

1 ENGROSSED HOUSE
2 BILL NO. 1861

By: Roberts and Ford of the
House

3 and

4 Weaver of the Senate

5
6
7
8 [crimes and punishments - Oklahoma Law on Obscenity
9 and Child Pornography - prostitution-related
10 offense - effective date]
11
12
13

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

15 SECTION 1. AMENDATORY 21 O.S. 2021, Section 1031, as
16 last amended by Section 2, Chapter 267, O.S.L. 2024 (21 O.S. Supp.
17 2024, Section 1031), is amended to read as follows:

18 Section 1031. A. Except as provided in subsection B, C, D, or
19 E of this section, any person violating any of the provisions of
20 paragraph 1, 2, 3, or 5 of subsection A of Section 1029 or Section
21 1030 of this title shall, upon conviction, be guilty of a
22 misdemeanor and shall be punished by imprisonment in the county jail
23 for not less than thirty (30) days nor more than one (1) year or by
24 fines as follows: a fine not more than Two Thousand Five Hundred

1 Dollars (\$2,500.00) upon the first conviction for violation of any
2 of such provisions, a fine not more than Five Thousand Dollars
3 (\$5,000.00) upon the second conviction for violation of any of such
4 provisions, and a fine not more than Seven Thousand Five Hundred
5 Dollars (\$7,500.00) upon the third or subsequent convictions for
6 violation of any of such provisions, or by both such imprisonment
7 and fine. In addition, the court may require a term of community
8 service not less than forty (40) nor more than eighty (80) hours.
9 The court in which any such conviction is had shall notify the
10 county superintendent of public health of such conviction.

11 B. Any person who engages in an act of prostitution with
12 knowledge that he or she is infected with the human immunodeficiency
13 virus shall, upon conviction, be guilty of a felony punishable by
14 imprisonment in the custody of the Department of Corrections for not
15 more than five (5) years.

16 C. Any person who engages in an act of child prostitution as
17 defined in Section 1030 of this title shall, upon conviction, be
18 guilty of a felony punishable by imprisonment in the custody of the
19 Department of Corrections for not more than ten (10) years and by
20 fines as follows: a fine not more than Five Thousand Dollars
21 (\$5,000.00) upon the first conviction, a fine not more than Ten
22 Thousand Dollars (\$10,000.00) upon the second conviction, and a fine
23 not more than Fifteen Thousand Dollars (\$15,000.00) upon the third
24 or subsequent convictions.

1 D. Any person violating any of the provisions of Section 1029
2 or 1030 of this title within one thousand (1,000) feet of a school
3 or church shall, upon conviction, be guilty of a felony and shall be
4 punished by imprisonment in the custody of the Department of
5 Corrections for not more than five (5) years or by fines as follows:
6 a fine not more than Two Thousand Five Hundred Dollars (\$2,500.00)
7 upon the first conviction for violation of any of such provisions, a
8 fine not more than Five Thousand Dollars (\$5,000.00) upon the second
9 conviction for violation of any of such provisions, and a fine not
10 more than Seven Thousand Five Hundred Dollars (\$7,500.00) upon the
11 third or subsequent convictions for violation of any of such
12 provisions, or by both such imprisonment and fine. In addition, the
13 court may require a term of community service not less than forty
14 (40) nor more than eighty (80) hours. The court in which any such
15 conviction is had shall notify the county superintendent of public
16 health of such conviction.

17 E. Any person violating paragraph 4 of subsection A of Section
18 1029 of this title shall, upon conviction, be guilty of a felony and
19 shall be punished in accordance with the provisions of paragraphs 1,
20 2, and 4 of subsection B of Section 1040.57 of this title.

21 SECTION 2. This act shall become effective November 1, 2025.
22
23
24

1 Passed the House of Representatives the 4th day of March, 2025.

2
3 _____
4 Presiding Officer of the House
5 of Representatives

6 Passed the Senate the ___ day of _____, 2025.

7
8 _____
9 Presiding Officer of the Senate