

1 STATE OF OKLAHOMA

2 2nd Session of the 57th Legislature (2020)

3 SENATE BILL 1105

By: Standridge

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5
6 AS INTRODUCED

7 An Act relating to crime and punishment; amending 21
8 O.S. 2011, Section 13.1, as last amended by Section
9 1, Chapter 290, O.S.L. 2015 (21 O.S. Supp. 2019,
10 Section 13.1), which relates to required service of
11 minimum percentage of sentence; modifying inclusions;
12 amending 21 O.S. 2011, Section 644, as amended by
13 Section 1, Chapter 200, O.S.L. 2019 (21 O.S. Supp.
14 2019, Section 644), which relates to assault, assault
15 and battery and domestic abuse; modifying certain
16 offense; modifying certain penalty; amending 57 O.S.
17 2011, Section 571, as last amended by Section 1,
18 Chapter 152, O.S.L. 2019 (57 O.S. Supp. 2019, Section
19 571), which relates to definitions; modifying
20 inclusions; and providing an effective date.

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

22 SECTION 1. AMENDATORY 21 O.S. 2011, Section 13.1, as
23 last amended by Section 1, Chapter 290, O.S.L. 2015 (21 O.S. Supp.
24 2019, Section 13.1), is amended to read as follows:

Section 13.1. Persons convicted of:

1. First degree murder as defined in Section 701.7 of this
title;

2. Second degree murder as defined by Section 701.8 of this
title;

1 3. Manslaughter in the first degree as defined by Section 711
2 of this title;

3 4. Poisoning with intent to kill as defined by Section 651 of
4 this title;

5 5. Shooting with intent to kill, use of a vehicle to facilitate
6 use of a firearm, crossbow or other weapon, assault, battery, or
7 assault and battery with a deadly weapon or by other means likely to
8 produce death or great bodily harm, as provided for in Section 652
9 of this title;

10 6. Assault with intent to kill as provided for in Section 653
11 of this title;

12 7. Conjoint robbery as defined by Section 800 of this title;

13 8. Robbery with a dangerous weapon as defined in Section 801 of
14 this title;

15 9. First degree robbery as defined in Section 797 of this
16 title;

17 10. First degree rape as provided for in Section 1111, 1114 or
18 1115 of this title;

19 11. First degree arson as defined in Section 1401 of this
20 title;

21 12. First degree burglary as provided for in Section 1436 of
22 this title;

23 13. Bombing as defined in Section 1767.1 of this title;

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1 14. Any crime against a child provided for in Section 843.5 of
2 this title;

3 15. Forcible sodomy as defined in Section 888 of this title;

4 16. Child pornography or aggravated child pornography as
5 defined in Section 1021.2, 1021.3, 1024.1, 1024.2 or 1040.12a of
6 this title;

7 17. Child prostitution as defined in Section 1030 of this
8 title;

9 18. Lewd molestation of a child as defined in Section 1123 of
10 this title;

11 19. Abuse of a vulnerable adult as defined in Section 10-103 of
12 Title 43A of the Oklahoma Statutes who is a resident of a nursing
13 facility;

14 20. Aggravated trafficking as provided for in subsection C of
15 Section 2-415 of Title 63 of the Oklahoma Statutes;

16 21. Aggravated assault and battery upon any person defending
17 another person from assault and battery; ~~or~~

18 22. Human trafficking as provided for in Section 748 of this
19 title; or

20 23. Domestic assault and battery that results in great bodily
21 injury to the victim as provided for in Section 644 of this title,
22 shall be required to serve not less than eighty-five percent (85%)
23 of any sentence of imprisonment imposed by the judicial system prior
24 to becoming eligible for consideration for parole. Persons

1 convicted of these offenses shall not be eligible for earned credits
2 or any other type of credits which have the effect of reducing the
3 length of the sentence to less than eighty-five percent (85%) of the
4 sentence imposed.

5 SECTION 2. AMENDATORY 21 O.S. 2011, Section 644, as
6 amended by Section 1, Chapter 200, O.S.L. 2019 (21 O.S. Supp. 2019,
7 Section 644), is amended to read as follows:

8 Section 644. A. Assault shall be punishable by imprisonment in
9 a county jail not exceeding thirty (30) days, or by a fine of not
10 more than Five Hundred Dollars (\$500.00), or by both such fine and
11 imprisonment.

