

STATE OF OKLAHOMA

1st Session of the 58th Legislature (2021)

HOUSE BILL 1644

By: Humphrey

AS INTRODUCED

An Act relating to crimes and punishments; amending 21 O.S. 2011, Section 372, which relates to mutilating or destroying flags; making certain acts unlawful; providing penalty; and providing an effective date.

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

SECTION 1. AMENDATORY 21 O.S. 2011, Section 372, is amended to read as follows:

Section 372. A. Any person who shall contemptuously or maliciously tear down, burn, trample upon, mutilate, deface, defile, defy, treat with indignity, wantonly destroy, or cast contempt, either by word or act, upon any flag, standard, colors or ensign of the United States of America, shall, upon conviction, be guilty of a felony.

B. Any person who shall burn in public any flag of the United States of America with the intent to cause a breach of the peace or incitement to riot shall, upon conviction, be guilty of a felony.

1 C. The word "defile" as used in this section shall include
2 public conduct which brings shame or disgrace upon any flag of the
3 United States by its use for unpatriotic or profane purpose.

4 ~~C.~~ D. The terms "flag", "standard", "colors", or "ensign" of
5 the United States as used in this section shall include any picture,
6 representation or part thereof which an average person would
7 believe, upon seeing and without deliberation, to represent the
8 flag, standard, colors or ensign of the United States of America.

9 SECTION 2. This act shall become effective November 1, 2021.

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