

**SUBCOMMITTEE AMENDMENT**  
HOUSE OF REPRESENTATIVES  
State of Oklahoma

SPEAKER:

CHAIR:

I move to amend HB2245 \_\_\_\_\_  
Of the printed Bill  
Page \_\_\_\_\_ Section \_\_\_\_\_ Lines \_\_\_\_\_  
Of the Engrossed Bill

By striking the Title, the Enacting Clause, the entire bill, and by inserting in lieu thereof the following language:

**AMEND TITLE TO CONFORM TO AMENDMENTS**

Adopted: \_\_\_\_\_

Amendment submitted by: Randy Terrill \_\_\_\_\_

\_\_\_\_\_  
Reading Clerk

1 STATE OF OKLAHOMA

2 1st Session of the 52nd Legislature (2009)

3 PROPOSED SUBCOMMITTEE

4 SUBSTITUTE

5 FOR

6 HOUSE BILL NO. 2245

By: Terrill

7 PROPOSED SUBCOMMITTEE SUBSTITUTE

8 An Act relating to prisons and reformatories;  
9 creating the Oklahoma Criminal Illegal Alien Rapid  
10 Repatriation Act of 2009; authorizing release of  
11 prisoners to the custody of the United States  
12 Immigration and Customs Enforcement under certain  
13 circumstances; providing for revocation of prison  
14 sentence under certain circumstances; providing for  
15 codification; providing for noncodification; and  
16 providing an effective date.

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

18 SECTION 1. NEW LAW A new section of law not to be  
19 codified in the Oklahoma Statutes reads as follows:

20 This act shall be known and may be cited as the "Oklahoma  
21 Criminal Illegal Alien Rapid Repatriation Act of 2009".

22 SECTION 2. NEW LAW A new section of law to be codified  
23 in the Oklahoma Statutes as Section 530.4 of Title 57, unless there  
24 is created a duplication in numbering, reads as follows:

A. Notwithstanding any law to the contrary, the Director of the  
Department of Corrections may release a prisoner to the custody and

1 control of the United States Immigration and Customs Enforcement,  
2 provided the Department has received an order of deportation for the  
3 prisoner from the United States Citizenship and Immigration  
4 Services, the prisoner has served at least one-half (1/2) of the  
5 total amount of incarceration imposed by the court, and the prisoner  
6 has not been convicted of an offense as provided in Section 13.1 of  
7 Title 21 of the Oklahoma Statutes. The Director shall consider all  
8 sentences being served when calculating the total amount of  
9 incarceration, but shall not consider the suspended portion of any  
10 sentence.

11 B. If a prisoner released pursuant to this section returns  
12 illegally to the United States, upon notice from any federal or  
13 state law enforcement agency that the prisoner is incarcerated, the  
14 Director shall revoke the release of the prisoner and the prisoner  
15 shall serve the remainder of the incarceration originally imposed by  
16 the court. The prisoner shall not thereafter be eligible for parole  
17 on any sentence affected by the release provided above.

18 SECTION 3. This act shall become effective November 1, 2009.

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20 52-1-6846 GRS 02/16/09

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