1	HOUSE OF REPRESENTATIVES - FLOOR VERSION
2	STATE OF OKLAHOMA
3	1st Session of the 60th Legislature (2025)
4	HOUSE BILL 1861 By: Roberts and Ford of the House
5	and
6	Weaver of the Senate
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10	AS INTRODUCED
11	An Act relating to crimes and punishments; amending
12	21 O.S. 2021, Section 1031, as last amended by Section 2, Chapter 267, O.S.L. 2024 (21 O.S. Supp.
13	2024, Section 1031), which relates to the Oklahoma Law on Obscenity and Child Pornography; providing
14	statutory reference for prostitution-related offense; and providing an effective date.
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18	BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:
19	SECTION 1. AMENDATORY 21 O.S. 2021, Section 1031, as
20	last amended by Section 2, Chapter 267, O.S.L. 2024 (21 O.S. Supp.
21	2024, Section 1031), is amended to read as follows:
22	Section 1031. A. Except as provided in subsection B, C, D, or
23	E of this section, any person violating any of the provisions of
24	paragraph 1, 2, 3, or 5 of subsection A of Section 1029 or Section

1030 of this title shall, upon conviction, be quilty of a 1 2 misdemeanor and shall be punished by imprisonment in the county jail for not less than thirty (30) days nor more than one (1) year or by 3 fines as follows: a fine not more than Two Thousand Five Hundred 4 5 Dollars (\$2,500.00) upon the first conviction for violation of any 6 of such provisions, a fine not more than Five Thousand Dollars 7 (\$5,000.00) upon the second conviction for violation of any of such provisions, and a fine not more than Seven Thousand Five Hundred 8 9 Dollars (\$7,500.00) upon the third or subsequent convictions for 10 violation of any of such provisions, or by both such imprisonment 11 In addition, the court may require a term of community and fine. service not less than forty (40) nor more than eighty (80) hours. 12 13 The court in which any such conviction is had shall notify the 14 county superintendent of public health of such conviction.

B. Any person who engages in an act of prostitution with knowledge that he or she is infected with the human immunodeficiency virus shall, upon conviction, be guilty of a felony punishable by imprisonment in the custody of the Department of Corrections for not more than five (5) years.

C. Any person who engages in an act of child prostitution as defined in Section 1030 of this title shall, upon conviction, be guilty of a felony punishable by imprisonment in the custody of the Department of Corrections for not more than ten (10) years and by fines as follows: a fine not more than Five Thousand Dollars (\$5,000.00) upon the first conviction, a fine not more than Ten
Thousand Dollars (\$10,000.00) upon the second conviction, and a fine
not more than Fifteen Thousand Dollars (\$15,000.00) upon the third
or subsequent convictions.

5 D. Any person violating any of the provisions of Section 1029 or 1030 of this title within one thousand (1,000) feet of a school 6 7 or church shall, upon conviction, be guilty of a felony and shall be punished by imprisonment in the custody of the Department of 8 9 Corrections for not more than five (5) years or by fines as follows: 10 a fine not more than Two Thousand Five Hundred Dollars (\$2,500.00) upon the first conviction for violation of any of such provisions, a 11 12 fine not more than Five Thousand Dollars (\$5,000.00) upon the second 13 conviction for violation of any of such provisions, and a fine not 14 more than Seven Thousand Five Hundred Dollars (\$7,500.00) upon the 15 third or subsequent convictions for violation of any of such 16 provisions, or by both such imprisonment and fine. In addition, the 17 court may require a term of community service not less than forty 18 (40) nor more than eighty (80) hours. The court in which any such 19 conviction is had shall notify the county superintendent of public 20 health of such conviction.

E. Any person violating paragraph 4 of subsection A of Section 1029 of this title shall, upon conviction, be guilty of a felony and shall be punished in accordance with the provisions of <u>paragraph 1,</u> 2, and 4 of subsection B of Section 1040.57 of this title.

1	SECTION 2. This act shall become effective November 1, 2025.
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3	COMMITTEE REPORT BY: COMMITTEE ON JUDICIARY AND PUBLIC SAFETY OVERSIGHT, dated 02/25/2025 - DO PASS, As Coauthored.
4	OVERSIGNI, dated 02/23/2023 - DO FASS, AS coauthored.
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