

An Act relating to the criminal code and corrections; amending Section 4, Chapter 199, O.S.L. 1994, as amended by Section 119, Chapter 133, O.S.L. 1997 (3A O.S. Supp. 2000, Section 504), which relates to punishments for violation of Amusement and Carnival Games Act; raising felony limit; amending Section 30, Chapter 4, 1st Extraordinary Session, O.S.L. 1999, as amended by Section 2, Chapter 291, O.S.L. 2000 (21 O.S. Supp. 2000, Section 13.1), which relate to minimum percentage of sentence to be served for certain offenses; adding certain violent offenses for mandatory minimum percentage requirement; amending Section 434, Chapter 5, 1st Extraordinary Session, O.S.L. 1999 (21 O.S. Supp. 2000, Section 51.1), which relates to enhanced punishment for habitual offenders; allowing enhanced punishment for offense within certain time period; modifying range of enhanced punishment for habitual offenders; authorizing enhanced punishment under certain condition; amending 21 O.S. 1991, Section 797, which relates to robbery; defining robbery in the first degree; amending 21 O.S. 1991, Section 1462, as last amended by Section 252, Chapter 5, 1st Extraordinary Session, O.S.L. 1999 (21 O.S. Supp. 2000, Section 1462), which relates to embezzlement; raising felony limit; amending 21 O.S. 1991, Section 1503, as last amended by Section 256, Chapter 5, 1st Extraordinary Session, O.S.L. 1999 (21 O.S. Supp. 2000, Section 1503), which relates to obtaining food or lodging by fraud; raising felony limit; amending 21 O.S. 1991, Section 1541.2, as last amended by Section 262, Chapter 5, 1st Extraordinary Session, O.S.L. 1999 (21 O.S. Supp. 2000, Section 1541.2), which relates to penalty for obtaining property by trick or deception; raising felony limit; amending 21 O.S. 1991, Section 1541.3, as last amended by Section 263, Chapter 5, 1st Extraordinary Session, O.S.L. 1999 (21 O.S. Supp. 2000, Section 1541.3), which relates to false or bogus checks; raising felony limits; amending 21 O.S. 1991, Section 1550.2, which relates to obtaining property by false credit card; raising felony limit; amending 21 O.S. 1991, Section 1704, which relates to grand larceny; raising felony limit; amending 21 O.S. 1991, Section 1719.1, as last amended by Section 288, Chapter 5, 1st Extraordinary Session, O.S.L. 1999 (21 O.S. Supp. 2000, Section 1719.1), which relate to theft of domesticated fish; raising felony limit; increasing penalty; amending 21 O.S. 1991, Section 1722, as last amended by Section 292, Chapter 5, 1st Extraordinary Session, O.S.L. 1999 (21 O.S. Supp. 2000, Section 1722), which relates to theft of crude oil; raising felony limit; increasing penalty; amending 21 O.S. 1991, Section 1731, as last amended by Section 297, Chapter 5, 1st Extraordinary Session, O.S.L. 1999 (21 O.S. Supp. 2000, Section 1731), which relates to larceny of merchandise; raising felony limit; increasing penalty; prohibiting conspiring to plan an act of violence; setting penalty; amending 22 O.S. 1991, Section 114, as amended by Section 1 of Enrolled Senate Bill No. 451 of the 1st Session of the 48th Oklahoma Legislature, which relates to the Bogus Check Restitution Program; modifying language; increasing certain fee; requiring payment of fee to victim in certain amount; amending 22 O.S. 1991, Section 196, as last amended by Section 12, Chapter 370, O.S.L. 2000 (22 O.S. Supp. 2000, Section 196), which relates to warrantless arrest; allowing arrest for certain violation; 22 O.S. 1991, Section 991a, as last amended by Section 1, Chapter 349, O.S.L. 2000 (22 O.S. Supp. 2000, Section 991a), which relates to the powers of the court; providing reference; amending 22 O.S. 1991, Section 991c, as last amended by Section 6, Chapter 349, O.S.L. 2000 (22 O.S. Supp. 2000, Section 991c), which relates to deferred judgment; modifying language; amending 22 O.S. 1991, Section 991d, as last amended by Section 3, Chapter 304, O.S.L. 1996 (22 O.S. Supp. 2000, Section 991d), which relates to supervision fee; prohibiting collection of certain fee under certain condition; amending 22 O.S. 1991, Section 991f, as last amended by Section 1, Chapter 410, O.S.L. 1998 (22

