

STATE OF OKLAHOMA

1st Session of the 56th Legislature (2017)

HOUSE BILL 1679

By: Wright

AS INTRODUCED

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~~:

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.

~~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. 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.

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