1	SENATE FLOOR VERSION April 5, 2017
2	AS AMENDED
3	ENGROSSED HOUSE BILL NO. 1005 By: Biggs, Ritze, Pfeiffer and Sanders of the House
5	and
6	Griffin of the Senate
7	
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9	[crimes and punishments - first and second degree
LO	rape - effective date]
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L2	BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:
L3	SECTION 1. AMENDATORY 21 O.S. 2011, Section 1114, is
L 4	amended to read as follows:
L5	Section 1114. A. Rape or rape by instrumentation in the first
L 6	degree shall include:
L7	1. Rape committed by a person over eighteen (18) years of age
L8	upon a person under fourteen (14) years of age; or
L 9	2. Rape committed upon a person incapable through mental
20	illness or any unsoundness of mind of giving legal consent
21	regardless of the age of the person committing the crime; or
22	3. Rape accomplished where the victim is intoxicated by a
23	narcotic or anesthetic agent, administered by or with the privity of
24	the accused as a means of forcing the victim to submit; or

1	4. Rape accomplished where the victim is at the time
2	unconscious of the nature of the act and this fact is known to the
3	accused; or
4	5. Rape accomplished with any person by means of force,
5	violence, or threats of force or violence accompanied by apparent
6	power of execution regardless of the age of the person committing
7	the crime; or
8	6. Rape by instrumentation resulting in bodily harm is rape by
9	instrumentation in the first degree regardless of the age of the
10	victim or the age of the person committing the crime; or
11	7. rape by instrumentation committed upon a person under
12	fourteen (14) years of age.
13	B. In all other cases, rape or rape by instrumentation is rape
14	in the second degree.
15	SECTION 2. This act shall become effective November 1, 2017.
16	COMMITTEE REPORT BY: COMMITTEE ON APPROPRIATIONS April 5, 2017 - DO PASS AS AMENDED
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