

1 ENGROSSED HOUSE AMENDMENT  
TO  
2 ENGROSSED SENATE BILL NO. 1364 By: Griffin of the Senate  
3 and  
4 Sanders of the House  
5  
6

7 An Act relating to zone of safety; amending 21 O.S.  
8 2011, Section 1125, which relates to zones of safety  
9 and restrictions on convicted sex offenders;  
10 modifying what a park is; modifying age of certain  
11 victims; prohibiting certain persons convicted of  
12 certain crimes from entering certain parks; and  
13 providing an effective date.

14 AUTHOR: Remove Representative Sanders as principal House author  
15 and substitute with Representative Cockroft as principal  
16 House author

17 AMENDMENT NO. 1. Page 1, Section 1, line 18, strike the word "and"  
18 and insert in lieu thereof, the word "or"

19 Page 1, Section 1, line 18, after the word "and",  
20 restore the stricken word "~~parks~~"

21 Page 1, Section, line 18 through line 20, delete  
22 all of the inserted language beginning with the  
23 word "any" on line 18 through the inserted word  
24 "park" on line 20

Page 2, Section 1, line 7, after the word "any"  
insert the word "park"

Page 2, Section 1, line 7 through line 9, delete  
all of the inserted language beginning with the  
word "property" on line 7 through the inserted  
word "park" on line 9

Page 4, Section 1, line 19 1/2, insert a new  
subsection G to read as follows:



1 ENGROSSED SENATE  
2 BILL NO. 1364

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4 Sanders of the House

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6 An Act relating to zone of safety; amending 21 O.S.  
7 2011, Section 1125, which relates to zones of safety  
8 and restrictions on convicted sex offenders;  
9 modifying what a park is; modifying age of certain  
10 victims; prohibiting certain persons convicted of  
11 certain crimes from entering certain parks; and  
12 providing an effective date.

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

14 SECTION 1. AMENDATORY 21 O.S. 2011, Section 1125, is  
15 amended to read as follows:

16 Section 1125. A. A zone of safety is hereby created around  
17 elementary, junior high and high schools, permitted or licensed  
18 child care centers as defined by the Department of Human Services,  
19 playgrounds, and ~~parks~~ any property operated or supported in whole  
20 or in part by a city, town, county or state governmental authority  
21 as a park.

22 1. A person is prohibited from loitering within five hundred  
23 (500) feet of any elementary, junior high or high school, permitted  
24 or licensed child care center, playground, or park if the person has  
been convicted of a crime that requires the person to register

1 pursuant to the Sex Offenders Registration Act or the person has  
2 been convicted of an offense in another jurisdiction, which offense  
3 if committed or attempted in this state, would have been punishable  
4 as one or more of the offenses listed in Section 582 of Title 57 of  
5 the Oklahoma Statutes and the victim was a child under the age of  
6 ~~thirteen (13)~~ sixteen (16) years.

7 2. A person is prohibited from entering any property operated  
8 or supported in whole or in part by a city, town, county or state  
9 governmental authority as a park if:

10 a. the person has been designated as a habitual or  
11 aggravated sex offender as provided in Section 584 of  
12 Title 57 of the Oklahoma Statutes, or

13 b. the person has been convicted of an offense in another  
14 jurisdiction, which offense, if committed or attempted  
15 in this state, would designate the person as a  
16 habitual or aggravated sex offender as provided in  
17 Section 584 of Title 57 of the Oklahoma Statutes.

18 B. A person convicted of a violation of subsection A of this  
19 section shall be guilty of a felony punishable by a fine not  
20 exceeding Two Thousand Five Hundred Dollars (\$2,500.00), or by  
21 imprisonment in the county jail for a term of not more than one (1)  
22 year, or by both such fine and imprisonment. Any person convicted  
23 of a second or subsequent violation of subsection A of this section  
24 shall be punished by a fine not exceeding Two Thousand Five Hundred

1 Dollars (\$2,500.00), or by imprisonment in the custody of the  
2 Department of Corrections for a term of not less than three (3)  
3 years, or by both such fine and imprisonment. This proscription of  
4 conduct shall not modify or remove any restrictions currently  
5 applicable to the person by court order, conditions of probation or  
6 as provided by other provision of law.

7 C. 1. A person shall be exempt from the prohibition of this  
8 section regarding a school or a licensed or permitted child care  
9 facility only under the following circumstances and limited to a  
10 reasonable amount of time to complete such tasks:

- 11 a. the person is the custodial parent or legal guardian  
12 of a child who is an enrolled student at the school or  
13 child care facility, and
- 14 b. the person is enrolling, delivering or retrieving such  
15 child at the school or licensed or permitted child  
16 care center during regular school or facility hours or  
17 for school-sanctioned or licensed-or-permitted-child-  
18 care-center-sanctioned extracurricular activities.

19 Prior to entering the zone of safety for the purposes listed in  
20 this paragraph, the person shall inform school or child care center  
21 administrators of his or her status as a registered sex offender.  
22 The person shall update monthly, or as often as required by the  
23 school or center, information about the specific times the person  
24 will be within the zone of safety as established by this section.

1           2. This exception shall not be construed to modify or remove  
2 any restrictions applicable to the person by court order, conditions  
3 of probation, or as provided by other provision of law.

4           D. The provisions of subsection A of this section shall not  
5 apply to any person receiving medical treatment at a hospital or  
6 other facility certified or licensed by the State of Oklahoma to  
7 provide medical services. As used in this subsection, "medical  
8 treatment" shall not include any form of psychological, social or  
9 rehabilitative counseling services or treatment programs for sex  
10 offenders.

11           E. Nothing in this section shall prohibit a person, who is  
12 registered as a sex offender pursuant to the Sex Offenders  
13 Registration Act, from attending a recognized church or religious  
14 denomination for worship; provided, the person has notified the  
15 religious leader of his or her status as a registered sex offender  
16 and the person has been granted written permission by the religious  
17 leader.

18           F. For purpose of prosecution of any violation of this section,  
19 the provisions of Section 51.1 of this title shall not apply.

20           SECTION 2. This act shall become effective November 1, 2014.

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1 Passed the Senate the 5th day of March, 2014.

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3 \_\_\_\_\_  
4 Presiding Officer of the Senate

5 Passed the House of Representatives the \_\_\_\_ day of \_\_\_\_\_,  
6 2014.

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8 \_\_\_\_\_  
9 Presiding Officer of the House  
10 of Representatives