

STATE OF OKLAHOMA

2nd Session of the 50th Legislature (2006)

HOUSE BILL 2117

By: Cooksey

AS INTRODUCED

An Act relating to crimes and punishments;
prohibiting human trafficking; providing penalty;
defining terms; 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 748 of Title 21, unless there is created a duplication in numbering, reads as follows:

A. A person commits an offense if the person knowingly traffics another person with the intent that the trafficked person engage in:

1. Forced labor or service; or

2. Conduct that constitutes an offense under Sections 1021 through 1040.80 of Title 21 of the Oklahoma Statutes.

B. Except as otherwise provided by this subsection, an offense under this section is a felony and any person found guilty shall be punishable by imprisonment in the State Penitentiary for not less than five (5) years. An offense under this section is a felony, and punishable by imprisonment in the State Penitentiary for not less than ten (10) years, if:

1. The offense is committed under paragraph 2 of subsection A of this section and the person who is trafficked is younger than fourteen (14) years of age at the time of the offense; or

2. The commission of the offense results in the death of the person who is trafficked.

C. If conduct constituting an offense under this section also constitutes an offense under another section of law, the person may be prosecuted under either section or under both sections.

D. As used in this section:

1. "Forced labor or service" means labor or service that is performed or provided by another person and obtained through:

- a. threatening to cause bodily injury to another,
- b. restraining another, or
- c. withholding from another:
 - (1) government records,
 - (2) identifying information, or
 - (3) personal property; and

2. "Traffic" means to transport another person or to entice, recruit, harbor, provide, or otherwise obtain another person for transport by deception, coercion, or force.

SECTION 2. This act shall become effective November 1, 2006.

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