

1 ENGROSSED HOUSE AMENDMENT
TO
2 ENGROSSED SENATE BILL NO. 1141 By: Crain of the Senate
3 and
4 Derby of the House
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7 [crime and punishment - Peeping Tom offenses and
8 punishment - effective date]
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11 AMENDMENT NO. 1. Page 1, Line 9, strike the enacting clause

12 Passed the House of Representatives the 18th day of April, 2016.
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16 Presiding Officer of the House of
Representatives

17 Passed the Senate the ____ day of _____, 2016.
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21 Presiding Officer of the Senate
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ENGROSSED SENATE
BILL NO. 1141

By: Crain of the Senate

and

Derby of the House

[crime and punishment - Peeping Tom offenses and
punishment - effective date]

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

SECTION 1. AMENDATORY 21 O.S. 2011, Section 1171, is
amended to read as follows:

Section 1171. A. Every person who hides, waits or otherwise
loiters in the vicinity of any private dwelling house, apartment
building, any other place of residence, or in the vicinity of any
locker room, dressing room, restroom or any other place where a
person has a right to a reasonable expectation of privacy, with the
unlawful and willful intent to watch, gaze, or look upon any person
in a clandestine manner, shall, upon conviction, be guilty of a
misdemeanor. The violator shall be punished by imprisonment in the
county jail for a term of not more than one (1) year, or by a fine
not to exceed Five Thousand Dollars (\$5,000.00), or by both such
fine and imprisonment.

B. Every person who uses photographic, electronic or video
equipment in a clandestine manner for any illegal, illegitimate,

1 prurient, lewd or lascivious purpose with the unlawful and willful
2 intent to view, watch, gaze or look upon any person without the
3 knowledge and consent of such person when the person viewed is in a
4 place where there is a right to a reasonable expectation of privacy,
5 or who publishes or distributes any image obtained from such act,
6 shall, upon conviction, be guilty of a felony. The violator shall
7 be punished by imprisonment in the custody of the Department of
8 Corrections for a term of not more than five (5) years, or by a fine
9 not exceeding Five Thousand Dollars (\$5,000.00), or by both such
10 fine and imprisonment.

11 C. Every person who uses photographic, electronic or video
12 equipment in a clandestine manner for any illegal, illegitimate,
13 prurient, lewd or lascivious purpose with the unlawful and willful
14 intent to view, watch, gaze or look upon any person and capture an
15 image of a private area of a person without the knowledge and
16 consent of such person and knowingly does so under circumstances in
17 which a reasonable person would believe that the private area of the
18 person would not be visible to the public, regardless of whether the
19 person is in a public or private place shall, upon conviction, be
20 guilty of a misdemeanor. The violator shall be punished by
21 imprisonment in the county jail for a term of not more than one (1)
22 year, or by a fine not exceeding Five Thousand Dollars (\$5,000.00),
23 and the performance of not less than one hundred (100) and not more

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1 than four hundred (400) hours of community service or by both such
2 fine and imprisonment.

3 D. As used in this section, the phrase "private area of the
4 person" means the naked or undergarment-clad genitals, pubic area,
5 buttocks, or any portion of the areola of the female breast of that
6 individual.

7 SECTION 2. This act shall become effective November 1, 2016.

8 Passed the Senate the 1st day of March, 2016.

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Presiding Officer of the Senate

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12 Passed the House of Representatives the ____ day of _____,
13 2016.

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Presiding Officer of the House
of Representatives

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