

STATE OF OKLAHOMA

2nd Session of the 60th Legislature (2026)

SENATE BILL 1762

By: Jett

AS INTRODUCED

An Act relating to the protection of fundamental rights; creating the Oklahoma Protection of Fundamental Rights and Public Policy Act; providing short title; providing legislative findings; prohibiting certain acts as punishment, penalty, or legal sanction; prohibiting the infliction of physical violence or psychological coercion in certain circumstances; prohibiting female genital mutilation; creating felony offense; providing for penalties; extending the statute of limitations for certain claims; prohibiting the recognition of certain marriages; prohibiting the application of certain rules in certain legal proceedings; prohibiting the enforcement of arbitration agreements and choice-of-law provisions in certain circumstances; construing provisions; providing for codification; and providing an effective date.

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

SECTION 1. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 2111 of Title 25, unless there is created a duplication in numbering, reads as follows:

A. This act shall be known and may be cited as the "Oklahoma Protection of Fundamental Rights and Public Policy Act".

B. The Legislature finds that:

1 1. The Oklahoma Constitution and the Constitution of the United
2 States guarantee certain inalienable rights, including due process,
3 equal protection, freedom of speech, and bodily integrity;

4 2. Certain practices, whatever their source, directly
5 contradict these fundamental rights and the public policy of this
6 state; and

7 3. Oklahoma has a compelling interest in protecting all persons
8 within its jurisdiction from violence, coercion, and discrimination.

9 C. No person shall inflict or cause to be inflicted any of the
10 following acts upon another person as punishment, penalty, or
11 purported legal sanction:

12 1. Amputation of a limb or digit;

13 2. Stoning, flogging, whipping, or lashing;

14 3. Blinding or other deliberate destruction of an organ or
15 sense; or

16 4. Any other form of corporal mutilation or maiming.

17 D. Any contract, agreement, tribunal decision, or purported
18 judicial or quasi-judicial proceeding that imposes or authorizes any
19 act listed in subsection C of this section is contrary to the public
20 policy of this state and shall not be recognized or enforced by any
21 court or administrative agency.

22 E. It shall be unlawful to inflict or threaten physical
23 violence or psychological coercion upon any person for the purpose
24 of punishing perceived immorality, apostasy, blasphemy, or violation
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1 of religious or cultural dress or behavior codes. Aggravated
2 assault, kidnapping, false imprisonment, or any other felony
3 committed with the motive described in this subsection shall be
4 punished at the highest degree provided by law.

5 F. 1. Female genital mutilation, including but not limited to
6 the surgical removal of the clitoris, excision, infibulation, or any
7 partial or total removal of or injury to the external female
8 genitalia for non-medical reasons, is prohibited and declared
9 contrary to the public policy of this state.

10 2. Any person who performs female genital mutilation shall be
11 guilty of a felony, punishable by imprisonment in the custody of the
12 Department of Corrections for not less than one (1) year nor more
13 than five (5) years and a fine not to exceed Twenty Thousand Dollars
14 (\$20,000.00). Consent by a minor or parent shall not be a defense.

15 3. In addition to criminal penalties, any physician, physician
16 in training, nurse, midwife, or other medical professional who
17 performs or participates in female genital mutilation shall have his
18 or her professional license or certification permanently revoked.

19 G. Nothing in this act shall be construed to prohibit,
20 restrict, criminalize, or otherwise infringe upon the practice of
21 male circumcision when performed for religious, cultural, or medical
22 reasons, or with parental consent. Male circumcision is distinct
23 from and not considered equivalent to female genital mutilation
24 under this act or state law.

1 H. 1. In civil actions for damages against a perpetrator for
2 sexual assault, abuse, or related harms inflicted upon a minor
3 including, but not limited to, sexual assault and harms arising from
4 transgender-related medical mutilation, sterilization procedures, or
5 interventions performed coercively or in violation of fundamental
6 rights, the statute of limitations shall be extended to allow filing
7 up to the victim's forty-fifth birthday, consistent with and
8 building upon existing extensions under Section 95 of Title 12 of
9 the Oklahoma Statutes.

10 2. The extension described in paragraph 1 of this subsection
11 applies to minor victims of sexual assault and minor victims of
12 transgender mutilation to provide additional protections against
13 coercion or violation of bodily integrity.

14 I. 1. No marriage shall be contracted in this state, and no
15 marriage contracted outside this state shall be recognized, if any
16 party was under the age of eighteen (18) at the time of marriage.

17 2. No marriage shall be contracted or recognized if it was
18 entered into under force, fraud, or coercion, including coercion
19 based on family or community pressure.

20 3. Polygamous marriages or purported marriages shall not be
21 recognized for any purpose under Oklahoma law.

22 4. In all actions concerning marriage, divorce, spousal
23 maintenance, child custody, and inheritance, Oklahoma statutory and
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1 common law shall apply exclusively. No court or arbitrator shall
2 apply, enforce, or give effect to any rule or body of rules that:

- 3 a. grants different inheritance rights based solely on
4 gender or religion,
- 5 b. grants different testimonial weight or credibility
6 based solely on gender or religion, or
- 7 c. denies or limits custody or visitation rights based
8 solely on a parent's departure from or rejection of
9 any religious doctrine.

10 J. Any arbitration agreement or award shall be unenforceable to
11 the extent it requires the application of any rule or body of rules
12 that would violate subsections C through F of this section or any
13 other fundamental public policy of this state as expressed in the
14 Oklahoma Constitution or statutes. Any arbitration agreement or
15 award shall be unenforceable to the extent it requires the
16 application of any rule or body of rules that would violate
17 subsections C through F of this section or any other fundamental
18 public policy of this state as expressed in its Constitution or
19 statutes.

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