O.S. Supp. 2000, Section 991f), which relates to restitution; modifying language and definitions; limiting the excess amount of restitution allowed; authorizing interest of certain amount on pecuniary amounts; allowing interest amount to be proportioned to certain entities or paid to victims at courts discretion; authorizing the district attorney to act as clearing house for restitution payments; authorizing certain fee for collection of certain payments; providing exception to certain fee; creating the Restitution and Diversion Program; providing short title; directing the district attorneys to establish certain program and assign staff; stating purpose of certain program; allowing administration by the Bogus Check Restitution Program; authorizing referral to certain program at discretion of district attorney; construing authority of certain referral; stating factors to consider for referral to certain program; requiring certain notice be sent; stating contents of certain notice; authorizing written agreement for certain period of time upon certain conditions; requiring certain fee for certain program; directing deposit of certain fees; directing use of certain monies for any lawful purpose; allowing inclusion of certain expenses in restitution; allowing restitution up to certain amount; prohibiting excess amount for bogus checks; authorizing establishment of certain account for certain monies; requiring records and audit; authorizing filing of information for prosecution upon certain condition; directing certain staff to perform certain duties; requiring annual report and distribution of certain report to certain persons; stating contents of annual report; defining terms for certain program; requiring victims to provide certain documentation and evidence; amending 47 O.S. 1991, Section 11-902, as last amended by Section 20, Chapter 8, 1st Extraordinary Session, O.S.L. 2000 (47 O.S. Supp. 2000, Section 11-902), which relates to driving under the influence; lowering blood and breath alcohol levels; amending 47 O.S. 1991, Section 754, as last amended by Section 8, Chapter 106, O.S.L. 1999 (47 O.S. Supp. 2000, Section 754), which relates to tests; lowering blood and breath alcohol levels; amending 47 O.S. 1991, Section 756, as last amended by Section 21, Chapter 8, 1st Extraordinary Session, O.S.L. 2000 (47 O.S. Supp. 2000, Section 756), which relates to admission of evidence; amending 57 O.S. 1991, Section 138, as last amended by Section 11, Chapter 5, 1st Extraordinary Session, O.S.L. 1999 (57 O.S. Supp. 2000, Section 138), which relates to earned credits; providing certain prohibitions to receiving certain credits; changing amount of credit for certain offenders; stating requirements to consider in reviewing certain prior behavior and offenses; listing certain offenses as prohibitions to certain credits; removing prohibition to certain achievement credits; amending 57 O.S. 1991, Section 332.7, as last amended by Section 12, Chapter 5, 1st Extraordinary Session, O.S.L. 1999 (57 O.S. Supp. 2000, Section 332.7), which relate to calculation for parole eligibility; deleting certain provision for nonviolent offenses; amending 57 O.S. 1991, Section 332.8, as last amended by Section 13, Chapter 5, 1st Extraordinary Session, O.S.L. 1999 (57 O.S. Supp. 2000, Section 332,8), which relates to parole process; directing the Pardon and Parole Board to consider availability of certain programs; authorizing program conditions to be met after parole; allowing a facsimile signature on parole papers; allowing revocation of parole for certain failure to complete programs; amending 57 O.S. 1991, Section 332.18, as amended by Section 1, Chapter 341, O.S.L. 1998 (57 O.S. Supp. 2000, Section 332.18), which relates to medical parole; allowing placement of inmates on medical parole docket under certain condition; prohibiting parole consideration for life without parole sentences; amending 57 O.S. 1991, as amended by Section 10, Chapter 276, O.S.L. 1993 (57 O.S. Supp. 2000, Section 571), which relate to definitions; deleting language; amending 63 O.S. 1991,

Section 2-401, as last amended by Section 1, Chapter 265, O.S.L. 2000 (63 O.S. Supp. 2000, Section 2-401), which relates to controlled dangerous substances; changing certain penalties; lowering certain mandatory sentence before earned credits and parole eligibility; defining certain crimes by quantity; setting certain penalty; requiring mandatory percentage of offense to be served before earned credits or parole eligibility; allowing certain assessment notwithstanding certain provision of law; amending 68 O.S. 1991, Section 218.1, as last amended by Section 401, Chapter 5, 1st Extraordinary Session, O.S.L. 1999 (68 O.S. Supp. 2000, Section 218.1), which relates to false or bogus check for taxes; raising felony limits; repealing 57 O.S. 1991, Section 570, as last amended by Section 433, Chapter 5, 1st Extraordinary Session, O.S.L. 1999, 572, 574, 575 and 576 (57 O.S. Supp. 2000, Section 570), which relates to the Oklahoma Prison Overcrowding Emergency Powers Act; providing for codification; providing an effective date; and declaring an emergency.