

An Act relating to criminal procedure; defining terms; providing for chemical castration of persons convicted of certain crimes; making punishment in addition to other penalty provided by law; allowing for voluntary asexualization; authorizing chemical castration as a condition of deferred or suspended sentence, parole or postimprisonment supervision; providing for hearing and evidence; allowing the hearing before judge or jury; stating conditions for jury hearing; stating conditions for judge hearing; allowing dismissal of certain hearing for failure to present aggravating evidence at hearing; allowing aggravating and mitigating evidence; requiring aggravating circumstance to outweigh mitigating circumstance; requiring evidence of deoxyribonucleic acid test for asexualization; providing for asexualization for certain offenders; requiring certain written instructions and findings; directing certain review of sentence; requiring trial clerk to transmit certain records, notice and report; stating contents of notice; providing for report by the sentencing judge; requiring certain determination; authorizing certain briefs be submitted; requiring reference to factors considered; providing review in addition to direct appeal; directing execution of the sentence under certain circumstances; directing the Department of Corrections to take certain actions; providing for payment of costs; directing when procedure may be performed; stating responsibility for cost of procedure; allowing voluntary asexualization; providing for selection of physician and payment of costs; requiring physician to perform certain functions; granting immunities under certain circumstances; limiting procedure; allowing for withdrawal of voluntary request for asexualization; prohibiting procedure after withdrawal; amending 21 O.S. 2001, Section 888, as last amended by Section 9, Chapter 460, O.S.L. 2002 (21 O.S. Supp. 2003, Section 888), which relates to forcible sodomy; amending 21 O.S. 2001, Section 1115, as last amended by Section 10, Chapter 460, O.S.L. 2002 (21 O.S. Supp. 2003, Section 1115), which relates to rape in the first degree; amending 21 O.S. 2001, Section 1116, which relates to rape in the second degree; adding penalty of asexualization under certain circumstances; authorizing voluntary asexualization of persons in custody; providing certain parole consideration following asexualization; providing for codification; providing an effective date; and declaring an emergency.