

COMMITTEE AMENDMENT
HOUSE OF REPRESENTATIVES
State of Oklahoma

SPEAKER:

CHAIR:

I move to amend HB1355 _____
Of the printed Bill
Page _____ Section _____ Lines _____
Of the Engrossed Bill

By striking the Title, the Enacting Clause, the entire bill, and by inserting in lieu thereof the following language:

AMEND TITLE TO CONFORM TO AMENDMENTS

Adopted: _____

Amendment submitted by: John Auffet

Reading Clerk

1 STATE OF OKLAHOMA

2 1st Session of the 52nd Legislature (2009)

3 PROPOSED COMMITTEE
4 SUBSTITUTE
5 FOR
6 HOUSE BILL NO. 1355

By: Auffet

7 PROPOSED COMMITTEE SUBSTITUTE

8 An Act relating to prisons and reformatories;
9 amending 57 O.S. 2001, Section 582, as last amended
10 by Section 22, Chapter 261, O.S.L. 2007 (57 O.S.
11 Supp. 2008, Section 582), which relates to the Sex
12 Offenders Registration Act; providing exception to
13 sex offender registration requirements; and providing
14 an effective date.

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

16 SECTION 1. AMENDATORY 57 O.S. 2001, Section 582, as last
17 amended by Section 22, Chapter 261, O.S.L. 2007 (57 O.S. Supp. 2008,
18 Section 582), is amended to read as follows:

19 Section 582. A. The provisions of the Sex Offenders
20 Registration Act, Section 581 et seq. of this title, shall apply to
21 any person residing, working or attending school within the State of
22 Oklahoma who, after November 1, 1989, has been convicted, whether
23 upon a verdict or plea of guilty or upon a plea of nolo contendere,
24 or received a suspended sentence or any probationary term, or is
currently serving a sentence or any form of probation or parole for

1 a crime or an attempt to commit a crime provided for in Section 7115
2 of Title 10 of the Oklahoma Statutes if the offense involved sexual
3 abuse or sexual exploitation as those terms are defined in Section
4 7102 of Title 10 of the Oklahoma Statutes, Section 681, if the
5 offense involved sexual assault, 741, if the offense involved sexual
6 abuse or sexual exploitation, Section 843.1, if the offense involved
7 sexual abuse or sexual exploitation, 865 et seq., 885, 886, 888,
8 891, if the offense involved sexual abuse or sexual exploitation,
9 1021, 1021.2, 1021.3, 1040.13a, 1040.51, 1087, 1088, 1111.1, 1114 or
10 1123 of Title 21 of the Oklahoma Statutes.

11 B. The provisions of the Sex Offenders Registration Act shall
12 apply to any person who after November 1, 1989, resides, works or
13 attends school within the State of Oklahoma and who has been
14 convicted or received a suspended sentence at any time in any court
15 of another state, a federal court, an Indian tribal court or a
16 military court for a crime or attempted crime which, if committed or
17 attempted in this state, would be a crime or an attempt to commit a
18 crime provided for in any of said laws listed in subsection A of
19 this section.

20 C. The provisions of the Sex Offenders Registration Act shall
21 apply to any person who resides, works or attends school within the
22 State of Oklahoma and who has received a deferred judgment at any
23 time in any court of another state, a federal court, an Indian
24 tribal court or a military court for a crime or attempted crime

1 which, if committed or attempted in this state, would be a crime or
2 an attempt to commit a crime provided for in Section 7115 of Title
3 10 of the Oklahoma Statutes if the offense involved sexual abuse or
4 sexual exploitation as those terms are defined in Section 7102 of
5 Title 10 of the Oklahoma Statutes, Section 681, if the offense
6 involved sexual assault, 741, if the offense involved sexual abuse
7 or sexual exploitation, Section 843.1, if the offense involved
8 sexual abuse or sexual exploitation, 865 et seq., 885, 886, 888,
9 891, if the offense involved sexual abuse or sexual exploitation,
10 1021, 1021.2, 1021.3, 1040.13a, 1040.51, 1087, 1088, 1111.1, 1114 or
11 1123 of Title 21 of the Oklahoma Statutes. The provisions of the
12 Sex Offenders Registration Act shall not apply to any such person
13 while the person is incarcerated in a maximum or medium correctional
14 institution of the Department of Corrections.

15 D. On the effective date of this act, any person registered as
16 a sex offender pursuant to Section 741 of Title 21 of the Oklahoma
17 Statutes shall be summarily removed from the Sex Offender Registry
18 by the Department of Corrections and all law enforcement agencies of
19 any political subdivision of this state, unless the offense involved
20 sexual abuse or sexual exploitation.

21 E. The provisions of the Sex Offenders Registration Act shall
22 not apply to any person who has received a criminal history records
23 expungement for a conviction for a crime or attempted crime listed
24 in subsection A of this section.

1 SECTION 2. This act shall become effective November 1, 2009.

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3 52-1-6861 GRS 02/17/09
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