

1 or in part by a city, town, county or state governmental authority
2 as a park.

3 1. A person is prohibited from loitering within five hundred
4 (500) feet of any elementary, junior high or high school, permitted
5 or licensed child care center, or playground, ~~or park~~ if the person
6 has been convicted of a crime that requires the person to register
7 pursuant to the Sex Offenders Registration Act or the person has
8 been convicted of an offense in another jurisdiction, which offense
9 if committed or attempted in this state, would have been punishable
10 as one or more of the offenses listed in Section 582 of Title 57 of
11 the Oklahoma Statutes and the victim was a child under the age of
12 ~~thirteen (13)~~ eighteen (18) years.

13 2. A person is prohibited from entering or loitering within
14 five hundred (500) feet of any property operated or supported in
15 whole or in part by a city, town, county or state governmental
16 authority as a park if the person has been convicted of a crime that
17 requires the person to register pursuant to the Sex Offenders
18 Registration Act or the person has been convicted of an offense in
19 another jurisdiction, which offense, if committed or attempted in
20 this state, would have been punishable as one or more of the
21 offenses listed in Section 582 of Title 57 of the Oklahoma Statutes,
22 the person has been designated as a habitual or aggravated sex
23 offender as provided in Section 584 of Title 57 of the Oklahoma
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1 Statutes and the victim was a child under the age of eighteen (18)
2 years.

3 B. A person convicted of a violation of subsection A of this
4 section shall be guilty of a felony punishable by a fine not
5 exceeding Two Thousand Five Hundred Dollars (\$2,500.00), or by
6 imprisonment in the county jail for a term of not more than one (1)
7 year, or by both such fine and imprisonment. Any person convicted
8 of a second or subsequent violation of subsection A of this section
9 shall be punished by a fine not exceeding Two Thousand Five Hundred
10 Dollars (\$2,500.00), or by imprisonment in the custody of the
11 Department of Corrections for a term of not less than three (3)
12 years, or by both such fine and imprisonment. This proscription of
13 conduct shall not modify or remove any restrictions currently
14 applicable to the person by court order, conditions of probation or
15 as provided by other provision of law.

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

- 20 a. the person is the custodial parent or legal guardian
21 of a child who is an enrolled student at the school or
22 child care facility, and
- 23 b. the person is enrolling, delivering or retrieving such
24 child at the school or licensed or permitted child

1 care center during regular school or facility hours or
2 for school-sanctioned or licensed-or-permitted-child-
3 care-center-sanctioned extracurricular activities.

4 Prior to entering the zone of safety for the purposes listed in
5 this paragraph, the person shall inform school or child care center
6 administrators of his or her status as a registered sex offender.
7 The person shall update monthly, or as often as required by the
8 school or center, information about the specific times the person
9 will be within the zone of safety as established by this section.

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

13 D. The provisions of subsection A of this section shall not
14 apply to any person receiving medical treatment at a hospital or
15 other facility certified or licensed by the State of Oklahoma to
16 provide medical services. As used in this subsection, "medical
17 treatment" shall not include any form of psychological, social or
18 rehabilitative counseling services or treatment programs for sex
19 offenders.

20 E. Nothing in this section shall prohibit a person, who is
21 registered as a sex offender pursuant to the Sex Offenders
22 Registration Act, from attending a recognized church or religious
23 denomination for worship; provided, the person has notified the
24 religious leader of his or her status as a registered sex offender

1 and the person has been granted written permission by the religious
2 leader.

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

5 SECTION 2. This act shall become effective November 1, 2013.

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7 COMMITTEE REPORT BY: COMMITTEE ON JUDICIARY, dated 04/10/2013 - DO
8 PASS, As Amended and Coauthored.

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