

1 ENGROSSED HOUSE
2 BILL NO. 1215

By: West (Kevin) and Maynard of
the House

3 and

4 Weaver of the Senate

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6
7 An Act relating to human trafficking; creating the
8 Oklahoma Human Trafficking Law; amending 21 O.S.
9 2021, Section 748, as amended by Section 1, Chapter
10 20, O.S.L. 2022 (21 O.S. Supp. 2024, Section 748),
11 which relates to penalties for human trafficking;
12 updating statutory citation; modifying scope of
13 certain defined terms; adding definition; modifying
14 penalties; requiring registration with the Sex
15 Offenders Registration Act; directing the Department
16 of Corrections to submit information to the Federal
17 Bureau of Investigation; providing for
18 noncodification; and providing an effective date.

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

20 SECTION 1. NEW LAW A new section of law not to be
21 codified in the Oklahoma Statutes reads as follows:

22 This act shall be known and may be cited as the "Oklahoma Human
23 Trafficking Law".

24 SECTION 2. AMENDATORY 21 O.S. 2021, Section 748, as
amended by Section 1, Chapter 20, O.S.L. 2022 (21 O.S. Supp. 2024,
Section 748), is amended to read as follows:

Section 748. A. As used in Sections 748 and 748.2 of this
title:

1 1. "Coercion" means compelling, forcing or intimidating a
2 person to act by:

3 a. threats of harm ~~or~~, physical restraint, or acts of
4 violence committed against any person,

5 b. any act, threat, scheme, plan, or pattern intended to
6 cause a person to believe that performing, or failing
7 to perform, an act would result in serious physical,
8 financial, or emotional harm or distress to or
9 physical restraint against any person,

10 c. the abuse or threatened abuse of the law or legal
11 process,

12 d. knowingly destroying, concealing, removing,
13 confiscating or possessing any actual or purported
14 passport, labor or immigration document, or other
15 government identification document, including but not
16 limited to a driver license or birth certificate, of
17 another person,

18 e. facilitating or controlling a person's access to any
19 addictive or controlled substance other than for legal
20 medical purposes,

21 f. blackmail,

22 g. demanding or claiming money, goods, or any other thing
23 of value from or on behalf of a prostituted person
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1 where such demand or claim arises from or is directly
2 related to the act of prostitution,

3 h. determining, dictating or setting the times at which
4 another person will be available to engage in an act
5 of prostitution with a third party,

6 i. determining, dictating or setting the places at which
7 another person will be available for solicitation of,
8 or to engage in, an act of prostitution with a third
9 party, ~~or~~

10 j. determining, dictating or setting the places at which
11 another person will reside for purposes of making such
12 person available to engage in an act of prostitution
13 with a third party, or

14 k. extortion, obtaining property or money from another
15 with consent, induced by a wrongful use of force or
16 fear;

17 2. "Commercial sex" means any form of commercial sexual
18 activity such as sexually explicit performances, prostitution,
19 participation in the production of pornography, performance in a
20 strip club, or exotic dancing or display;

21 3. "Debt bondage" means the status or condition of a debtor
22 arising from a pledge by the debtor of his or her personal services
23 or of those of a person under his or her control as a security for
24 debt if the value of those services as reasonably assessed is not

1 applied toward the liquidation of the debt or the length and nature
2 of those services are not respectively limited and defined;

3 4. "Human trafficking" means modern-day slavery that includes,
4 but is not limited to, extreme exploitation and the denial of
5 freedom or liberty of an individual for purposes of deriving benefit
6 from that individual's commercial sex act or labor;

7 5. "Human trafficking for labor" means:

8 a. recruiting, enticing, harboring, maintaining,
9 transporting, providing or obtaining, by any means,
10 another person through deception, force, fraud, threat
11 or coercion or for purposes of engaging the person in
12 labor, or

13 b. benefiting, financially or by receiving anything of
14 value, from participation in a venture that has
15 engaged in an act of trafficking for labor;

16 6. "Human trafficking for commercial sex" means:

