

1 ENGROSSED HOUSE  
2 BILL NO. 1679

By: Wright of the House

3 and

4 Sykes of the Senate  
5

6 An Act relating to criminal procedure; amending 22  
7 O.S. 2011, Section 1014, as amended by Section 1,  
8 Chapter 75, O.S.L. 2015 (22 O.S. Supp. 2016, Section  
9 1014), which relates to the death penalty; clarifying  
10 manner in which death sentence is carried out;  
11 deleting certain method of execution; designating the  
12 Director of the Department of Corrections to select  
13 execution method; providing notice requirement; and  
14 providing an effective date.

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

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

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

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

24 ~~B. If the execution of the sentence of death as provided in  
subsection A of this section is held unconstitutional by an  
appellate court of competent jurisdiction or is otherwise~~

~~unavailable, then the sentence of death shall be carried out by  
nitrogen;~~

2. Nitrogen hypoxia-

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

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

3. Firing squad; or

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

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

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

1 Passed the House of Representatives the 16th day of February,  
2 2017.

3  
4 Presiding Officer of the House  
5 of Representatives

6 Passed the Senate the \_\_\_\_ day of \_\_\_\_\_, 2017.

7  
8 Presiding Officer of the Senate