

1 STATE OF OKLAHOMA

2 2nd Session of the 51st Legislature (2008)

3 COMMITTEE SUBSTITUTE

4 FOR

5 HOUSE BILL NO. 2815

6 By: Sullivan

7 COMMITTEE SUBSTITUTE

8 An Act relating to homeland security; requiring
9 persons to report certain terrorist activities to
10 peace officers; providing reporting requirements;
11 providing penalty; providing for civil and criminal
12 immunity; providing presumption of good faith for
13 certain persons; providing for codification; and
14 providing an effective date.

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

16 SECTION 1. NEW LAW A new section of law to be codified
17 in the Oklahoma Statutes as Section 1268.7 of Title 21, unless there
18 is created a duplication in numbering, reads as follows:

19 A. Every person having reason to believe that an act of
20 terrorism against a child or children under the age of eighteen (18)
21 years, or involving in any way such a child or children in Oklahoma,
22 is being considered, contemplated, planned or is underway, shall
23 report the matter promptly to a commissioned peace officer of the
24 State of Oklahoma. If the report is not made in writing in the
first instance, the report shall be reduced to writing by the taker

1 thereof as soon as possible after it is initially made by telephone
2 or otherwise. The report shall contain as much detail as is
3 reasonably available to the informant, such as names and locations
4 of the child or children at risk or names and locations of
5 individuals suspected of being involved in the consideration,
6 contemplation, or planning of acts of terrorism against a child or
7 children in Oklahoma.

8 B. Any person who knowingly and willfully fails to report any
9 incident as provided for in subsection A of this section shall, upon
10 conviction, be guilty of a felony.

11 C. Any person who, in good faith and exercising due care,
12 participates in the making of a report pursuant to this section
13 shall be immune from any civil or criminal liability. The person
14 shall also have the same immunity with respect to participation in
15 any judicial proceeding resulting from such report.

16 D. The good faith of any individual including, but not limited
17 to, public officials, peace officers, health care providers and
18 private investigators in making a report pursuant to this section,
19 shall be presumed.

20 SECTION 2. This act shall become effective November 1, 2008.

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22 51-2-10540 GRS 03/04/08

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