17 a. pimping, recruiting, enticing, harboring, maintaining,
18 transporting, providing or obtaining, by any means,
19 another person through deception, force, fraud, threat
20 or coercion for purposes of engaging the person in a
21 commercial sex act,

22 b. pimping, recruiting, enticing, harboring, maintaining,
23 transporting, providing, purchasing or obtaining, by
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1 any means, a minor for purposes of engaging the minor
2 in a commercial sex act, or

3 c. benefiting, financially or by receiving anything of
4 value, from participating in a venture that has
5 engaged in an act of trafficking for commercial sex;

6 7. "Legal process" means the criminal law, the civil law, or
7 the regulatory system of the federal government, any state,
8 territory, district, commonwealth, or trust territory therein, and
9 any foreign government or subdivision thereof and includes legal
10 civil actions, criminal actions, and regulatory petitions or
11 applications;

12 8. "Minor" means an individual under eighteen (18) years of
13 age; and

14 9. "Pimping" means a person who procures a prostitute for a
15 customer and receives the earnings from the services provided by the
16 prostitute; and

17 10. "Victim" means a person against whom a violation of any
18 provision of this section has been committed.

19 B. It shall be unlawful to knowingly engage in human
20 trafficking.

21 C. Any person violating the provisions of this section shall,
22 upon conviction, be guilty of a felony punishable by imprisonment in
23 the custody of the Department of Corrections for a term of not less
24 than five (5) years ~~or for life~~ and not exceeding twenty (20) years,

1 or by a fine of not more than One Hundred Thousand Dollars
2 (\$100,000.00), or by both such fine and imprisonment. Any person
3 violating the provisions of this section where the victim of the
4 offense is under eighteen (18) years of age at the time of the
5 offense shall, upon conviction, be guilty of a felony punishable by
6 imprisonment in the custody of the Department of Corrections for a
7 term of not less than fifteen (15) years ~~or for life~~ and not
8 exceeding ninety-nine (99) years, or by a fine of not more than Two
9 Hundred Fifty Thousand Dollars (\$250,000.00), or by both such fine
10 and imprisonment. The court shall also order the defendant to pay
11 restitution to the victim as provided in Section 991f of Title 22 of
12 the Oklahoma Statutes. If the person is convicted of human
13 trafficking, the person shall serve eighty-five percent (85%) of the
14 sentence before being eligible for parole consideration or any
15 earned credits. The terms of imprisonment specified in this
16 subsection shall not be subject to statutory provisions for
17 suspension, deferral or probation, or state correctional institution
18 earned credits accruing from and after November 1, 1989, except for
19 the achievement earned credits authorized by subsection H of Section
20 138 of Title 57 of the Oklahoma Statutes. To qualify for such
21 achievement earned credits, such inmates must also be in compliance
22 with the standards for Class level 2 behavior, as defined in
23 subsection D of Section 138 of Title 57 of the Oklahoma Statutes.

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1 D. 1. Any person convicted of human trafficking for commercial
2 sex shall be required to register as a sex offender pursuant to the
3 provisions of the Sex Offenders Registration Act.

4 2. The Department of Corrections shall forward the name and
5 conviction information of any person convicted of human trafficking
6 to the Human Trafficking-Uniform Crime Reporting Program of the
7 Federal Bureau of Investigation.

8 E. It is an affirmative defense to prosecution for a criminal,
9 youthful offender, or delinquent offense that, during the time of
10 the alleged commission of the offense, the defendant or alleged
11 youthful offender or delinquent was a victim of human trafficking.

12 ~~E.~~ F. The consent of a victim to the activity prohibited by
13 this section shall not constitute a defense.

14 ~~F.~~ G. Lack of knowledge of the age of the victim shall not
15 constitute a defense to the activity prohibited by this section with
16 respect to human trafficking of a minor.

17 SECTION 3. This act shall become effective November 1, 2025.
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1 Passed the House of Representatives the 12th day of March, 2025.

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3 _____
4 Presiding Officer of the House
5 of Representatives

6 Passed the Senate the _____ day of _____, 2025.

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9 Presiding Officer of the Senate