

1 ENGROSSED HOUSE
2 BILL NO. 1834

By: Hamilton, Cooksey and
Wesselhoft of the House

3 and

4 Leftwich of the Senate
5
6

7 An Act relating to crimes and punishments; making
8 certain acts unlawful; providing penalties; providing
9 exceptions; providing for the revocation of certain
professional licenses; providing for codification;
and providing an effective date.

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

13 SECTION 1. NEW LAW A new section of law to be codified
14 in the Oklahoma Statutes as Section 760 of Title 21, unless there is
15 created a duplication in numbering, reads as follows:

16 A. Female genital mutilation shall be unlawful in the State
17 of Oklahoma. Whoever knowingly circumcises, excises, or
18 infibulates, in whole or in part, the labia majora, labia minora,
19 or clitoris of another shall, upon conviction, be guilty of a
20 felony punishable by incarceration in the custody of the
21 Department of Corrections for a term of not less than three (3)
22 years nor more than twenty (20) years and a fine of not more than
23 Twenty Thousand Dollars (\$20,000.00). Consent to the procedure
24

1 by a minor on whom it is performed or by the parent or parents of
2 the minor is not a defense to a violation of this subsection.

3 B. A surgical procedure is not a violation of subsection A
4 of this section if the procedure:

5 1. Is necessary as a recognized treatment for a known
6 disease or for purposes of cosmetic surgery to repair a defect or
7 injury for the person on whom it is performed and is performed
8 by:

- 9 a. a licensed physician, or
- 10 b. a physician in training under the supervision of a
11 licensed physician; or

12 2. Is necessary in the assistance of childbirth or for
13 medical purposes connected with that labor or birth and is
14 performed by:

- 15 a. a licensed physician,
- 16 b. a physician in training under the supervision of a
17 licensed physician, or
- 18 c. a certified nurse-midwife.

19 C. Any physician, physician in training, certified nurse-
20 midwife or any other medical professional who performs or
21 participates in a female genital mutilation procedure shall, in
22 addition to the penalties in subsection A of this section, have
23 the professional license or certification of the person
24 permanently revoked.

