

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 2nd Session of the 54th Legislature (2014)

4 HOUSE CONCURRENT
5 RESOLUTION 1030

 By: Scott

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8 AS INTRODUCED

9 A Concurrent Resolution establishing a moratorium on
10 capital punishment; providing for an independent
11 investigation of specified aspects of capital
12 punishment in Oklahoma; and directing distribution.

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14 WHEREAS, eighteen states in the United States have abolished
15 capital punishment; and

16 WHEREAS, the State of Oklahoma is one of thirty-two states still
17 using capital punishment as a form of criminal punishment; and

18 WHEREAS, certain drugs that Oklahoma and other states have used
19 in the past to administer the death penalty by means of lethal
20 injection are no longer available for that purpose in the United
21 States; and

22 WHEREAS, several states have attempted to procure alternative
23 combinations of drugs with which to achieve lethal injections while
24 at the same time obscuring the source and potency of such drugs; and

1 WHEREAS, the Oklahoma Supreme Court initially stayed the
2 execution of Clayton Lockett in order to allow time to get more
3 information about the combination of drugs that were to be used for
4 his lethal injection; and

5 WHEREAS, the State, using an untested combination of drugs,
6 unsuccessfully administered the lethal injection to Clayton Lockett
7 on April 29, 2014, and such action resulted in physiological
8 complications constituting cruel and unusual punishment in violation
9 of the Eighth Amendment to the United States Constitution; and

10 WHEREAS, allowing the use of a combination of drugs from sources
11 unknown to the Oklahoma State Legislature in connection with any
12 future executions in this State could similarly constitute cruel and
13 unusual punishment.

14 NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES
15 OF THE 2ND SESSION OF THE 54TH OKLAHOMA LEGISLATURE, THE SENATE
16 CONCURRING THEREIN:

17 THAT the State of Oklahoma immediately establish a moratorium on
18 capital punishment in Oklahoma.

19 THAT the State of Oklahoma shall conduct an independent
20 investigation into the sources of drug combinations used in lethal
21 injections, as well as other issues related to the cost,
22 effectiveness, and constitutionality of capital punishment.

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1 THAT a copy of this resolution be distributed to the Governor of
2 Oklahoma and the Executive Director of the Oklahoma Department of
3 Corrections.

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5 DIRECT TO CALENDAR.

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