

STATE OF OKLAHOMA

2nd Session of the 60th Legislature (2026)

POLICY COMMITTEE
RECOMMENDATION

FOR

HOUSE BILL NO. 3606

By: Schreiber

POLICY COMMITTEE RECOMMENDATION

An Act relating to sex offenders; amending 57 O.S. 2021, Section 590.2, which relates to the Sex Offenders Registration Act; authorizing certain persons to petition the court for removal from registration requirements; and providing an effective date.

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

SECTION 1. AMENDATORY 57 O.S. 2021, Section 590.2, is amended to read as follows:

Section 590.2. A. For purposes of this section, ~~a~~ a:

1. A person shall be considered for removal of the requirement to register as a sex offender if the person:

~~1. Was~~

a. was convicted of a violation of Section 1111.1 or 1114 of Title 21 of the Oklahoma Statutes and the person does not have any other conviction for a violation of

1 Section 1111.1 or 1114 of Title 21 of the Oklahoma
2 Statutes~~7,~~

3 ~~2. — Is~~

4 b. is required to register as a sex offender solely on
5 the basis of a violation of Section 1111.1 or 1114 of
6 Title 21 of the Oklahoma Statutes~~7,~~ and

7 ~~3. — Was~~

8 c. was not more than four (4) years older than the victim
9 of the violation who was fourteen (14) years of age or
10 older but not more than seventeen (17) years of age at
11 the time the person committed the violation.

12 2. A person shall be considered for removal of the requirement
13 to register as a sex offender if the person, or a legal guardian
14 acting on behalf of the person, can provide to the court
15 documentation that the person has a permanent medical or cognitive
16 impairment that prevents the person from understanding or complying
17 with the requirements of the Sex Offenders Registration Act.

18 B. If a person meets the criteria provided for in paragraphs 1
19 or 2 of subsection A of this section, the person may petition the
20 court in which the sentence for the conviction occurred for removal
21 of the requirement to register as a sex offender. The person shall
22 allege in the petition that the person meets the criteria provided
23 for in paragraphs 1 or 2 of subsection A of this section and that
24 removal of the registration requirement will not conflict with

1 federal law. The district attorney shall be given notice of the
2 petition at least twenty-one (21) days before the hearing on the
3 petition. The district attorney may present evidence in opposition
4 to the requested relief or may otherwise demonstrate why the
5 petition should be denied. The court shall rule on the petition
6 and, if the court determines that the person meets the criteria
7 provided for in paragraphs 1 or 2 of subsection A of this section
8 and removal of the registration requirement will not conflict with
9 federal law, may grant the petition and order the removal of the
10 registration requirement. If the court denies the petition, the
11 person shall not be authorized to file any further petition for
12 removal of the registration requirement pursuant to this section.

13 C. If a person, who has yet to be sentenced for a conviction
14 for a violation of Section 1111.1 or 1114 of Title 21 of the
15 Oklahoma Statutes, meets the criteria provided for in paragraph 1 of
16 subsection A of this section, the person may move the sentencing
17 court for removal of the requirement to register as a sex offender.
18 The person shall allege in the motion that the person meets the
19 criteria provided for in paragraph 1 of subsection A of this section
20 and that removal of the requirement to register as a sex offender
21 will not conflict with federal law. The district attorney shall be
22 given notice of the motion at least twenty-one (21) days prior to
23 the hearing on the motion. The district attorney may present
24 evidence in opposition to the requested relief or may otherwise

1 demonstrate why the motion should be denied. The court shall rule
2 on the motion and, if the court determines that the person meets the
3 criteria provided for in paragraph 1 of subsection A of this section
4 and that removal of the requirement to register will not conflict
5 with federal law, may grant the motion and order the removal of the
6 registration requirement. If the court denies the motion, the
7 person shall not be authorized to file any further motions or
8 petitions for removal of the registration requirement pursuant to
9 this section.

10 D. If a person provides to the Department of Corrections a
11 certified copy of the order of the court removing the requirement
12 that the person register as a sex offender, the registration
13 requirement shall not apply to the person and the Department shall
14 remove all information about the person from the public registry of
15 sex offenders maintained by the Department. However, the removal of
16 information about the person from the public registry shall not mean
17 that the public is denied access to information about the criminal
18 history or record of the person that is otherwise available as a
19 public record.

20 SECTION 2. This act shall become effective November 1, 2026.
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