

STATE OF OKLAHOMA

1st Session of the 55th Legislature (2015)

SENATE BILL 167

By: Griffin

AS INTRODUCED

An Act relating to restrictions on convicted sex offenders; amending 57 O.S. 2011, Section 590, as amended by Section 1, Chapter 281, O.S.L. 2012 (57 O.S. Supp. 2014, Section 590), which relates to residency restrictions; modifying inclusions; and providing an effective date.

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

SECTION 1. AMENDATORY 57 O.S. 2011, Section 590, as amended by Section 1, Chapter 281, O.S.L. 2012 (57 O.S. Supp. 2014, Section 590), is amended to read as follows:

Section 590. A. It is unlawful for any person registered pursuant to the Sex Offenders Registration Act to reside, either temporarily or permanently, within a two-thousand-foot radius of any public or private school site, educational institution, property or campsite used by an organization whose primary purpose is working with children, a playground or park that is established, operated or supported in whole or in part by an association of homeowners or a city, town, county, state, federal or tribal government, or a licensed child care center as defined by the Department of Human

1 Services. Establishment of a day care center or park in the
2 vicinity of the residence of a registered sex offender will not
3 require the relocation of the sex offender or the sale of the
4 property. On the effective date of this act, the distance indicated
5 in this section shall be measured from the nearest property line of
6 the residence of the person to the nearest property line of the
7 public or private school site, educational institution, property or
8 campsite used by an organization whose primary purpose is working
9 with children, playground, park, or licensed child care facility;
10 provided, any nonprofit organization established and housing sex
11 offenders prior to the effective date of this provision shall be
12 allowed to continue its operation.

13 Nothing in this provision shall require any person to sell or
14 otherwise dispose of any real estate or home acquired or owned prior
15 to the conviction of the person as a sex offender.

16 B. It shall be unlawful for any person who is required to
17 register pursuant to the Sex Offenders Registration Act for any
18 offense in which a minor child was the victim to reside with a minor
19 child or establish any other living accommodation where a minor
20 child resides. Provided, however, the person may reside with a
21 minor child if the person is the parent, stepparent or grandparent
22 of the minor child and the minor child was not the victim of the
23 offense for which the person is required to register.
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1 C. The provisions of this section shall not apply to any
2 registered sex offender residing in a hospital or other facility
3 certified or licensed by the State of Oklahoma to provide medical
4 services.

5 D. Any person willfully violating the provisions of this
6 section by:

7 1. Intentionally moving into any neighborhood or to any real
8 estate or home within the prohibited distance; or

9 2. Intentionally moving into a residence with a minor child or
10 establishing any other living accommodation where a minor child
11 resides as specified in subsection B of this section,
12 shall, upon conviction, be guilty of a felony punishable by a fine
13 not to exceed Three Thousand Dollars (\$3,000.00), or by imprisonment
14 in the custody of the Department of Corrections for a term of not
15 less than one (1) year nor more than three (3) years, or by both
16 such fine and imprisonment. Any person convicted of a second or
17 subsequent violation of this section shall be punished by a fine not
18 to exceed Three Thousand Dollars (\$3,000.00), or by imprisonment in
19 the custody of the Department of Corrections for a term of not less
20 than three (3) years, or by both such fine and imprisonment.

21 SECTION 2. This act shall become effective November 1, 2015.

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