

ENGROSSED HOUSE
BILL NO. 2774

By: Perry, Boyd (Laura),
Cozort, Greenwood,
Blackburn, Breckinridge,
Bryant, Coleman, Maddux,
Pettigrew, Smaligo and
Vaughn

An Act relating to children; prohibiting ritualistic
child abuse; specifying such abuse; providing
exceptions; providing penalties; requiring certain
reporting; requiring certain evidence; providing
for codification; and providing an effective date.

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

SECTION 1. NEW LAW A new section of law to be codified
in the Oklahoma Statutes as Section 7115.1 of Title 10, unless there
is created a duplication in numbering, reads as follows:

A. Unless otherwise permitted by law, no person shall commit
any of the following acts with, upon, or in the presence of a person
less than eighteen (18) years of age as part of a ceremony, rite or
any similar observance:

1. Actually or in simulation, torture, mutilate or sacrifice
any warm-blooded animal or human being;

2. Force ingestion, injection or other application of any
narcotic, drug, hallucinogen or anesthetic for the purpose of
dulling sensitivity, cognition, recollection of or resistance to any
criminal activity;

3. Force ingestion, or external application of human or animal urine, feces, flesh, blood, bones, body secretions, nonprescribed drugs or chemical compounds;

4. Involve the person less than eighteen (18) years of age in a mock, unauthorized or unlawful marriage ceremony with another person or representation of any force or diety, followed by copulation with the person less than eighteen (18) years of age;

5. Place a living person less than eighteen (18) years of age into a coffin or open grave containing a human corpse or human remains;

6. Unlawfully pierce the genitals of a living person; or

7. Unlawfully dissect, mutilate or incinerate a human corpse.

B. The provisions of this section shall not apply to:

1. Lawful agricultural, animal husbandry, food preparation or wild game hunting and fishing practices, and specifically, the branding or identification of livestock;

2. The lawful medical practice of circumcision, any ceremony related thereto, or other lawful medical practice; or

3. Any state or federally approved, licensed or funded research project.

C. Any person convicted of violating any provision of subsection A of this section shall be guilty of a felony punishable by:

1. For a first offense, imprisonment in the state penitentiary not to exceed fifteen (15) years, or by the imposition of a fine not to exceed Fifteen Thousand Dollars (\$15,000.00), or by both such imprisonment and fine; and

2. For a second or subsequent offense, imprisonment in the state penitentiary for life or life without parole, or the imposition of a fine not to exceed Twenty-five Thousand Dollars (\$25,000.00), or by both such imprisonment and fine.

D. A violation of this section shall be considered as "ritualistic child abuse" and shall be required to be reported pursuant to the Oklahoma Child Abuse Reporting and Prevention Act.

E. No person shall be convicted of ritualistic child abuse unless the prosecution is based on objective verifiable evidence or there is corroborating evidence.

SECTION 2. This act shall become effective November 1, 1996.

Passed the House of Representatives the 5th day of March, 1996.

Speaker of the House of
Representatives

Passed the Senate the ____ day of _____, 1996.

President of the Senate