

STATE OF OKLAHOMA

2nd Session of the 60th Legislature (2026)

HOUSE BILL 3889

By: Cantrell

AS INTRODUCED

An Act relating to sex offenders; amending 57 O.S. 2021, Section 584, which relates to the Oklahoma Sex Offenders Registration Act; requiring disclosure of certain conviction information on social networking websites; defining term; and providing an effective date.

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

SECTION 1. AMENDATORY 57 O.S. 2021, Section 584, is amended to read as follows:

Section 584. A. Any registration with the Department of Corrections required by the Sex Offenders Registration Act shall be in a form approved by the Department and shall include the following information about the person registering:

1. The name of the person and all aliases used or under which the person has been known;

2. A complete description of the person, including a photograph and fingerprints, and when requested by the Department of Corrections, such registrant shall submit to a blood or saliva test

1 for purposes of a deoxyribonucleic acid (DNA) profile. Submission
2 to testing for individuals registering shall be within thirty (30)
3 days of registration. Registrants who already have valid samples on
4 file in the Oklahoma State Bureau of Investigation (OSBI) DNA
5 Offender Database shall not be required to submit duplicate samples
6 for testing;

7 3. The offenses listed in Section 582 of this title for which
8 the person has been convicted or the person received a suspended
9 sentence or any form of probation, where the offense was committed,
10 where the person was convicted or received the suspended sentence or
11 any form of probation, and the name under which the person was
12 convicted or received the suspended sentence or probation;

13 4. The name and location of each hospital or penal institution
14 to which the person was committed for each offense listed in Section
15 582 of this title;

16 5. Where the person previously resided, where the person
17 currently resides including a mappable address and a ~~zip~~ ZIP code,
18 how long the person has resided there, how long the person expects
19 to reside there, and how long the person expects to remain in the
20 county and in this state. The address of the residence shall be a
21 physical address, not a post office box. The Department of
22 Corrections shall conduct address verification of each registered
23 sex offender as follows:

- a. on an annual basis, if the numeric risk level of the person is one,
- b. on a semiannual basis, if the numeric risk level of the person is two, or
- c. every ninety (90) days, if the offender has been determined to be a habitual or aggravated sex offender by the Department of Corrections or has been assigned a level assignment of three.

The Department of Corrections shall mail a nonforwardable verification form to the last-reported address of the person. The person shall return the verification form in person to the local law enforcement authority of that jurisdiction within ten (10) days after receipt of the form and may be photographed by the local law enforcement authority at that time; provided that the person shall be photographed by the local law enforcement authority at that time if the photograph in the Department of Corrections sex offender registry is more than one (1) year old, or if it cannot be determined when the photograph in the registry was taken. The local law enforcement authority shall require the person to produce proof of the identity of the person and a current mappable address with a ~~zip~~ ZIP code. Upon confirming the information contained within the verification form, the local law enforcement authority shall forward a copy of the form to the Department of Corrections, in a manner approved by the Department of Corrections, within three (3) days

1 after receipt of the form. The verification form shall be signed by
2 the person and state the current address of the person. In the
3 absence of receipt of the mailed verification form by the offender,
4 the offender must continue to comply with the reporting requirements
5 as provided in this paragraph. The offender should report as
6 required to the local law enforcement agency for current address
7 verification. The Department of Corrections will provide an
8 alternative address verification form to local law enforcement for
9 conformity. Failure to return the verification form or report as
10 required shall be a violation of the Sex Offenders Registration Act.
11 The Department of Corrections shall notify the office of the
12 district attorney and local law enforcement authority of the
13 appropriate county, within forty-five (45) days if unable to verify
14 the address of a sex offender. A local law enforcement authority
15 may notify the office of the district attorney whenever it comes to
16 the attention of the local law enforcement authority that a sex
17 offender is not in compliance with any provisions of Section 581 et
18 seq. of this title. A local law enforcement authority designated as
19 the primary registration authority of the person may, at any time,
20 mail a nonforwardable verification form to the last-reported address
21 of the person. The person shall return the verification form in
22 person to the local law enforcement authority that mailed the form
23 within ten (10) days after receipt of the form. The local law
24 enforcement authority shall require the person to produce proof of

