

1 STATE OF OKLAHOMA

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

3 SENATE BILL 880

By: Thompson

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5
6 AS INTRODUCED

7 An Act relating to obscene material and child
8 pornography; amending 21 O.S. 2011, Section 1024.4,
9 which relates to destruction of obscene material or
10 child pornography; modifying inclusions; repealing 21
11 O.S 2011, Section 1024, which relates to the
12 destruction of child pornography and obscene
13 material; and providing an effective date.

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

15 SECTION 1. AMENDATORY 21 O.S. 2011, Section 1024.4, is
16 amended to read as follows:

17 Section 1024.4. Upon conviction of the accused, any magistrate,
18 law enforcement officer, law enforcement agency or district attorney
19 shall cause any obscene material or child pornography, in respect
20 whereof the accused stands convicted and which remains in the
21 possession or control of such magistrate, law enforcement officer,
22 law enforcement agency or district attorney, to be destroyed
23 including, but not limited to, the destruction of any computer, hard
24 drive or other electronic storage media on which such obscene
material or child pornography was located. For purposes of this

1 section, "final conviction" includes the exhaustion of or failure to
2 timely pursue post-conviction and state and federal habeas corpus
3 review.

4 SECTION 2. REPEALER 21 O.S. 2011, Section 1024, is
5 hereby repealed.

6 SECTION 3. This act shall become effective November 1, 2016.

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