

STATE OF OKLAHOMA

1st Session of the 56th Legislature (2017)

COMMITTEE SUBSTITUTE  
FOR

HOUSE BILL NO. 1679

By: Wright

COMMITTEE SUBSTITUTE

An Act relating to criminal procedure; amending 22 O.S. 2011, Section 1014, as amended by Section 1, Chapter 75, O.S.L. 2015 (22 O.S. Supp. 2016, Section 1014), which relates to the death penalty; clarifying manner in which death sentence is carried out; deleting certain method of execution; designating the Director of the Department of Corrections to select execution method; providing notice requirement; and providing an effective date.

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

SECTION 1. AMENDATORY 22 O.S. 2011, Section 1014, as amended by Section 1, Chapter 75, O.S.L. 2015 (22 O.S. Supp. 2016, Section 1014), is amended to read as follows:

Section 1014. ~~A.~~ The punishment of death shall be carried out by ~~the~~ the:

1. The administration of a lethal quantity of a drug or drugs until death is pronounced by a licensed physician according to accepted standards of medical practice~~.~~

1 ~~B. If the execution of the sentence of death as provided in~~  
2 ~~subsection A of this section is held unconstitutional by an~~  
3 ~~appellate court of competent jurisdiction or is otherwise~~  
4 ~~unavailable, then the sentence of death shall be carried out by~~  
5 ~~nitrogen;~~

6 2. Nitrogen hypoxia-

7 ~~C. If the execution of the sentence of death as provided in~~  
8 ~~subsections A and B of this section is held unconstitutional by an~~  
9 ~~appellate court of competent jurisdiction or is otherwise~~  
10 ~~unavailable, then the sentence of death shall be carried out by~~  
11 ~~electrocution.~~

12 ~~D. If the execution of the sentence of death as provided in~~  
13 ~~subsections A, B and C of this section is held unconstitutional by~~  
14 ~~an appellate court of competent jurisdiction or is otherwise~~  
15 ~~unavailable, then the sentence of death shall be carried out by~~  
16 ~~firing;~~

17 3. Firing squad; or

18 4. When the above methods are unavailable, any method not  
19 prohibited by the United States Constitution.

20 The manner of carrying out the punishment of death shall be  
21 selected by the Director of the Department of Corrections. Notice  
22 of the selected manner of carrying out the punishment shall be given  
23 to the convicted inmate as provided by policy of the Department of  
24 Corrections.

SECTION 2. This act shall become effective November 1, 2017.

56-1-6804            GRS            02/08/17