

1 **SENATE FLOOR VERSION**

2 March 26, 2019

3 ENGROSSED HOUSE
4 BILL NO. 1881

By: Fetgatter, Burns, West
(Josh), Hilbert and Davis
of the House

5 and

6 David of the Senate
7

8
9 An Act relating to criminal procedure; directing
10 courts to issue orders of no contact to persons
11 sentenced for certain crimes; providing an exception;
12 providing for codification; and providing an
13 effective date.

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

15 SECTION 1. NEW LAW A new section of law to be codified
16 in the Oklahoma Statutes as Section 991h of Title 22, unless there
17 is created a duplication in numbering, reads as follows:

18 In addition to the other sentencing powers of the court, when
19 sentencing a person who has been convicted, whether upon a verdict
20 or plea of guilty or nolo contendere, or who has received a
21 suspended sentence or any probationary term for a crime or an
22 attempt to commit a crime provided for in:

23 1. Section 843.5 of Title 21 of the Oklahoma Statutes, if the
24 offense involved sexual abuse or sexual exploitation, as those terms

1 are defined in Section 1-1-105 of Title 10A of the Oklahoma
2 Statutes;

3 2. Section 681 of Title 21 of the Oklahoma Statutes, if the
4 offense involved sexual assault;

5 3. Section 741 of Title 21 of the Oklahoma Statutes, if the
6 offense involved sexual abuse or sexual exploitation;

7 4. Section 748 of Title 21 of the Oklahoma Statutes, if the
8 offense involved human trafficking for commercial sex;

9 5. Section 843.1 of Title 21 of the Oklahoma Statutes, if the
10 offense involved sexual abuse or sexual exploitation;

11 6. Section 852.1 of Title 21 of the Oklahoma Statutes, if the
12 offense involved sexual abuse of a child;

13 7. Section 866, 885, 886, 888 or 891 of Title 21 of the
14 Oklahoma Statutes, if the offense involved sexual abuse or sexual
15 exploitation;

16 8. Section 1021, 1021.2, 1021.3, 1024.2 or 1029 of Title 21 of
17 the Oklahoma Statutes, if the offense involved child prostitution;

18 9. Section 1040.8 of Title 21 of the Oklahoma Statutes, if the
19 offense involved child pornography; or

20 10. Section 1040.12a, 1040.13, 1040.13a, 1087, 1088, 1111.1,
21 1114 or 1123 of Title 21 of the Oklahoma Statutes,
22 the court shall issue, unless otherwise requested by the victim of
23 the crime for which the defendant has been sentenced or has received
24 a deferred sentence, an order that the defendant shall have no

1 contact directly or indirectly with the victim or the family of the
2 victim during the full term of the confinement of the defendant,
3 term of probation, period of deferment or term of confinement and
4 probation of the defendant.

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

6 COMMITTEE REPORT BY: COMMITTEE ON JUDICIARY
7 March 26, 2019 - DO PASS
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