

# An Act

ENROLLED SENATE  
BILL NO. 861

By: Weaver of the Senate

and

Turner and Manger of the  
House

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

SUBJECT: Crimes and punishments

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

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

Section 856.3. Any person who attempts or commits a gang-related offense as a condition of membership in a criminal street gang or while in association with any criminal street gang or gang member shall be guilty of a felony offense. ~~Upon punishable upon conviction, the violator shall be punished by incarceration~~ imprisonment in the custody of the Department of Corrections for a term of five (5) years, which shall be in addition to any other penalty imposed. For purposes of this section, "criminal street gang" is defined by subsection F of Section 856 of ~~Title 21 of the Oklahoma Statutes~~ this title and "gang-related offense" means those offenses enumerated in ~~paragraphs 1 through 16 of~~ subsection F of Section 856 of ~~Title 21 of the Oklahoma Statutes~~ this title.

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

Passed the Senate the 10th day of March, 2025.

\_\_\_\_\_  
Presiding Officer of the Senate

Passed the House of Representatives the 30th day of April, 2025.

\_\_\_\_\_  
Presiding Officer of the House  
of Representatives

OFFICE OF THE GOVERNOR

Received by the Office of the Governor this \_\_\_\_\_

day of \_\_\_\_\_, 20\_\_\_\_\_, at \_\_\_\_\_ o'clock \_\_\_\_\_ M.

By: \_\_\_\_\_

Approved by the Governor of the State of Oklahoma this \_\_\_\_\_

day of \_\_\_\_\_, 20\_\_\_\_\_, at \_\_\_\_\_ o'clock \_\_\_\_\_ M.

\_\_\_\_\_  
Governor of the State of Oklahoma

OFFICE OF THE SECRETARY OF STATE

Received by the Office of the Secretary of State this \_\_\_\_\_

day of \_\_\_\_\_, 20\_\_\_\_\_, at \_\_\_\_\_ o'clock \_\_\_\_\_ M.

By: \_\_\_\_\_