

1 STATE OF OKLAHOMA

2 2nd Session of the 59th Legislature (2024)

3 SENATE BILL 1326

By: Brooks

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5
6 AS INTRODUCED

7 An Act relating to violent crime; amending 57 O.S.
8 2021, Section 593, which relates to the Mary Rippy
9 Violent Crime Offenders Registration Act; requiring
10 registration of certain crimes; updating statutory
11 language; updating statutory references; and
12 providing an effective date.

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

14 SECTION 1. AMENDATORY 57 O.S. 2021, Section 593, is
15 amended to read as follows:

16 Section 593. A. On and after November 1, 2004, the provisions
17 of the Mary Rippy Violent Crime Offenders Registration Act shall
18 apply to:

19 1. Any person residing, working, or attending school in this
20 state who is subsequently convicted of, or who receives a deferred
21 judgment or suspended sentence for, any crime or attempted crime
22 enumerated in subsection B of this section by any court in this
23 state, another state, the United States, a tribal court, or a
24 military court; or

1 2. Any person who subsequently enters this state for purposes
2 of residence, work, or to attend school and who has been previously
3 convicted of or is subject to a deferred judgment, suspended
4 sentence, probation, or parole from any court of another state, the
5 United States, a tribal court, or a military court for any crime or
6 attempted crime which, if committed or attempted in this state,
7 would be a crime substantially similar to any crime enumerated in
8 subsection B of this section.

9 For purposes of ~~this act~~ Section 591 et seq. of this title,
10 "convicted of" means an adjudication of guilt by a court of
11 competent jurisdiction whether upon a verdict or plea of guilty or
12 nolo contendere.

13 B. The following crimes and attempts to commit such crimes
14 shall be registered under the Mary Rippy Violent Crime Offenders
15 Registration Act:

16 1. First degree murder as provided for in Section 701.7 of
17 Title 21 of the Oklahoma Statutes;

18 2. Second degree murder as provided for in Section 701.8 of
19 Title 21 of the Oklahoma Statutes;

20 3. Manslaughter in the first degree as defined by Section 711
21 of Title 21 of the Oklahoma Statutes;

22 4. Shooting or discharging a firearm with intent to kill, use
23 of a vehicle to facilitate the intentional discharge of a firearm,
24 crossbow, or other weapon, assault, battery, or assault and battery

1 with a deadly weapon or by other means likely to produce death or
2 great bodily harm, as provided for in Section 652 of Title 21 of the
3 Oklahoma Statutes;

4 5. Assault with intent to kill as provided for in Section 653
5 of Title 21 of the Oklahoma Statutes;

6 6. Bombing as provided for in Section 1767.1 of Title 21 of the
7 Oklahoma Statutes;

8 7. Domestic abuse, domestic assault, domestic assault and
9 battery with a dangerous weapon, or domestic assault and battery
10 with a deadly weapon, as provided for in Section 644 of Title 21 of
11 the Oklahoma Statutes;

12 8. Abuse as specifically provided in subsection D of this
13 section; and

14 ~~8.~~ 9. Any crime or attempt to commit a crime constituting a
15 substantially similar offense as stated in paragraphs 1 through ~~7~~ 8
16 of this subsection adjudicated by any court of another state, the
17 United States, a tribal court, or a military court.

18 C. The registration requirements of the Mary Rippe Violent
19 Crime Offenders Registration Act shall not apply to any person while
20 the person is incarcerated in a maximum or medium correctional
21 institution of the Department of Corrections, a private correctional
22 institution, or another state, federal, tribal, or military
23 facility, but shall apply to a deferred, or suspended judgment or
24 sentence, probation, parole, and ~~discharges~~ discharge.

1 D. 1. For purposes of the Mary Rippy Violent Crime Offenders
2 Registration Act, the requirement to register for a crime of abuse
3 shall be determined by the judge at the time of sentencing or upon
4 granting the defendant a deferred judgment. The judge shall
5 determine whether the crime for which the defendant is convicted or
6 pleads guilty or nolo contendere under any provision of Section
7 843.5 of Title 21 of the Oklahoma Statutes or Section 843.1, 843.2,
8 852, or 852.1 of Title 21 of the Oklahoma Statutes resulted in:

- 9 a. physical pain, injury, sexual abuse, sexual
10 exploitation, unreasonable restraint or confinement,
11 or mental anguish to the victim, or
- 12 b. deprivation of nutrition, clothing, shelter, health
13 care, or other care or services which caused serious
14 physical or mental injury to the victim,

15 and whether the facts or nature of the offense ~~warrant~~ warrants
16 registration for public disclosure and protection of victims.

17 2. Not every offense enumerated in paragraph 1 of this
18 subsection shall require automatic registration under the Mary Rippy
19 Violent Crime Offenders Registration Act, and no other offenses
20 shall be authorized for consideration for registration as a crime of
21 abuse. The judge shall not order any defendant to register under
22 the Mary Rippy Violent Crime Offenders Registration Act if the
23 defendant is required to register pursuant to any provision of the
24 ~~Oklahoma~~ Sex Offenders Registration Act for the same offense.

1 3. Upon the judge determining the defendant should register
2 pursuant to the Mary Rippy Violent Crime Offenders Registration Act
3 for a crime of abuse as authorized in this subsection, the defendant
4 shall be ordered to register and to comply with all provisions of
5 the Mary Rippy Violent Crime Offenders Registration Act, including~~7~~
6 but not limited to~~7~~ the statutory term of registration.

7 SECTION 2. This act shall become effective November 1, 2024.

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