

1 STATE OF OKLAHOMA

2 1st Session of the 59th Legislature (2023)

3 HOUSE BILL 2054

By: Roberts

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5  
6 AS INTRODUCED

7 An Act relating to crimes and punishments; making  
8 certain acts unlawful; providing penalties; defining  
9 term; providing for codification; and providing an  
10 effective date.

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

12 SECTION 1. NEW LAW A new section of law to be codified  
13 in the Oklahoma Statutes as Section 748.1 of Title 21, unless there  
14 is created a duplication in numbering, reads as follows:

15 A. It shall be unlawful for any person to:

16 1. Knowingly offer or agree to pay a fee to another person for  
17 the purpose of engaging in sexual conduct, as such term is defined  
18 in Section 1024.1 of Title 21 of the Oklahoma statutes, with that  
19 person or with another; and

20 2. Publish a review of the sexual encounter on a website that  
21 facilitates, encourages, offers, solicits or promotes sexual conduct  
22 with another for a fee.

23 B. 1. Any person who violates the provisions of this section  
24 shall, upon conviction, be guilty of a felony punishable by

1 imprisonment in the Department of Corrections for a term of not less  
2 than three (3) years or for life, or by a fine not exceeding Twenty  
3 Thousand Dollars (\$20,000.00), or by both such fine and  
4 imprisonment.

5       2. Any person who violates the provisions of this section where  
6 the victim of the offense is under eighteen (18) years of age at the  
7 time of the offense shall, upon conviction, be guilty of a felony  
8 punishable by imprisonment in the custody of the Department of  
9 Corrections for a term of not less than nine (9) years or for life,  
10 or by a fine not exceeding Twenty-five Thousand Dollars  
11 (\$25,000.00), or by both such fine and imprisonment.

12       3. The terms of imprisonment specified in this subsection shall  
13 not be subject to statutory provisions for suspension, deferral or  
14 probation or state correctional institution earned credits accruing  
15 from and after November 1, 1989, except for the achievement earned  
16 credits authorized by subsection H of Section 138 of Title 57 of the  
17 Oklahoma Statutes. To qualify for such achievement earned credits,  
18 such inmates must also be in compliance with the standards for Class  
19 level 2 behavior, as defined in subsection D of Section 138 of Title  
20 57 of the Oklahoma Statutes.

21       4. Upon a second or subsequent conviction, the person shall be  
22 required to register as a sex offender under the Sex Offenders  
23 Registration Act and shall be assigned a risk level of one. Upon a  
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1 tenth or subsequent conviction, the person shall be assigned a risk  
2 level of two.

3 C. As used in this section, "publish" means to circulate,  
4 deliver, distribute, disseminate, transmit or otherwise make  
5 available to another person.

6 SECTION 2. This act shall become effective November 1, 2023.

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8 59-1-6807 GRS 01/09/23

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