

**BILL SUMMARY**  
1<sup>st</sup> Session of the 60<sup>th</sup> Legislature

<b>Bill No.:</b>	<b>HB1861</b>
<b>Version:</b>	<b>INT</b>
<b>Request Number:</b>	<b>11703</b>
<b>Author:</b>	<b>Rep. Roberts</b>
<b>Date:</b>	<b>2/7/2025</b>
<b>Impact:</b>	<b>AOC: Budget Neutral</b>
	<b>DOC: Minimal</b>

**Research Analysis**

HB 1861 provides that any person convicted of offering money or any other item or service of value for the purpose of engaging in sexual conduct is to be guilty of a felony punishable by imprisonment in the Department of Corrections for a term not more than three years and by fines as follows:

- a. not more than \$1,000 upon the first conviction,
- b. not more than \$2,500 upon the second conviction, and
- c. not more than \$5,000 upon the third or subsequent convictions.

If the victim of the offense is under eighteen years of age at the time of the offense is guilty of a felony punishable by imprisonment in the custody of the Department of Corrections for a term not more than ten years and by fines as follows:

- a. not more than \$5,000 upon the first conviction,
- b. not more than \$10,000 upon the second conviction, and
- c. not more than \$15,000 upon the third or subsequent convictions.

Upon a third conviction, the person is required to register as a sex offender under the Sex Offenders Registration Act and be assigned a risk level of one. Upon a sixth conviction, the person shall be assigned a risk level of two.

Prepared By: Brad Wolgamott

**Fiscal Analysis**

HB1861 sets forth that persons engaging in certain solicitations of prostitution shall be punished in accordance with the provisions of paragraph 1, 2, and 4 of subsection B of Section 1040.57 of Title 21 of the Oklahoma Statutes. Those punishments are as follows:

**Paragraph 1:** Any person who violates the provisions of this section shall, upon conviction, be guilty of a felony punishable by imprisonment in the Department of Corrections for a term not more than three (3) years and by fines as follows:

- a. not more than One Thousand Dollars (\$1,000.00) upon the first conviction,
- b. not more than Two Thousand Five Hundred Dollars (\$2,500.00) upon the second conviction, and
- c. not more than Five Thousand Dollars (\$5,000.00) upon the third or subsequent convictions.

**Paragraph 2:** Any person who violates the provisions of this section where the victim of the offense is under eighteen (18) years of age at the time of the offense shall, upon conviction, be

guilty of a felony punishable by imprisonment in the custody of the Department of Corrections for a term not more than ten (10) years and by fines as follows:

- a. not more than Five Thousand Dollars (\$5,000.00) upon the first conviction,
- b. not more than Ten Thousand Dollars (\$10,000.00) upon the second conviction, and
- c. not more than Fifteen Thousand Dollars (\$15,000.00) upon the third or subsequent convictions.

**Paragraph 4:** Upon a third conviction, the person shall be required to register as a sex offender under the Sex Offenders Registration Act and shall be assigned a risk level of one. Upon a sixth conviction, the person shall be assigned a risk level of two.

Any resulting change to the revenues collected by the Administrative Office of the Courts (AOC) or change in the costs incurred by the Department of Corrections (DOC) are expected to be immaterial and/or absorbed by the agencies. Therefore, this measure in its current form is anticipated to be budget neutral.

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#### **Other Considerations**

None.