

1                   **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2                               STATE OF OKLAHOMA

3                               1st Session of the 60th Legislature (2025)

4   ENGROSSED SENATE  
5   BILL NO. 861

By: Weaver of the Senate

and

6                               Turner and **Manger** of the  
7                               House

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10       An Act relating to crimes and punishments; amending  
11       21 O.S. 2021, Section 856.3, which relates to gang-  
12       related offenses; modifying reference to certain  
      offense; updating statutory language and references;  
      and providing an effective date.

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

16       SECTION 1.       AMENDATORY       21 O.S. 2021, Section 856.3, is  
17   amended to read as follows:

18       Section 856.3. Any person who attempts or commits a gang-  
19   related offense as a condition of membership in a criminal street  
20   gang or while in association with any criminal street gang or gang  
21   member shall be guilty of a felony offense. ~~Upon~~ punishable upon  
22   conviction, ~~the violator shall be punished by incarceration~~  
23   imprisonment in the custody of the Department of Corrections for a  
24   term of five (5) years, which shall be in addition to any other

1 penalty imposed. For purposes of this section, "criminal street  
2 gang" is defined by subsection F of Section 856 of ~~Title 21 of the~~  
3 ~~Oklahoma Statutes~~ this title and "gang-related offense" means those  
4 offenses enumerated in ~~paragraphs 1 through 16 of~~ subsection F of  
5 Section 856 of ~~Title 21 of the Oklahoma Statutes~~ this title.

6 SECTION 2. This act shall become effective November 1, 2025.

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8 COMMITTEE REPORT BY: COMMITTEE ON JUDICIARY AND PUBLIC SAFETY  
9 OVERSIGHT, dated 04/17/2025 - DO PASS, As Coauthored.  
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