1 the identity of the person and a current mappable address with a ~~zip~~
2 ZIP code;

3 6. The name and address of any school where the person expects
4 to become or is enrolled or employed for any length of time;

5 7. A description of all occupants residing with the person
6 registering, including, but not limited to, name, date of birth,
7 gender, relation to the person registering, and how long the
8 occupant has resided there;

9 8. The level assignment of the person; and

10 9. Any electronic mail address information, instant message,
11 chat or other Internet communication name or identity information
12 that the person uses or intends to use while accessing the Internet
13 or used for other purposes of social networking or other similar
14 Internet communication.

15 B. Conviction data and fingerprints shall be promptly
16 transmitted at the time of registration to the Oklahoma State Bureau
17 of Investigation (OSBI) and the Federal Bureau of Investigation
18 (FBI) if the state has not previously sent the information at the
19 time of conviction.

20 C. Any person subject to the provisions of the Sex Offenders
21 Registration Act or the Mary Rippe Violent Crime Offenders
22 Registration Act, who has an out-of-state conviction that requires
23 registration, shall provide the local law enforcement authority
24 where the offender intends to reside with a certified copy of the

1 offender's judgment and sentencing report within sixty (60) days of
2 the offender's initial registration with this state. If an offender
3 moves to a different location in this state outside of the
4 jurisdiction of the law enforcement authority that has a certified
5 copy of the judgment and sentencing report, the offender shall
6 provide the local law enforcement authority of the new location
7 where the offender intends to reside with a certified copy of the
8 judgment and sentencing report within sixty (60) days of
9 establishing residency in the new location.

10 On or after November 1, 2011, the Department of Corrections
11 shall notify by regular first-class mail to the registered addresses
12 in the sex offender registry all offenders required to register in
13 this state that have an out-of-state conviction to obtain a
14 certified copy of the offender's judgment and sentencing report and
15 file it with the local law enforcement authority in which the
16 offender resides within one hundred twenty (120) days of receipt of
17 the mailed notice.

18 D. The registration with the local law enforcement authority
19 required by the Sex Offenders Registration Act shall be in a form
20 approved by the local law enforcement authority and shall include
21 the following information about the person registering:

22 1. The full name of the person, alias, date of birth, sex,
23 race, height, weight, eye color, ~~social-security~~ Social Security
24 number, driver license number, and a mappable home address with a

1 ~~zip~~ ZIP code. The home address shall be a physical address, not a
2 post office box;

3 2. A description of the offense for which the offender was
4 convicted, the date of the conviction, and the sentence imposed, if
5 applicable;

6 3. A photocopy of the driver license of the person;

7 4. The level assignment of the person.

8 For purposes of this section, "local law enforcement authority"
9 means:

10 a. the municipal police department, if the person resides
11 or intends to reside or stay within the jurisdiction
12 of any municipality of this state, or

13 b. the county sheriff, if the person resides or intends
14 to reside or stay at any place outside the
15 jurisdiction of any municipality within this state,
16 and

17 c. the police or security department of any institution
18 of higher learning within this state if the person:

19 (1) enrolls as a full-time or part-time student,

20 (2) is a full-time or part-time employee at an
21 institution of higher learning, or

22 (3) resides or intends to reside or stay on any
23 property owned or controlled by the institution
24 of higher learning; and

1 5. Any electronic mail address information, instant message,
2 chat or other Internet communication name or identity information
3 that the person uses or intends to use while accessing the Internet
4 or used for other purposes of social networking or other similar
5 Internet communication.