12 B. Assault and battery shall be punishable by imprisonment in a
13 county jail not exceeding ninety (90) days, or by a fine of not more
14 than One Thousand Dollars (\$1,000.00), or by both such fine and
15 imprisonment.

16 C. Any person who commits any assault and battery against a
17 current or former intimate partner or a family or household member
18 as defined by Section 60.1 of Title 22 of the Oklahoma Statutes
19 shall be guilty of domestic abuse. Upon conviction, the defendant
20 shall be punished by imprisonment in the county jail for not more
21 than one (1) year, or by a fine not exceeding Five Thousand Dollars
22 (\$5,000.00), or by both such fine and imprisonment. Upon conviction
23 for a second or subsequent offense, the person shall be punished by
24 imprisonment in the custody of the Department of Corrections for not

1 more than four (4) years, or by a fine not exceeding Five Thousand
2 Dollars (\$5,000.00), or by both such fine and imprisonment. The
3 provisions of Section 51.1 of this title shall apply to any second
4 or subsequent offense.

5 D. 1. Any person who, with intent to do bodily harm and
6 without justifiable or excusable cause, commits any assault,
7 battery, or assault and battery upon an intimate partner or a family
8 or household member as defined by Section 60.1 of Title 22 of the
9 Oklahoma Statutes with any sharp or dangerous weapon, upon
10 conviction, is guilty of domestic assault or domestic assault and
11 battery with a dangerous weapon which shall be a felony and
12 punishable by imprisonment in the custody of the Department of
13 Corrections not exceeding ten (10) years, or by imprisonment in a
14 county jail not exceeding one (1) year. The provisions of Section
15 51.1 of this title shall apply to any second or subsequent
16 conviction for a violation of this paragraph.

17 2. Any person who, without such cause, shoots an intimate
18 partner or a family or household member as defined by Section 60.1
19 of Title 22 of the Oklahoma Statutes by means of any deadly weapon
20 that is likely to produce death shall, upon conviction, be guilty of
21 domestic assault and battery with a deadly weapon which shall be a
22 felony punishable by imprisonment in the custody of the Department
23 of Corrections not exceeding life. The provisions of Section 51.1
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1 of this title shall apply to any second or subsequent conviction for
2 a violation of this paragraph.

3 E. Any person convicted of domestic abuse committed against a
4 pregnant woman with knowledge of the pregnancy shall be guilty of a
5 misdemeanor, punishable by imprisonment in the county jail for not
6 more than one (1) year.

7 Any person convicted of a second or subsequent offense of
8 domestic abuse against a pregnant woman with knowledge of the
9 pregnancy shall be guilty of a felony, punishable by imprisonment in
10 the custody of the Department of Corrections for not less than ten
11 (10) years.

12 Any person convicted of domestic abuse committed against a
13 pregnant woman with knowledge of the pregnancy and a miscarriage
14 occurs or injury to the unborn child occurs shall be guilty of a
15 felony, punishable by imprisonment in the custody of the Department
16 of Corrections for not less than twenty (20) years.

17 F. Any person convicted of domestic abuse as defined in
18 subsection C of this section that results in great bodily injury to
19 the victim shall be guilty of a felony and punished by imprisonment
20 in the custody of the Department of Corrections for not more than
21 ten (10) years, ~~or by imprisonment in the county jail for not more~~
22 ~~than one (1) year.~~ The provisions of Section 51.1 of this title
23 shall apply to any second or subsequent conviction of a violation of
24 this subsection.

1 G. Any person convicted of domestic abuse as defined in
2 subsection C of this section that was committed in the presence of a
3 child shall be punished by imprisonment in the county jail for not
4 less than six (6) months nor more than one (1) year, or by a fine
5 not exceeding Five Thousand Dollars (\$5,000.00), or by both such
6 fine and imprisonment. Any person convicted of a second or
7 subsequent domestic abuse as defined in subsection C of this section
8 that was committed in the presence of a child shall be punished by
9 imprisonment in the custody of the Department of Corrections for not
10 less than one (1) year nor more than five (5) years, or by a fine
11 not exceeding Seven Thousand Dollars (\$7,000.00), or by both such
12 fine and imprisonment. The provisions of Section 51.1 of this title
13 shall apply to any second or subsequent offense. For every
14 conviction of a domestic abuse crime in violation of any provision
15 of this section committed against an intimate partner or a family or
16 household member as defined by Section 60.1 of Title 22 of the
17 Oklahoma Statutes, the court shall:

