

1 **SENATE FLOOR VERSION**

2 February 19, 2025

3 SENATE BILL NO. 861

By: Weaver

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5
6 An Act relating to crimes and punishments; amending
7 21 O.S. 2021, Section 856.3, which relates to gang-
8 related offenses; modifying reference to certain
9 offense; updating statutory language and references;
10 and providing an effective date.

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

12 SECTION 1. AMENDATORY 21 O.S. 2021, Section 856.3, is
13 amended to read as follows:

14 Section 856.3. Any person who attempts or commits a gang-
15 related offense as a condition of membership in a criminal street
16 gang or while in association with any criminal street gang or gang
17 member shall be guilty of a felony offense. ~~Upon~~ punishable upon
18 ~~conviction, the violator shall be punished by incarceration~~
19 imprisonment in the custody of the Department of Corrections for a
20 term of five (5) years, which shall be in addition to any other
21 penalty imposed. For purposes of this section, "criminal street
22 gang" is defined by subsection F of Section 856 of ~~Title 21 of the~~
23 ~~Oklahoma Statutes~~ this title and "gang-related offense" means those

1 offenses enumerated in ~~paragraphs 1 through 16~~ of subsection F of
2 Section 856 of ~~Title 21 of the Oklahoma Statutes~~ this title.

3 SECTION 2. This act shall become effective November 1, 2025.

4 COMMITTEE REPORT BY: COMMITTEE ON PUBLIC SAFETY
5 February 19, 2025 - DO PASS
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