

1 STATE OF OKLAHOMA

2 2nd Session of the 59th Legislature (2024)

3 SENATE BILL 1265

By: McCortney

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5  
6 AS INTRODUCED

7 An Act relating to sexual extortion; amending 21 O.S.  
8 2021, Section 1488, which relates to blackmail;  
9 creating the offense of sexual extortion;  
10 establishing elements of offense; creating felony  
11 offense; establishing punishment; updating statutory  
12 reference; and providing an effective date.

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

14 SECTION 1. AMENDATORY 21 O.S. 2021, Section 1488, is  
15 amended to read as follows:

16 Section 1488. A. Blackmail is verbally or by written or  
17 printed communication and with intent to extort or gain any thing of  
18 value from another or to compel another to do an act against his or  
19 her will:

20 1. Accusing or threatening to accuse any person of a crime or  
21 conduct which would tend to degrade and disgrace the person accused;

22 2. Exposing or threatening to expose any fact, report or  
23 information concerning any person which would in any way subject  
24 such person to the ridicule or contempt of society; or

1           3. Threatening to report a person as being illegally present in  
2 the United States, and is coupled with the threat that such  
3 accusation or exposure will be communicated to a third person or  
4 persons unless the person threatened or some other person pays or  
5 delivers to the accuser or some other person some thing of value or  
6 does some act against his or her will.

7           B. Blackmail is a felony punishable by imprisonment in the  
8 State Penitentiary for custody of the Department of Corrections not  
9 to exceed five (5) years or fine not to exceed Ten Thousand Dollars  
10 (\$10,000.00) or by both such imprisonment and fine.

11           C. Sexual extortion is verbally or by written or printed  
12 communication and with intent to cause a person to engage in any  
13 sort of sexual activity or to injure the body or reputation of the  
14 person:

15           1. Threatening to disseminate, sell, or publish a video or  
16 still image created by any means; or

17           2. Refusing to delete, remove, or rescind a previously  
18 disseminated, sold, or published video or still image created by any  
19 means,

20 that depicts the person threatened or household member of the person  
21 threatened as defined in Section 60.1 of Title 22 of the Oklahoma  
22 Statutes as nude or in a state of undress so as to expose the  
23 genitals, pubic area, buttocks, or breast.

1        D. 1. Sexual extortion committed against a person under the  
2 age of eighteen (18) shall upon conviction be a felony punishable by  
3 imprisonment in the custody of the Department of Corrections for not  
4 less than one (1) year nor more than twenty (20) years, by a fine  
5 not to exceed One Hundred Thousand Dollars (\$100,000.00), or by both  
6 such imprisonment and fine.

7        2. Sexual extortion committed against a person eighteen (18)  
8 years of age or older shall upon conviction be a felony punishable  
9 by imprisonment in the custody of the Department of Corrections not  
10 to exceed five (5) years, by a fine not to exceed Ten Thousand  
11 Dollars (\$10,000.00), or by both such imprisonment and fine.

12        SECTION 2. This act shall become effective November 1, 2024.

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