6 E. Any person subject to the provisions of the Sex Offenders
7 Registration Act who changes address, employment or student
8 enrollment status shall appear in person and give notification to
9 the local law enforcement authority of the change of address and the
10 new mappable address with ~~zip~~ ZIP code, the change of employment or
11 the change of student enrollment status no later than three (3)
12 business days prior to the abandonment of or move from the current
13 address or, in the case of change of employment or student
14 enrollment, within three (3) business days of such change. The
15 address given to the local law enforcement authority shall be a
16 physical address, not a post office box. If the new address,
17 employment or student enrollment is under the jurisdiction of a
18 different local law enforcement authority:

19 1. The local law enforcement authority shall notify the
20 Department of Corrections and the new local law enforcement
21 authority by teletype or electronic transmission of the change of
22 address, employment or student enrollment status;

23 2. The offender shall notify the new local law enforcement
24 authority of any previous registration; and

1 3. The new local law enforcement authority shall notify the
2 most recent registering agency by teletype or electronic
3 transmission of the change in address, employment or student
4 enrollment status of the offender. If the new address is in another
5 state, the Department of Corrections shall promptly notify the
6 agency responsible for registration in that state of the new address
7 of the offender.

8 F. Any person registered as a sex offender, pursuant to the Sex
9 Offenders Registration Act, who has provided a post office box as an
10 address shall be contacted by local law enforcement and required to
11 provide a physical address.

12 G. Any person subject to the provisions of the Sex Offenders
13 Registration Act who is unable to provide a mappable address with a
14 ~~zip~~ ZIP code to the Department of Corrections or local law
15 enforcement authority as required in subsections A, C and D of this
16 section and registers as a transient shall report in person to the
17 nearest local law enforcement authority every seven (7) days and
18 provide to the local law enforcement authority the approximate
19 location of where the person is staying and where the person plans
20 to stay.

21 H. Any person subject to the provisions of the Sex Offenders
22 Registration Act who resides with a minor child must report to the
23 statewide centralized hotline of the Department of Human Services
24 the name and date of birth of any and all minor children residing in

1 the same household and the offenses for which the person is required
2 to register pursuant to the Sex Offenders Registration Act within
3 three (3) days of intent to reside with a minor child.

4 I. The Department of Corrections shall maintain a file of all
5 sex offender registrations. A copy of the information contained in
6 the registration shall promptly be available to state, county and
7 municipal law enforcement agencies, the State Superintendent of
8 Public Instruction, the State Commissioner of Health, and the
9 National Sex Offender Registry maintained by the Federal Bureau of
10 Investigation, unless otherwise prohibited by law. The file shall
11 promptly be made available for public inspection or copying pursuant
12 to rules prescribed by the Department of Corrections and may be made
13 available through Internet access, unless otherwise prohibited by
14 law. The Department of Corrections shall promptly provide all
15 municipal police departments, all county sheriff departments and all
16 campus police departments a list of those sex offenders registered
17 and living in their county.

18 J. 1. The Department of Corrections shall, upon the request of
19 any Internet entity, release to such entity any information required
20 pursuant to paragraph 9 of subsection A of this section or paragraph
21 5 of subsection D of this section that would enable the Internet
22 entity to prescreen or remove sex offenders from its services or, in
23 conformity with state and federal law, advise law enforcement or
24 other governmental entities of potential violations of law or

1 threats to public safety. Before releasing information to an
2 Internet entity the Department shall require an Internet entity that
3 requests information to submit to the Department the name, address
4 and telephone number of such entity and the specific legal nature
5 and corporate status of such entity. Except for the purposes
6 specified in this subsection, an Internet entity shall not publish
7 or in any way disclose or redisclose any information provided to it
8 by the Department pursuant to this subsection. The Department shall
9 update any information released pursuant to this subsection on a
10 monthly basis to ensure that the information of every individual
11 that has been removed from the sex offender registry in this state
12 is no longer released pursuant to this subsection. The Department
13 may charge the Internet entity a fee for access to information
14 pursuant to this subsection. The Department shall promulgate any
15 rules necessary to implement the provisions of this subsection. As
16 used in this subsection "Internet entity" means any business,
17 organization or other entity providing or offering a service over
18 the Internet which permits persons under eighteen (18) years of age
19 to access, meet, congregate or communicate with other users for the
20 purpose of social networking. This definition shall not include
21 general ~~e-mail~~ email services.