18 1. Specifically order as a condition of a suspended or deferred
19 sentence that a defendant participate in counseling or undergo
20 treatment to bring about the cessation of domestic abuse as
21 specified in paragraph 2 of this subsection;

22 2. a. The court shall require the defendant to complete an
23 assessment and follow the recommendations of a
24 batterers' intervention program certified by the
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1 Attorney General. If the defendant is ordered to
2 participate in a batterers' intervention program, the
3 order shall require the defendant to attend the
4 program for a minimum of fifty-two (52) weeks,
5 complete the program, and be evaluated before and
6 after attendance of the program by program staff.
7 Three unexcused absences in succession or seven
8 unexcused absences in a period of fifty-two (52) weeks
9 from any court-ordered batterers' intervention program
10 shall be prima facie evidence of the violation of the
11 conditions of probation for the district attorney to
12 seek acceleration or revocation of any probation
13 entered by the court.

14 b. A program for anger management, couples counseling, or
15 family and marital counseling shall not solely qualify
16 for the counseling or treatment requirement for
17 domestic abuse pursuant to this subsection. The
18 counseling may be ordered in addition to counseling
19 specifically for the treatment of domestic abuse or
20 per evaluation as set forth below. If, after
21 sufficient evaluation and attendance at required
22 counseling sessions, the domestic violence treatment
23 program or licensed professional determines that the
24 defendant does not evaluate as a perpetrator of

1 domestic violence or does evaluate as a perpetrator of
2 domestic violence and should complete other programs
3 of treatment simultaneously or prior to domestic
4 violence treatment, including but not limited to
5 programs related to the mental health, apparent
6 substance or alcohol abuse or inability or refusal to
7 manage anger, the defendant shall be ordered to
8 complete the counseling as per the recommendations of
9 the domestic violence treatment program or licensed
10 professional;

- 11 3. a. The court shall set a review hearing no more than one
12 hundred twenty (120) days after the defendant is
13 ordered to participate in a domestic abuse counseling
14 program or undergo treatment for domestic abuse to
15 assure the attendance and compliance of the defendant
16 with the provisions of this subsection and the
17 domestic abuse counseling or treatment requirements.
18 The court may suspend sentencing of the defendant
19 until the defendant has presented proof to the court
20 of enrollment in a program of treatment for domestic
21 abuse by an individual licensed practitioner or a
22 domestic abuse treatment program certified by the
23 Attorney General and attendance at weekly sessions of
24 such program. Such proof shall be presented to the

1 court by the defendant no later than one hundred
2 twenty (120) days after the defendant is ordered to
3 such counseling or treatment. At such time, the court
4 may complete sentencing, beginning the period of the
5 sentence from the date that proof of enrollment is
6 presented to the court, and schedule reviews as
7 required by subparagraphs a and b of this paragraph
8 and paragraphs 4 and 5 of this subsection. Three
9 unexcused absences in succession or seven unexcused
10 absences in a period of fifty-two (52) weeks from any
11 court-ordered domestic abuse counseling or treatment
12 program shall be prima facie evidence of the violation
13 of the conditions of probation for the district
14 attorney to seek acceleration or revocation of any
15 probation entered by the court.

- 16 b. The court shall set a second review hearing after the
17 completion of the counseling or treatment to assure
18 the attendance and compliance of the defendant with
19 the provisions of this subsection and the domestic
20 abuse counseling or treatment requirements. The court
21 shall retain continuing jurisdiction over the
22 defendant during the course of ordered counseling
23 through the final review hearing;

1 4. The court may set subsequent or other review hearings as the
2 court determines necessary to assure the defendant attends and fully
3 complies with the provisions of this subsection and the domestic
4 abuse counseling or treatment requirements;

5 5. At any review hearing, if the defendant is not
6 satisfactorily attending individual counseling or a domestic abuse
7 counseling or treatment program or is not in compliance with any
8 domestic abuse counseling or treatment requirements, the court may
9 order the defendant to further or continue counseling, treatment, or
10 other necessary services. The court may revoke all or any part of a
11 suspended sentence, deferred sentence, or probation pursuant to
12 Section 991b of Title 22 of the Oklahoma Statutes and subject the
13 defendant to any or all remaining portions of the original sentence;

