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April 4, 2017

ENGROSSED HOUSE  
BILL NO. 1127

By: Biggs, Jordan and Tadlock  
of the House

and

Griffin of the Senate

An Act relating to crimes and punishments; amending Section 3, Chapter 349, O.S.L. 2016 (21 O.S. Supp. 2016, Section 112), which relates to sexual assault definition; directing courts to instruct jury on certain definition; and providing an effective date.

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

SECTION 1. AMENDATORY Section 3, Chapter 349, O.S.L.  
2016 (21 O.S. Supp. 2016, Section 112), is amended to read as  
follows:

Section 112. The term "sexual assault" is any type of sexual contact or behavior that occurs without explicit consent of the recipient including, but not limited to, forced sexual intercourse, forcible sodomy, child molestation, child sexual abuse, incest, fondling and all attempts to complete any of the aforementioned acts.

1       In any criminal jury trial of a crime involving any type of  
2 sexual contact or behavior where "consent" is an element of the  
3 crime or a defense raised by the accused, the court shall instruct  
4 the jury on the definition of consent as such term is defined in  
5 Section 113 of this title.

6       SECTION 2. This act shall become effective November 1, 2017.

7 COMMITTEE REPORT BY: COMMITTEE ON JUDICIARY  
8 April 4, 2017 - DO PASS  
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