

1 ENGROSSED HOUSE
2 BILL NO. 2245

By: Terrill, Duncan, Christian,
Osborn, Reynolds, Faught,
Martin (Steve), Enns, Cox,
Wright (John), Key, Joyner
and Roan of the House

4
5 and

6 Sykes of the Senate
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9 (prisons and reformatories - release of prisoners to
10 the United States Immigration and Customs
11 Enforcement - codification - noncodification -
12 effective date)
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15 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

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

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

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

23 A. Notwithstanding any law to the contrary, the Director of the
24 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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1 Passed the House of Representatives the 10th day of March, 2009.

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4 Presiding Officer of the House of
Representatives

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6 Passed the Senate the ____ day of _____, 2009.

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9 Presiding Officer of the Senate