

1 ENGROSSED SENATE
2 BILL NO. 995

By: Pemberton of the Senate

3 and

4 Frix and West (Josh) of the
5 House

6
7 An Act relating to medals of valor; amending 72 O.S.
8 2011, Section 6-1, as amended by Section 1, Chapter
9 188, O.S.L. 2016 (72 O.S. Supp. 2017, Section 6-1),
10 which relates to punishment for impersonating member
11 or veteran of the United States Armed Forces; making
12 certain actions a misdemeanor criminal offense;
13 prescribing penalties; providing for subsequent
14 felony offenses; and providing an effective date.

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

16 SECTION 1. AMENDATORY 72 O.S. 2011, Section 6-1, as
17 amended by Section 1, Chapter 188, O.S.L. 2016 (72 O.S. Supp. 2017,
18 Section 6-1), is amended to read as follows:

19 Section 6-1. A. Any person who knowingly with intent to
20 impersonate and with intent to deceive, misrepresents himself or
21 herself as a member or veteran of the United States Armed Forces by
22 wearing any decoration or medal authorized by the Congress of the
23 United States for the Armed Forces of the United States, or any of
24 the service medals or badges awarded to the members of such forces,
or the ribbon, button, or rosette of any such badge, decoration or
medal, or any colorable imitation thereof, except when authorized

1 under regulations as authorized by the applicable federal law, shall
2 be guilty of a misdemeanor and shall be fined One Thousand Dollars
3 (\$1,000.00) or be imprisoned in the county jail for a period of not
4 more than six (6) months or both.

5 B. If a decoration or medal involved in an offense under
6 subsection A of this section is a Congressional Medal of Honor, the
7 offender shall upon conviction be guilty of a felony and fined an
8 amount not to exceed Five Thousand Dollars (\$5,000.00) or be
9 imprisoned in the county jail for a period of not more than one (1)
10 year, or both.

11 C. If a person presents any falsified or altered document as
12 proof of service or authorization for decoration or medal, such
13 person shall be guilty of a felony and fined an amount not to exceed
14 Five Thousand Dollars (\$5,000.00) or be imprisoned in the county
15 jail for a period of not more than one (1) year.

16 D. Any person who knowingly and willfully makes a false or
17 fraudulent claim to be a recipient of awards, medals, ribbons,
18 decorations and/or badges which were conferred for valor, heroism
19 and/or combat service in order to obtain compensation, benefits or
20 services of any value shall be guilty of a misdemeanor and shall be
21 fined One Thousand Dollars (\$1,000.00) or imprisoned in the county
22 jail for a period of not more than six (6) months or both.

23 E. Any person who knowingly and willfully makes a false or
24 fraudulent claim to be a recipient of awards, medals, ribbons,

1 decorations and/or badges which were conferred for valor, heroism
2 and/or combat service in order to gain employment with any business,
3 entity or establishment which, under its hiring policies, grant
4 favorable credit or qualifications to those persons who list prior
5 military service on their resume, shall be guilty of a misdemeanor
6 and shall be fined One Thousand Dollars (\$1,000.00) or imprisoned in
7 the county jail for a period of not more than six (6) months or
8 both.

9 F. Any person who knowingly and willfully makes a false or
10 fraudulent claim to be a recipient of awards, medals, ribbons,
11 decorations and/or badges which were conferred for valor, heroism
12 and/or combat service in order to obtain services, merchandise
13 and/or any valuable item at reduced, discounted or no monetary
14 expenditure, shall be guilty of a misdemeanor and shall be fined One
15 Thousand Dollars (\$1,000.00) or imprisoned in the county jail for a
16 period of not more than six (6) months or both.

17 G. Any person convicted of subsequent violations of this
18 section shall be guilty of a felony and fined an amount not to
19 exceed Five Thousand Dollars (\$5,000.00) or imprisoned in the county
20 jail for a period of not more than one (1) year.

21 SECTION 2. This act shall become effective November 1, 2018.
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1 Passed the Senate the 7th day of March, 2018.

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3 _____
4 Presiding Officer of the Senate

5 Passed the House of Representatives the ____ day of _____,
6 2018.

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8 _____
9 Presiding Officer of the House
10 of Representatives