14 6. At the first review hearing, the court shall require the
15 defendant to appear in court. Thereafter, for any subsequent review
16 hearings, the court may accept a report on the progress of the
17 defendant from individual counseling, domestic abuse counseling, or
18 the treatment program. There shall be no requirement for the victim
19 to attend review hearings; and

20 7. If funding is available, a referee may be appointed and
21 assigned by the presiding judge of the district court to hear
22 designated cases set for review under this subsection. Reasonable
23 compensation for the referees shall be fixed by the presiding judge.
24 The referee shall meet the requirements and perform all duties in

1 the same manner and procedure as set forth in Sections 1-8-103 and
2 2-2-702 of Title 10A of the Oklahoma Statutes pertaining to referees
3 appointed in juvenile proceedings.

4 The defendant may be required to pay all or part of the cost of
5 the counseling or treatment, in the discretion of the court.

6 H. As used in subsection G of this section, "in the presence of
7 a child" means in the physical presence of a child; or having
8 knowledge that a child is present and may see or hear an act of
9 domestic violence. For the purposes of subsections C and G of this
10 section, "child" may be any child whether or not related to the
11 victim or the defendant.

12 I. For the purposes of subsections C and G of this section, any
13 conviction for assault and battery against an intimate partner or a
14 family or household member as defined by Section 60.1 of Title 22 of
15 the Oklahoma Statutes shall constitute a sufficient basis for a
16 felony charge:

17 1. If that conviction is rendered in any state, county or
18 parish court of record of this or any other state; or

19 2. If that conviction is rendered in any municipal court of
20 record of this or any other state for which any jail time was
21 served; provided, no conviction in a municipal court of record
22 entered prior to November 1, 1997, shall constitute a prior
23 conviction for purposes of a felony charge.

1 J. Any person who commits any assault and battery with intent
2 to cause great bodily harm by strangulation or attempted
3 strangulation against an intimate partner or a family or household
4 member as defined by Section 60.1 of Title 22 of the Oklahoma
5 Statutes shall, upon conviction, be guilty of domestic abuse by
6 strangulation and shall be punished by imprisonment in the custody
7 of the Department of Corrections for a period of not less than one
8 (1) year nor more than three (3) years, or by a fine of not more
9 than Three Thousand Dollars (\$3,000.00), or by both such fine and
10 imprisonment. Upon a second or subsequent conviction for a
11 violation of this section, the defendant shall be punished by
12 imprisonment in the custody of the Department of Corrections for a
13 period of not less than three (3) years nor more than ten (10)
14 years, or by a fine of not more than Twenty Thousand Dollars
15 (\$20,000.00), or by both such fine and imprisonment. The provisions
16 of Section 51.1 of this title shall apply to any second or
17 subsequent conviction of a violation of this subsection. As used in
18 this subsection, "strangulation" means any form of asphyxia;
19 including, but not limited to, asphyxia characterized by closure of
20 the blood vessels or air passages of the neck as a result of
21 external pressure on the neck or the closure of the nostrils or
22 mouth as a result of external pressure on the head.

1 K. Any district court of this state and any judge thereof shall
2 be immune from any liability or prosecution for issuing an order
3 that requires a defendant to:

4 1. Attend a treatment program for domestic abusers certified by
5 the Attorney General;

6 2. Attend counseling or treatment services ordered as part of
7 any suspended or deferred sentence or probation; and

8 3. Attend, complete, and be evaluated before and after
9 attendance by a treatment program for domestic abusers, certified by
10 the Attorney General.

11 L. There shall be no charge of fees or costs to any victim of
12 domestic violence, stalking, or sexual assault in connection with
13 the prosecution of a domestic violence, stalking, or sexual assault
14 offense in this state.

15 M. In the course of prosecuting any charge of domestic abuse,
16 stalking, harassment, rape, or violation of a protective order, the
17 prosecutor shall provide the court, prior to sentencing or any plea
18 agreement, a local history and any other available history of past
19 convictions of the defendant within the last ten (10) years relating
20 to domestic abuse, stalking, harassment, rape, violation of a
21 protective order, or any other violent misdemeanor or felony
22 convictions.

23 N. Any plea of guilty or finding of guilt for a violation of
24 subsection C, F, G, I or J of this section shall constitute a

1 conviction of the offense for the purpose of this act or any other
2 criminal statute under which the existence of a prior conviction is
3 relevant for a period of ten (10) years following the completion of
4 any court imposed probationary term; provided, the person has not,
5 in the meantime, been convicted of a misdemeanor involving moral
6 turpitude or a felony.

