

1 ENGROSSED SENATE AMENDMENT
TO
2 ENGROSSED HOUSE
BILL NO. 1066

By: Manger of the House

and

Murdock of the Senate

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7 An Act relating to criminal procedure; amending 22
O.S. 2021, Section 517, which relates to the
8 withdrawal of guilty pleas; allowing for the
withdrawal of guilty pleas; establishing time
9 limitation for filing applications; requiring
inclusion of certain information in application; and
10 providing an effective date.

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13 AMENDMENT NO. 1. Page 1, strike the title, enacting clause and
entire bill and insert

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16 "An Act relating to bail; amending 22 O.S. 2021,
Section 1077, which relates to bail allowable on
17 appeal; prohibiting bail on appeal for certain
offenses; updating statutory language; updating
18 statutory reference; and providing an effective date.

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

21 SECTION 1. AMENDATORY 22 O.S. 2021, Section 1077, is
22 amended to read as follows:

23 Section 1077. Bail on appeal shall be allowed on appeal from a
24 judgment of conviction of a misdemeanor, or in felony cases where

1 the punishment is a fine only, and when made and approved shall stay
2 the execution of such judgment. Bail on appeal after ~~the effective~~
3 ~~date of this act~~ April 17, 1969, shall not be allowed after
4 conviction of any of the following offenses:

- 5 1. Murder in any degree;
- 6 2. Kidnapping for purpose of extortion;
- 7 3. Robbery with a dangerous weapon;
- 8 4. Rape in any degree;
- 9 5. Arson in the first degree;
- 10 6. Shooting with intent to kill;
- 11 7. Manslaughter in the first degree;
- 12 8. Forcible sodomy;
- 13 9. Any felony conviction for which the evidence shows that the
14 defendant used or was in possession of a firearm or other dangerous
15 or deadly weapon during the commission of the offense;
- 16 10. Trafficking in illegal drugs;
- 17 11. Manufacturing a controlled dangerous substance;
- 18 12. Abuse against an intimate partner as defined by Section
19 60.1 of this title;
- 20 13. Abuse of a child;
- 21 14. Sexual abuse of a child; or
- 22 ~~13.~~ 15. Any other felony after former conviction of a felony.
- 23 The granting or refusal of bail after judgment of conviction in
24 all other felony cases shall rest in the discretion of the court;

1 provided, however, if bail is allowed, the trial court shall state
2 the reason ~~therefor~~ for granting bail.

3 SECTION 2. This act shall become effective November 1, 2025."

4 Passed the Senate the 29th day of April, 2025.

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Presiding Officer of the Senate

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8 Passed the House of Representatives the ____ day of _____,
9 2025.

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Presiding Officer of the House
of Representatives

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2 BILL NO. 1066

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8 An Act relating to criminal procedure; amending 22
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10 withdrawal of guilty pleas; allowing for the
11 withdrawal of guilty pleas; establishing time
12 limitation for filing applications; requiring
13 inclusion of certain information in application; and
14 providing an effective date.

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

16 SECTION 3. AMENDATORY 22 O.S. 2021, Section 517, is
17 amended to read as follows:

18 Section 517. The court may, ~~at any time before judgment, upon~~
19 permit a plea of guilty, permit it to be withdrawn, and a plea of
20 not guilty substituted if the defendant files an application to
21 withdraw the plea of guilty within ten (10) days from the date of
22 the entry of the plea setting forth in detail the grounds for the
23 withdrawal of the plea and a request for an evidentiary hearing.

24 SECTION 4. This act shall become effective November 1, 2025.

1 Passed the House of Representatives the 27th day of February,
2 2025.

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4 Presiding Officer of the House
5 of Representatives

6 Passed the Senate the _____ day of _____, 2025.

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8 Presiding Officer of the Senate