

ENGROSSED HOUSE
BILL NO. 1579

By: Fields and O'Neal of the
House

and

Campbell of the Senate

An Act relating to criminal procedure; amending 22
O.S. 1991, Section 60.1, as last amended by Section
54, Chapter 290, O.S.L. 1994 (22 O.S. Supp. 1994,
Section 60.1), which relates to the Domestic Abuse
Reporting Act; modifying definitions; and providing
an effective date.

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

SECTION 1. AMENDATORY 22 O.S. 1991, Section 60.1, as
last amended by Section 54, Chapter 290, O.S.L. 1994 (22 O.S. Supp.
1994, Section 60.1), is amended to read as follows:

Section 60.1 As used in Section 60 et seq. of this title and in
the Domestic Abuse Reporting Act, ~~Sections 40.5 and 40.6 of this
title~~ and Section 150.12B of Title 74 of the Oklahoma Statutes:

1. "Domestic abuse" means any act of physical harm, or the
threat of imminent physical harm which is committed by an adult,
emancipated minor, or minor age thirteen (13) years or older against
another adult, emancipated minor or minor child who are family or
household members;

2. "Stalking" means the willful, malicious, and repeated
following of a person by an adult, emancipated minor, or minor

thirteen (13) years of age or older, with the intent of placing the person in reasonable fear of death or great bodily injury;

3. ~~"Harassment" means a knowing and willful course or pattern of conduct by an adult, emancipated minor, or minor thirteen (13) years of age or older, directed at a specific person which seriously alarms or annoys the person, and which serves no legitimate purpose. The course of conduct must be such as would cause a reasonable person to suffer substantial emotional distress, and must actually cause substantial distress to the person. "Harassment" shall include, but not be limited to, harassing or obscene telephone calls in violation of Section 1172 of Title 21 of the Oklahoma Statutes~~ conduct directed toward a person that includes, but is not limited to, repeated or continuing unconsented contact that would cause a reasonable person to suffer emotional distress and that actually causes emotional distress to the victim. Harassment does not include constitutionally protected activity or conduct that serves a legitimate purpose; and

4. "Family or household members" means spouses, ex-spouses, present spouses of ex-spouses, parents, foster parents, children, persons otherwise related by blood or marriage, persons living in the same household or who formerly lived in the same household, or persons who are the biological parents of the same child, regardless of their marital status, or whether they have lived together at any time. This shall include the elderly and handicapped.

SECTION 2. This act shall become effective November 1, 1995.

Passed the House of Representatives the 1st day of March, 1995.

Speaker of the House of Representatives

Passed the Senate the ____ day of _____, 1995.

President of the Senate