7 O. For purposes of subsection F of this section, "great bodily
8 injury" means bone fracture, protracted and obvious disfigurement,
9 protracted loss or impairment of the function of a body part, organ
10 or mental faculty, or substantial risk of death.

11 P. Any pleas of guilty or nolo contendere or finding of guilt
12 to a violation of any provision of this section shall constitute a
13 conviction of the offense for the purpose of any subsection of this
14 section under which the existence of a prior conviction is relevant
15 for a period of ten (10) years following the completion of any
16 sentence or court imposed probationary term.

17 SECTION 3. AMENDATORY 57 O.S. 2011, Section 571, as last
18 amended by Section 1, Chapter 152, O.S.L. 2019 (57 O.S. Supp. 2019,
19 Section 571), is amended to read as follows:

20 Section 571. As used in the Oklahoma Statutes, unless another
21 definition is specified:

22 1. "Capacity" means the actual available bedspace as certified
23 by the State Board of Corrections subject to applicable federal and
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1 state laws and the rules and regulations promulgated under such
2 laws; and

3 2. "Violent crime" means any of the following felony offenses
4 and any attempts to commit or conspiracy or solicitation to commit
5 the following crimes:

6 a. assault, battery, or assault and battery with a
7 dangerous or deadly weapon, as provided for in
8 Sections 645 and 652 of Title 21 of the Oklahoma
9 Statutes,

10 b. assault, battery, or assault and battery with a deadly
11 weapon or by other means likely to produce death or
12 great bodily harm, as provided for in Section 652 of
13 Title 21 of the Oklahoma Statutes,

14 c. aggravated assault and battery on a police officer,
15 sheriff, highway patrolman, or any other officer of
16 the law, as provided for in Section 650 of Title 21 of
17 the Oklahoma Statutes,

18 d. poisoning with intent to kill, as provided for in
19 Section 651 of Title 21 of the Oklahoma Statutes,

20 e. shooting with intent to kill, as provided for in
21 Section 652 of Title 21 of the Oklahoma Statutes,

22 f. assault with intent to kill, as provided for in
23 Section 653 of Title 21 of the Oklahoma Statutes,
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- 1 g. assault with intent to commit a felony, as provided
2 for in Section 681 of Title 21 of the Oklahoma
3 Statutes,
- 4 h. assaults with a dangerous weapon while masked or
5 disguised, as provided for in Section 1303 of Title 21
6 of the Oklahoma Statutes,
- 7 i. murder in the first degree, as provided for in Section
8 701.7 of Title 21 of the Oklahoma Statutes,
- 9 j. murder in the second degree, as provided for in
10 Section 701.8 of Title 21 of the Oklahoma Statutes,
- 11 k. manslaughter in the first degree, as provided for in
12 Section 711 of Title 21 of the Oklahoma Statutes,
- 13 l. manslaughter in the second degree, as provided for in
14 Section 716 of Title 21 of the Oklahoma Statutes,
- 15 m. kidnapping, as provided for in Section 741 of Title 21
16 of the Oklahoma Statutes,
- 17 n. burglary in the first degree, as provided for in
18 Section 1431 of Title 21 of the Oklahoma Statutes,
- 19 o. burglary with explosives, as provided for in Section
20 1441 of Title 21 of the Oklahoma Statutes,
- 21 p. kidnapping for extortion, as provided for in Section
22 745 of Title 21 of the Oklahoma Statutes,
- 23 q. maiming, as provided for in Section 751 of Title 21 of
24 the Oklahoma Statutes,
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- 1 r. robbery, as provided for in Section 791 of Title 21 of
2 the Oklahoma Statutes,
- 3 s. robbery in the first degree, as provided for in
4 Section 797 et seq. of Title 21 of the Oklahoma
5 Statutes,
- 6 t. robbery in the second degree, as provided for in
7 Section 797 et seq. of Title 21 of the Oklahoma
8 Statutes,
- 9 u. armed robbery, as provided for in Section 801 of Title
10 21 of the Oklahoma Statutes,
- 11 v. robbery by two or more persons, as provided for in
12 Section 800 of Title 21 of the Oklahoma Statutes,
- 13 w. robbery with dangerous weapon or imitation firearm, as
14 provided for in Section 801 of Title 21 of the
15 Oklahoma Statutes,
- 16 x. child abuse, as provided for in Section 843.5 of Title
17 21 of the Oklahoma Statutes,
- 18 y. wiring any equipment, vehicle or structure with
19 explosives, as provided for in Section 849 of Title 21
20 of the Oklahoma Statutes,
- 21 z. forcible sodomy, as provided for in Section 888 of
22 Title 21 of the Oklahoma Statutes,
- 23 aa. rape in the first degree, as provided for in Section
24 1114 of Title 21 of the Oklahoma Statutes,

