

1 STATE OF OKLAHOMA

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

3 HOUSE BILL 2732

By: Cleveland

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5  
6 AS INTRODUCED

7 An Act relating to crimes and punishments; creating  
8 the Correctional Officer Safety Act of 2014; amending  
9 21 O.S. 2011, Section 13.1, which relates to required  
10 service of prison sentence; modifying eligibility  
11 requirements for earned credits; providing for  
12 noncodification; and providing an effective date.

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

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

16 This act shall be known and may be cited as the "Correctional  
17 Officer Safety Act of 2014".

18 SECTION 2. 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;

23 2. Second degree murder as defined by Section 701.8 of this  
24 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 facilitate  
6 use of a firearm, crossbow or other weapon, assault, battery, or  
7 assault and battery with a deadly weapon or by other means likely to  
8 produce death or great bodily harm, as provided for in Section 652  
9 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 of  
14 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

- 1 14. Any crime against a child provided for in Section 843.5 of  
2 this title;
- 3 15. Forcible sodomy as defined in Section 888 of this title;
- 4 16. Child pornography as defined in Section 1021.2, 1021.3 or  
5 1024.1 of this title;
- 6 17. Child prostitution as defined in Section 1030 of this  
7 title;
- 8 18. Lewd molestation of a child as defined in Section 1123 of  
9 this title;
- 10 19. Abuse of a vulnerable adult as defined in Section 10-103 of  
11 Title 43A of the Oklahoma Statutes who is a resident of a nursing  
12 facility;
- 13 20. Aggravated trafficking as provided for in subsection C of  
14 Section 2-415 of Title 63 of the Oklahoma Statutes; or
- 15 21. Aggravated assault and battery upon any person defending  
16 another person from assault and battery,  
17 shall be required to serve not less than eighty-five percent (85%)  
18 of any sentence of imprisonment imposed by the judicial system prior  
19 to becoming eligible for consideration for parole. Persons  
20 convicted of these offenses shall ~~not~~ be eligible ~~for~~ to receive and  
21 accumulate earned credits or any other type of credits ~~which have~~  
22 ~~the effect of reducing the length of the~~ while serving the sentence  
23 ~~to less than~~ of imprisonment. The Department of Corrections shall  
24 apply the accumulated credits after eighty-five percent (85%) of the

1 sentence imposed has been served. The person shall be eligible for  
2 immediate discharge if the sum of earned credits and service time  
3 equals the total sentence length. The granting of earned credits  
4 shall be at the discretion of the Director based on the criteria  
5 provided for in Section 138 of Title 57 of the Oklahoma Statutes.

6 SECTION 3. This act shall become effective November 1, 2014.

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