22 2. Any person subject to the provisions of the Sex Offenders
23 Registration Act who is otherwise not prohibited from using a
24 networking website and who creates a profile or who uses the

1 functionality of a networking website to contact or attempt to
2 contact other networking website users, shall include in his or her
3 profile for the networking website an indication that he or she is a
4 sex offender and shall include notice of the crime for which the
5 person was convicted, the jurisdiction of conviction, and
6 residential address. The person shall ensure that this information
7 is displayed in his or her profile for the networking website and
8 that such information is visible to, or is able to be viewed by,
9 other users and visitors of the networking website.

10 For purposes of this paragraph, "networking website" means an
11 Internet website, the purpose of which is social interaction with
12 other networking website users, which contains profile web pages of
13 the users of the website that include the names or nicknames of such
14 users, that allows photographs and any other personal or personally
15 identifying information to be placed on the profile web pages by
16 such users, and which provides links to other profile web pages on
17 the networking website of friends or associates of such users that
18 can be accessed by other users or visitors to the website. A
19 networking website also provides users and visitors of the
20 networking website the ability to leave messages or comments on the
21 profile web page that are visible to all or some visitors to the
22 profile web page and may also include a form of electronic mail for
23 users of the networking website. A networking website shall not
24 include any of the following:

- a. an Internet website, the primary purpose of which is the facilitation of commercial transactions involving goods or services between its members or visitors,
- b. an Internet website, the primary purpose of which is the dissemination of news, or
- c. an Internet website of a governmental entity.

K. The Superintendent of Public Instruction is authorized to copy and shall distribute information from the sex offender registry to school districts and individual public and private schools within the state with a notice using the following or similar language: "A person whose name appears on this registry has been convicted of a sex offense. Continuing to employ a person whose name appears on this registry may result in civil liability for the employer or criminal prosecution pursuant to Section 589 of Title 57 of the Oklahoma Statutes."

L. The State Commissioner of Health is authorized to distribute information from the sex offender registry to any nursing home or long-term care facility. Nothing in this subsection shall be deemed to impose any liability upon or give rise to a cause of action against any person, agency, organization, or company for failing to release information in accordance with the Sex Offenders Registration Act.

M. Each local law enforcement authority shall make its sex offender registry available upon request, without restriction, at a

1 cost that is no more than what is charged for other records provided
2 by the local law enforcement authority pursuant to the Oklahoma Open
3 Records Act.

4 When a local law enforcement authority sends a copy of or
5 otherwise makes the sex offender registry available to any public or
6 private school offering any combination of prekindergarten through
7 twelfth grade classes or child care facility licensed by the state,
8 the agency shall provide a notice using the following or similar
9 language: "A person whose name appears on this registry has been
10 convicted of a sex offense. Continuing to employ a person whose
11 name appears on this registry may result in civil liability for the
12 employer or criminal prosecution pursuant to Section 589 of Title 57
13 of the Oklahoma Statutes."

14 N. Samples of blood or saliva for DNA testing required by
15 subsection A of this section shall be taken by employees or
16 contractors of the Department of Corrections. The individuals shall
17 be properly trained to collect blood or saliva samples. Persons
18 collecting samples for DNA testing pursuant to this section shall be
19 immune from civil liabilities arising from this activity. The
20 Department of Corrections shall ensure the collection of samples is
21 mailed to the Oklahoma State Bureau of Investigation (OSBI) within
22 ten (10) days of the time the subject appears for testing. The
23 Department shall use sample kits provided by the OSBI and procedures
24 promulgated by the OSBI. Persons subject to DNA testing pursuant to

1 this section shall be required to pay to the Department of
2 Corrections a fee of Fifteen Dollars (\$15.00). Any fees collected
3 pursuant to this subsection shall be deposited in the Department of
4 Corrections revolving account.

5 O. 1. Any person who has been convicted of or received a
6 suspended sentence or any probationary term, including a deferred
7 sentence imposed in violation of subsection G of Section 991c of
8 Title 22 of the Oklahoma Statutes, for any crime listed in Section
9 582 of this title and:

10 a. who is subsequently convicted of a crime or an attempt
11 to commit a crime listed in subsection A of Section
12 582 of this title, or

13 b. who enters this state after November 1, 1997, and who
14 has been convicted of an additional crime or attempted
15 crime which, if committed or attempted in this state,
16 would be a crime or an attempt to commit a crime
17 provided for in subsection A of Section 582 of this
18 title,

19 shall be subject to all of the registration requirements of the Sex
20 Offenders Registration Act and shall be designated by the Department
21 of Corrections as a habitual sex offender. A habitual sex offender
22 shall be required to register for the lifetime of the habitual sex
23 offender.

