S. 2001, Section 718, which relates to witness fees; specifying fee to be received by out-of-state witnesses; authorizing payment of travel expenses to parent or guardian under certain circumstance; amending 22 O.S. 2001, Section 982, which relates to presentence investigations; authoring waiver of presentence investigation report for violent offenses; amending 22 O.S. 2001, Section 991b, which relates to revocation of suspended sentence; modifying time period during which hearing must be held; amending 22 O.S. 2001, Section 991c, which relates to deferred judgment; prohibiting deferred judgment for person who received a verdict of guilt, pleads guilty or nolo contendere to a sex offense; amending 22 O.S. 2001, Section 1053, which relates to appeal by state or municipality; expanding circumstances authorizing appeal; prioritizing certain appeals; amending 22 O.S. 1089.2, which relates to notice of intent to appeal by state; requiring court to send notice to all parties within certain time; amending 22 O.S. 2001, Section 2002, which relates to disclosure of evidence; stating request shall be subject to discretion of district attorney; amending 28 O.S. 2001, Section 3, which relates to embezzlement by certain officers; removing conduct which shall constitute criminal behavior; amending 28 O.S. 2001, Section 81, which relates to witness fees; modifying fee and reimbursement rates; amending 37 O.S. 2001, Section 163.4, which relates to low-point beer; removing conduct which shall constitute embezzlement; amending 37 O.S. 2001, Section 537, which relates to

prohibited acts at licensed liquor establishments; excepting certain prohibitions for under-age persons under certain circumstances; allowing private parties with written notice to ABLE Commission; providing for alcoholic beverages to be served and purchased for private parties in licensed premises; amending 37 O.S. 2001, Section 553, which relates to intoxicating liquor; removing conduct which shall constitute embezzlement; amending 37 O.S. 2001, Section 598, which relates to prohibition of under-age person in bar area of licensed liquor establishment; providing exception for specific purposes when premises are closed; amending 42 O.S. 2001, Sections 144.2, 146 and 153, which relate to liens; removing conduct which shall constitute embezzlement; clarifying application of certain lien provisions; amending 47 O.S. 2001, Section 11-902 (Section 23, Chapter 437, O.S.L. 2001), which relates to driving under the influence of intoxicating substance; authorizing sentence to treatment, imprisonment and fine or a combination of such penalties; amending 57 O.S. 2001, Section 582, as amended by Section 2 of Enrolled House Bill No. 2300 of the 2nd Session of the 48th Oklahoma Legislature, which relates to the Sex Offenders Registration Act; qualifying the offense of kidnapping for purposes of registration as a sex offender; providing for certain offenders to be removed from certain registries; providing exception to removing certain offenders from certain registries; amending 57 O.S. 2001, Section 589, which relates to prohibition of employment of sex offenders in certain establishments; prohibiting any person having received a verdict of guilty or plead guilty or nolo contendere to any offense requiring registration for a conviction of record to be employed as a peace officer or investigator in a law enforcement agency; providing penalty; amending 63 O.S. 2001, Section 2-506, which relates to seizure and forfeiture under Uniform Controlled Dangerous Substances Act; modifying reference; amending 64 O.S. 2001, Section 114, which relates to embezzlement by employees of the Commissioners of the Land Office; removing penalty; amending 68 O.S. 2001, Section 500.58, which relates to revenue and taxation; removing circumstances constituting embezzlement; modifying references; amending 68 O.S. 2001, Section 1361, which relates to revenue and taxation; modifying reference; removing conduct that constitutes embezzlement; amending 68 O.S. 2001, Section 2385.3, which relates to revenue and taxation; removing conduct that constitutes embezzlement; amending 68 O.S. 2001, Section 2702, which relates to revenue and taxation; removing conduct that constitutes embezzlement; amending 74 O.S. 2001, Section 500.18, as amended by Section 29 of Enrolled House Bill No. 2924 of the 2nd Session of the 48th Oklahoma Legislature, which relates to travel expense reimbursements; authorizing the district attorney and employees to be reimbursed for travel and expenses for certain activities under certain circumstances; providing for codification; repealing 21 O.S. 2001, Sections 1452, 1453, 1454, 1455, 1456, 1457, 1462, 1463, 1464 and 1834.2, which relate to embezzlement; repealing 36 O.S. 2001, Section 6621, which relates to embezzlement by sales representative; repealing 41 O.S. 2001, Section 25, which relates to embezzlement of crops; repealing 59 O.S. 2001, Section 396.25, which relates to embezzlement of abstracts; and providing an effective date.