

1 **SENATE FLOOR VERSION**

2 April 4, 2017

3 ENGROSSED HOUSE
4 BILL NO. 1127

By: Biggs, Jordan and Tadlock
of the House

5 and

6 Griffin of the Senate

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8
9 An Act relating to crimes and punishments; amending
10 Section 3, Chapter 349, O.S.L. 2016 (21 O.S. Supp.
11 2016, Section 112), which relates to sexual assault
12 definition; directing courts to instruct jury on
13 certain definition; and providing an effective date.

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

15 SECTION 1. AMENDATORY Section 3, Chapter 349, O.S.L.
16 2016 (21 O.S. Supp. 2016, Section 112), is amended to read as
17 follows:

18 Section 112. The term "sexual assault" is any type of sexual
19 contact or behavior that occurs without explicit consent of the
20 recipient including, but not limited to, forced sexual intercourse,
21 forcible sodomy, child molestation, child sexual abuse, incest,
22 fondling and all attempts to complete any of the aforementioned
23 acts.

1 In any criminal jury trial of a crime involving any type of
2 sexual contact or behavior where "consent" is an element of the
3 crime or a defense raised by the accused, the court shall instruct
4 the jury on the definition of consent as such term is defined in
5 Section 113 of this title.

6 SECTION 2. This act shall become effective November 1, 2017.

7 COMMITTEE REPORT BY: COMMITTEE ON JUDICIARY
8 April 4, 2017 - DO PASS

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