1 2. On or after November 1, 1999, any person who has been
2 convicted of a crime or an attempt to commit a crime, received a
3 suspended sentence or any probationary term, including a deferred
4 sentence imposed in violation of subsection G of Section 991c of
5 Title 22 of the Oklahoma Statutes, for a crime provided for in
6 Section 843.5 of Title 21 of the Oklahoma Statutes, if the offense
7 involved sexual abuse or sexual exploitation as these terms are
8 defined in Section 1-1-105 of Title 10A of the Oklahoma Statutes,
9 Section 885, 888, 1111.1, 1114 or 1123 of Title 21 of the Oklahoma
10 Statutes shall be subject to all the registration requirements of
11 the Sex Offenders Registration Act and shall be designated by the
12 Department of Corrections as an aggravated sex offender. An
13 aggravated sex offender shall be required to register for the
14 lifetime of the aggravated sex offender.

15 3. Upon registration of any person designated as a habitual or
16 aggravated sex offender, pursuant to this subsection, a local law
17 enforcement authority shall notify, by any method of communication
18 it deems appropriate, anyone that the local law enforcement
19 authority determines appropriate, including, but not limited to:

- 20 a. the family of the habitual or aggravated sex offender,
- 21 b. any prior victim of the habitual or aggravated sex
22 offender,
- 23 c. residential neighbors and churches, community parks,
24 schools, convenience stores, businesses and other

1 places that children or other potential victims may
2 frequent, and

- 3 d. a nursing facility, a specialized facility, a
4 residential care home, a continuum-of-care facility,
5 an assisted living center, and an adult day care
6 facility.

7 4. The notification may include, but is not limited to, the
8 following information:

- 9 a. the name and physical address of the habitual or
10 aggravated sex offender,
11 b. a physical description of the habitual or aggravated
12 sex offender, including, but not limited to, age,
13 height, weight and eye and hair color,
14 c. a description of the vehicle that the habitual or
15 aggravated sex offender is known to drive,
16 d. any conditions or restrictions upon the probation,
17 parole or conditional release of the habitual or
18 aggravated sex offender,
19 e. a description of the primary and secondary targets of
20 the habitual or aggravated sex offender,
21 f. a description of the method of offense of the habitual
22 or aggravated sex offender,
23 g. a current photograph of the habitual or aggravated sex
24 offender,

1 h. the name and telephone number of the probation or
2 parole officer of the habitual or aggravated sex
3 offender, and

4 i. the level assignment of the person.

5 5. The local law enforcement authority shall make the
6 notification provided for in this subsection regarding a habitual or
7 aggravated sex offender available to any person upon request.

8 P. If the probation and parole officer supervising a person
9 subject to registration receives information to the effect that the
10 status of the person has changed in any manner that affects proper
11 supervision of the person including, but not limited to, a change in
12 the physical health of the person, address, employment, or
13 educational status, higher educational status, incarceration, or
14 terms of release, the supervising officer or administrator shall
15 notify the appropriate local law enforcement authority or
16 authorities of that change.

17 Q. Public officials, public employees, and public agencies are
18 immune from civil liability for good faith conduct under any
19 provision of the Sex Offenders Registration Act.

20 1. Nothing in the Sex Offenders Registration Act shall be
21 deemed to impose any liability upon or to give rise to a cause of
22 action against any public official, public employee, or public
23 agency for releasing information to the public or for failing to
24

1 release information in accordance with the Sex Offenders
2 Registration Act.

3 2. Nothing in this section shall be construed to prevent law
4 enforcement officers from notifying members of the public of any
5 persons that pose a danger under circumstances that are not
6 enumerated in the Sex Offenders Registration Act.

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

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9 60-2-15260 GRS 12/30/25

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