

1 STATE OF OKLAHOMA

2 1st Session of the 59th Legislature (2023)

3 COMMITTEE SUBSTITUTE
4 FOR ENGROSSED
5 HOUSE BILL 2210

By: Stark, West (Kevin), and
Pittman of the House

6 and

7 Weaver and Boren of the
8 Senate

9 COMMITTEE SUBSTITUTE

10 An Act relating to juveniles; defining term;
11 authorizing courts to depart from certain sentencing
12 requirements; providing for codification; and
13 providing an effective date.

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

15 SECTION 1. NEW LAW A new section of law to be codified
16 in the Oklahoma Statutes as Section 2-5-401 of Title 10A, unless
17 there is created a duplication in numbering, reads as follows:

18 A. As used in this section, "mandatory minimum" means the
19 minimum number of years of imprisonment a person is required to
20 serve based on the felony or misdemeanor offense.

21 B. If a minor is convicted as an adult for an offense that the
22 minor committed when he or she was under eighteen (18) years of age
23 and the court finds by clear and convincing evidence that the person
24 against whom the minor was convicted of committing the offense

1 trafficked the minor or sexually abused or sexually assaulted the
2 minor within ninety (90) days before the commission of the offense,
3 the court may:

4 1. Depart from the mandatory minimum sentence or sentence
5 enhancement;

6 2. Suspend any portion of an otherwise applicable sentence; or

7 3. Transfer the minor to the jurisdiction of the juvenile
8 division of the district court for further proceedings.

9 SECTION 2. This act shall become effective November 1, 2023.

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