

An Act

ENROLLED HOUSE
BILL NO. 1679

By: Wright and Jordan of the
House

and

Sykes of the Senate

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; making provisions of the Uniform Controlled Dangerous Substances Act inapplicable to certain entity or persons participating in the execution process; and providing an effective date.

SUBJECT: Death penalty

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 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. For purposes of this subsection, the Uniform Controlled Dangerous Substances Act shall not apply to the Department of Corrections or to any person who participates in the execution or administers one or more controlled dangerous substances.

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 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 squad.

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

Passed the House of Representatives the 18th day of May, 2017.

Presiding Officer of the House
of Representatives

Passed the Senate the 24th day of May, 2017.

Presiding Officer of the Senate

OFFICE OF THE GOVERNOR

Received by the Office of the Governor this _____

day of _____, 20_____, at _____ o'clock _____ M.

By: _____

Approved by the Governor of the State of Oklahoma this _____

day of _____, 20_____, at _____ o'clock _____ M.

Governor of the State of Oklahoma

OFFICE OF THE SECRETARY OF STATE

Received by the Office of the Secretary of State this _____

day of _____, 20_____, at _____ o'clock _____ M.

By: _____