

ENGROSSED SENATE  
BILL NO. 1708

By: Nichols, Gumm, Garrison and  
Laster of the Senate

and

Morgan (Fred) of the House

[ sex offenders - distance from certain facilities -

effective date -

emergency ]

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 1126 of Title 21, unless there is created a duplication in numbering, reads as follows:

Every person who is convicted of rape, rape by instrumentation, sodomy, lewd molestation, sexual battery, incest, or other sexual abuse offense against a child victim is prohibited from residing in the same residence as the child victim until the victim reaches eighteen (18) years of age. "Child victim" means a person less than eighteen (18) years of age at the time of the offense. Any violation of the provisions of this section shall be a misdemeanor on the first offense and a felony on any second or subsequent offense.

SECTION 2. AMENDATORY 57 O.S. 2001, Section 590, as amended by Section 1, Chapter 223, O.S.L. 2003 (57 O.S. Supp. 2005, Section 590), is amended to read as follows:

Section 590. A. It is unlawful for any person registered pursuant to the Oklahoma Sex Offenders Registration Act to reside within a two thousand-foot radius of any public or private school site or educational institution or any licensed day care facility.

B. Nothing in this provision shall require any person to sell or otherwise dispose of any real estate or home acquired or owned prior to the conviction of the person as a sex offender. Any person willfully violating the provisions of this section by intentionally moving into any neighborhood or to any real estate or home within the prohibited distance shall, upon conviction, be guilty of a misdemeanor punishable by a fine not to exceed Three Thousand Dollars (\$3,000.00) on a first offense, and any second or subsequent offense shall be punishable by incarceration for one (1) year in the county jail in addition to such fine.

SECTION 3. This act shall become effective July 1, 2006.

SECTION 4. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.

Passed the Senate the 8th day of March, 2006.

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Presiding Officer of the Senate

Passed the House of Representatives the \_\_\_\_ day of \_\_\_\_\_,  
2006.

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Presiding Officer of the House  
of Representatives