

1 STATE OF OKLAHOMA

2 2nd Session of the 55th Legislature (2016)

3 COMMITTEE SUBSTITUTE  
4 FOR

5 SENATE BILL 1141

By: Crain of the Senate

and

Derby of the House

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8  
9 COMMITTEE SUBSTITUTE

10 [ crime and punishment - Peeping Tom offenses and  
11 punishment - effective date ]

12  
13 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

14 SECTION 1. AMENDATORY 21 O.S. 2011, Section 1171, is  
15 amended to read as follows:

16 Section 1171. A. Every person who hides, waits or otherwise  
17 loiters in the vicinity of any private dwelling house, apartment  
18 building, any other place of residence, or in the vicinity of any  
19 locker room, dressing room, restroom or any other place where a  
20 person has a right to a reasonable expectation of privacy, with the  
21 unlawful and willful intent to watch, gaze, or look upon any person  
22 in a clandestine manner, shall, upon conviction, be guilty of a  
23 misdemeanor. The violator shall be punished by imprisonment in the  
24 county jail for a term of not more than one (1) year, or by a fine

1 not to exceed Five Thousand Dollars (\$5,000.00), or by both such  
2 fine and imprisonment.

3 B. Every person who uses photographic, electronic or video  
4 equipment in a clandestine manner for any illegal, illegitimate,  
5 prurient, lewd or lascivious purpose with the unlawful and willful  
6 intent to view, watch, gaze or look upon any person without the  
7 knowledge and consent of such person when the person viewed is in a  
8 place where there is a right to a reasonable expectation of privacy,  
9 or who publishes or distributes any image obtained from such act,  
10 shall, upon conviction, be guilty of a felony. The violator shall  
11 be punished by imprisonment in the custody of the Department of  
12 Corrections for a term of not more than five (5) years, or by a fine  
13 not exceeding Five Thousand Dollars (\$5,000.00), or by both such  
14 fine and imprisonment.

15 C. Every person who uses photographic, electronic or video  
16 equipment in a clandestine manner for any illegal, illegitimate,  
17 prurient, lewd or lascivious purpose with the unlawful and willful  
18 intent to view, watch, gaze or look upon any person and capture an  
19 image of a private area of a person without the knowledge and  
20 consent of such person and knowingly does so under circumstances in  
21 which a reasonable person would believe that the private area of the  
22 person would not be visible to the public, regardless of whether the  
23 person is in a public or private place shall, upon conviction, be  
24 guilty of a misdemeanor. The violator shall be punished by

1 imprisonment in the county jail for a term of not more than one (1)  
2 year, or by a fine not exceeding Five Thousand Dollars (\$5,000.00),  
3 and the performance of not less than one hundred (100) and not more  
4 than four hundred (400) hours of community service or by both such  
5 fine and imprisonment.

6 D. As used in this section, the phrase "private area of the  
7 person" means the naked or undergarment-clad genitals, pubic area,  
8 buttocks, or any portion of the areola of the female breast of that  
9 individual.

10 SECTION 2. This act shall become effective November 1, 2016.

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12 55-2-3106 BH 2/17/2016 10:49:48 AM

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