

STATE OF OKLAHOMA

2nd Session of the 50th Legislature (2006)

HOUSE BILL 3004

By: Morgan (Fred)

AS INTRODUCED

An Act relating to crimes and punishments; amending 21 O.S. 2001, Section 1040.14, which relates to action for adjudication of obscenity or child pornographic content of mailable matter; updating language; and providing an effective date.

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

SECTION 1. AMENDATORY 21 O.S. 2001, Section 1040.14, is amended to read as follows:

Section 1040.14 ~~(a)~~ A. Whenever the Attorney General of this state or the district attorney for any district has reasonable cause to believe that any person, with knowledge of its contents, is ~~(1)~~ engaged:

1. Engaged in sending or causing to be sent, bringing or causing to be brought, into this state for sale or commercial distribution, ; or ~~is (2) in~~

2. In this state preparing, selling, exhibiting or commercially distributing or giving away, or offering to give away, or has in his or her possession with intent to sell, or commercially distribute or to exhibit or give away or offer to give away, any obscene material or child pornography, the Attorney General or the district attorney for the county into which ~~such~~ the mailable matter is sent or caused to be sent, brought or caused to be brought, or in which it is prepared, sold, exhibited or commercially distributed or given away or offered to be given away, or possessed, may institute an action in the district court for an adjudication of the obscenity or child pornographic content of the mailable matter.

~~(b)~~ B. The procedure to be followed shall be that set forth in this act.

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

50-2-8977          GRS          01/09/06