

STATE OF OKLAHOMA

2nd Session of the 55th Legislature (2016)

COMMITTEE SUBSTITUTE
FOR ENGROSSED
HOUSE BILL NO. 2398

By: Biggs and Tadlock of the
House

and

Griffin of the Senate

COMMITTEE SUBSTITUTE

[crime victims - directing the Department of
Corrections to give certain notice - Codification -
effective date]

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

SECTION 1. AMENDATORY 21 O.S. 2011, Section 142A-13, is
amended to read as follows:

Section 142A-13. A. Upon the granting of a parole by the
Governor, and release of the inmate to the community, the Pardon and
Parole Board shall provide written notification to any victim of the
crime for which the parolee was convicted by mailing the
notification to the last-known address of the victim, if such
information is requested by the victim. The Pardon and Parole Board
shall not give the address of the parolee to any victim of the crime
for which the parolee was convicted.

1 B. Upon the granting of a pardon by the Governor, the Pardon
2 and Parole Board shall provide written notification to any victim of
3 the crime for which the person receiving the pardon was convicted by
4 mailing the notification to the last-known address of the victim, if
5 such information is requested by the victim. The Pardon and Parole
6 Board shall not give the address of the person receiving the pardon
7 to any victim of the crime for which the person receiving the pardon
8 was convicted.

9 C. The notification shall be made on a monthly basis by the
10 tenth day of the month following the granting of the pardon or
11 parole.

12 D. To help ensure that crime victims are guaranteed the right
13 to receive proper and timely notification of when an inmate is to be
14 released, the Department of Corrections shall be required to give
15 notice of the date of release or date of anticipated release of the
16 inmate to a service provider designated by the Attorney General that
17 provides this service relating to the release of offenders convicted
18 of the following offenses:

19 1. Rape in the first degree;

20 2. Attempted murder; and

21 3. Domestic abuse punished by a felony.

22 The notice shall be given on or before the date of anticipated
23 release of the inmate. The Department of Corrections shall be
24 prohibited from releasing the inmate to the community until the

1 notification has been provided to and received by the designated
2 service provider.

3 E. Nothing in this section shall be deemed to impose any
4 liability upon or to give rise to a cause of action against any
5 public official, public employee or public agency for failure to
6 provide notification.

7 SECTION 2. NEW LAW A new section of law to be codified
8 in the Oklahoma Statutes as Section 360.1 of Title 57, unless there
9 is created a duplication in numbering, reads as follows:

10 To help ensure that crime victims are guaranteed the right to
11 receive proper and timely notification of when an inmate is to be
12 released, the Department of Corrections shall be required to give
13 notice of the date of release or date of anticipated release of the
14 inmate to a service provider designated by the Attorney General that
15 provides this service relating to the release of offenders convicted
16 of the following offenses:

- 17 1. Rape in the first degree;
- 18 2. Attempted murder; and
- 19 3. Domestic abuse punished by a felony.

20 The notice shall be given on or before the date of anticipated
21 release of the inmate. The Department of Corrections shall be
22 prohibited from releasing the inmate to the community until the
23 notification has been provided to and received by the designated
24 service provider.

1 Nothing in this section shall be deemed to impose any liability
2 upon or to give rise to a cause of action against any public
3 official, public employee or public agency for failure to provide
4 notification.

5 SECTION 3. This act shall become effective November 1, 2018.

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