- 1 bb. rape in the second degree, as provided for in Section
2 1114 of Title 21 of the Oklahoma Statutes,
3 cc. rape by instrumentation, as provided for in Section
4 1111.1 of Title 21 of the Oklahoma Statutes,
5 dd. lewd or indecent proposition or lewd or indecent act
6 with a child under sixteen (16) years of age, as
7 provided for in Section 1123 of Title 21 of the
8 Oklahoma Statutes,
9 ee. use of a firearm or offensive weapon to commit or
10 attempt to commit a felony, as provided for in Section
11 1287 of Title 21 of the Oklahoma Statutes,
12 ff. pointing firearms, as provided for in Section 1279 of
13 Title 21 of the Oklahoma Statutes,
14 gg. rioting, as provided for in Section 1311 of Title 21
15 of the Oklahoma Statutes,
16 hh. inciting to riot, as provided for in Section 1320.2 of
17 Title 21 of the Oklahoma Statutes,
18 ii. arson in the first degree, as provided for in Section
19 1401 of Title 21 of the Oklahoma Statutes,
20 jj. injuring or burning public buildings, as provided for
21 in Section 349 of Title 21 of the Oklahoma Statutes,
22 kk. sabotage, as provided for in Section 1262 of Title 21
23 of the Oklahoma Statutes,
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- 1 1l. criminal syndicalism, as provided for in Section 1261
2 of Title 21 of the Oklahoma Statutes,
3 mm. extortion, as provided for in Section 1481 of Title 21
4 of the Oklahoma Statutes,
5 nn. obtaining signature by extortion, as provided for in
6 Section 1485 of Title 21 of the Oklahoma Statutes,
7 oo. seizure of a bus, discharging firearm or hurling
8 missile at bus, as provided for in Section 1903 of
9 Title 21 of the Oklahoma Statutes,
10 pp. mistreatment of a mental patient, as provided for in
11 Section 843.1 of Title 21 of the Oklahoma Statutes,
12 qq. using a vehicle to facilitate the discharge of a
13 weapon pursuant to Section 652 of Title 21 of the
14 Oklahoma Statutes,
15 rr. bombing offenses, as defined in Section 1767.1 of
16 Title 21 of the Oklahoma Statutes,
17 ss. child pornography or aggravated child pornography, as
18 defined in Section 1021.2, 1021.3, 1024.1 or 1040.12a
19 of Title 21 of the Oklahoma Statutes,
20 tt. child prostitution, as defined in Section 1030 of
21 Title 21 of the Oklahoma Statutes,
22 uu. abuse of a vulnerable adult, as defined in Section 10-
23 103 of Title 43A of the Oklahoma Statutes who is a
24 resident of a nursing facility,

1 vv. aggravated trafficking, as provided for in subsection
2 C of Section 2-415 of Title 63 of the Oklahoma
3 Statutes,

4 ww. aggravated assault and battery upon any person
5 defending another person from assault and battery, as
6 provided for in Section 646 of Title 21 of the
7 Oklahoma Statutes,

8 xx. human trafficking, as provided for in Section 748 of
9 Title 21 of the Oklahoma Statutes,

10 yy. terrorism crimes, as provided in Section 1268 et seq.
11 of Title 21 of the Oklahoma Statutes, ~~or~~

12 zz. eluding a peace officer, as provided for in subsection
13 B or C of Section 540A of Title 21 of the Oklahoma
14 Statutes, or

15 aaa. domestic assault and battery that results in great
16 bodily injury to the victim, as provided for in
17 Section 644 of Title 21 of the Oklahoma Statutes.

18 Such offenses shall constitute exceptions to nonviolent offenses
19 pursuant to Article VI, Section 10 of the Oklahoma Constitution.

20 SECTION 4. This act shall become effective November 1, 2020.

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