

1 ENGROSSED HOUSE  
2 BILL NO. 1093

By: Osburn and Tadlock of the  
House

3 and

4 Pugh of the Senate  
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7 An Act relating to evidence; providing for  
8 admissibility of certain evidence; requiring  
9 disclosure of evidence within specified time period;  
10 defining term; providing for codification; and  
11 providing an effective date.

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

13 SECTION 1. NEW LAW A new section of law to be codified  
14 in the Oklahoma Statutes as Section 2415 of Title 12, unless there  
15 is created a duplication in numbering, reads as follows:

16 A. In a criminal case in which the defendant is accused of an  
17 offense involving domestic violence or abuse, evidence of the  
18 commission of another act of domestic violence or abuse by the  
19 defendant is admissible and may be considered for its bearing on any  
20 matter to which it is relevant.

21 B. In a criminal case in which the state intends to offer  
22 evidence under this rule, the attorney for the state shall disclose  
23 the evidence to the defendant, including statements of witnesses or  
24 a summary of the substance of any testimony that is expected to be

1 offered, at least fifteen (15) days before the commencement of trial  
2 or at such later time as the court may allow for good cause.

3 C. This rule shall not be construed to limit the admission or  
4 consideration of evidence under any other rule.

5 D. For purposes of this rule, "domestic violence or abuse"  
6 means any incident of controlling, coercive or threatening behavior,  
7 violence or other act of abuse against a person in a relationship as  
8 specified in subsection C of Section 644 of Title 21 of the Oklahoma  
9 Statutes. The violence or abuse may be psychological, physical,  
10 sexual, economic or emotional.

11 SECTION 2. This act shall become effective November 1, 2019.

12 Passed the House of Representatives the 5th day of March, 2019.

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Presiding Officer of the House  
of Representatives

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Passed the Senate the \_\_\_\_ day of \_\_\_\_\_, 2019.

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Presiding Officer of the Senate

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