

SENATE CHAMBER

STATE OF OKLAHOMA

DISPOSITION BY SENATE

FLOOR AMENDMENT

No. _____

(Date)

Mr./Madame President:

I move to amend the Committee Substitute for House Bill No. 3052 , Page 2, Line 17 1/2, as follows:

By inserting a new SECTION 1 as attached and by renumbering subsequent Sections and amending the title to conform.

Submitted by:

Senator Lerblance

Lerblance-MD-FA-HB3052
4/10/2012 1:44 PM

1 SECTION 1. AMENDATORY 21 O.S. 2011, Section 13.1, is
2 amended to read as follows:
3 Section 13.1 Persons convicted of:
4 1. First degree murder as defined in Section 701.7 of this
5 title;
6 2. Second degree murder as defined by Section 701.8 of this
7 title;

- 1 3. Manslaughter in the first degree as defined by Section 711
2 of this title;
- 3 4. Poisoning with intent to kill as defined by Section 651 of
4 this title;
- 5 5. Shooting with intent to kill, use of a vehicle to
6 facilitate use of a firearm, crossbow or other weapon, assault,
7 battery, or assault and battery with a deadly weapon or by other
8 means likely to produce death or great bodily harm, as provided for
9 in Section 652 of this title;
- 10 6. Assault with intent to kill as provided for in Section 653
11 of this title;
- 12 7. Conjoint robbery as defined by Section 800 of this title;
- 13 8. Robbery with a dangerous weapon as defined in Section 801
14 of this title;
- 15 9. First degree robbery as defined in Section 797 of this
16 title;
- 17 10. First degree rape as provided for in Section 1115 of this
18 title;
- 19 11. First degree arson as defined in Section 1401 of this
20 title;
- 21 12. First degree burglary as provided for in Section 1436 of
22 this title;
- 23 13. Bombing as defined in Section 1767.1 of this title;
- 24 14. Any crime against a child provided for in Section 843.5 of
25 this title;
- 26 15. Forcible sodomy as defined in Section 888 of this title;

1 16. Child pornography as defined in Section 1021.2, 1021.3 or
2 1024.1 of this title;

3 17. Child prostitution as defined in Section 1030 of this
4 title;

5 18. Lewd molestation of a child as defined in Section 1123 of
6 this title;

7 19. Abuse of a vulnerable adult as defined in Section 10-103
8 of Title 43A of the Oklahoma Statutes who is a resident of a
9 nursing facility;

10 20. Aggravated trafficking as provided for in subsection C of
11 Section 2-415 of Title 63 of the Oklahoma Statutes; or

12 21. Aggravated assault and battery upon any person defending
13 another person from assault and battery,
14 shall be required to serve not less than eighty-five percent (85%)
15 of any sentence of imprisonment imposed by the judicial system
16 prior to becoming eligible for consideration for parole. ~~Persons~~
17 ~~convicted of these offenses shall not be eligible for or for~~
18 receiving earned credits or any other type of credits which have
19 the effect of reducing the length of ~~the sentence to less than~~
20 imposed. Beginning January 1, 2013, the Department of Corrections
21 shall keep an accounting of the earned credits of the inmate during
22 incarceration and shall, in the discretion of the Director, apply
23 said credits when eighty-five percent (85%) of the sentence imposed
24 has been served. Granting of the credits shall be solely in the
25 discretion of the Director based on institutional behavior and the

- 1 total credits granted shall not be more than fifteen percent (15%)
- 2 of the total sentence.