

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 2nd Session of the 53rd Legislature (2012)

4 COMMITTEE SUBSTITUTE
5 FOR ENGROSSED
6 SENATE BILL NO. 1543

By: Johnson (Rob) and Ivester
of the Senate

and

Stiles of the House

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10 COMMITTEE SUBSTITUTE

11 An act relating to crimes and punishments; amending
12 21 O.S. 2011, Section 13.1, which relates to required
13 service of minimum percentage of sentence; modifying
14 and adding crime to list of offenses that require
15 eighty-five percent of sentence to be served prior to
16 parole eligibility; and providing an effective date.

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

18 SECTION 1. AMENDATORY 21 O.S. 2011, Section 13.1, is
19 amended to read as follows:

20 Section 13.1 Persons convicted of:

21 1. First degree murder as defined in Section 701.7 of this
22 title;

1 2. Second degree murder as defined by Section 701.8 of this
2 title;

3 3. Manslaughter in the first degree as defined by Section 711
4 of this title;

5 4. Poisoning with intent to kill as defined by Section 651 of
6 this title;

7 5. Shooting with intent to kill, use of a vehicle to facilitate
8 use of a firearm, crossbow or other weapon, assault, battery, or
9 assault and battery with a deadly weapon or by other means likely to
10 produce death or great bodily harm, as provided for in Section 652
11 of this title;

12 6. Assault with intent to kill as provided for in Section 653
13 of this title;

14 7. Conjoint robbery as defined by Section 800 of this title;

15 8. ~~Robbery with a dangerous weapon~~ Any criminal act as defined
16 in Section 801 of this title;

17 9. First degree robbery as defined in Section 797 of this
18 title;

19 10. First degree rape as provided for in Section 1115 of this
20 title;

21 11. First degree arson as defined in Section 1401 of this
22 title;

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1 12. First degree burglary as provided for in Section 1436 of
2 this title;

3 13. Bombing as defined in Section 1767.1 of this title;

4 14. Any crime against a child provided for in Section 843.5 of
5 this title;

6 15. Forcible sodomy as defined in Section 888 of this title;

7 16. Child pornography as defined in Section 1021.2, 1021.3 or
8 1024.1 of this title;

9 17. Child prostitution as defined in Section 1030 of this
10 title;

11 18. Lewd molestation of a child as defined in Section 1123 of
12 this title;

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

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

18 21. Aggravated assault and battery upon any person defending
19 another person from assault and battery,
20 shall be required to serve not less than eighty-five percent (85%)
21 of any sentence of imprisonment imposed by the judicial system prior
22 to becoming eligible for consideration for parole. Persons
23 convicted of these offenses shall not be eligible for earned credits
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1 or any other type of credits which have the effect of reducing the
2 length of the sentence to less than eighty-five percent (85%) of the
3 sentence imposed.

4 SECTION 2. This act shall become effective November 1, 2012.

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6 COMMITTEE REPORT BY: COMMITTEE ON JUDICIARY, dated 03/27/2012 - DO
7 PASS, As Amended.
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