

Sentence Comparison Table: Summary of Oklahoma and Neighboring State Statutes

State	Child Abuse/Injury to a Child	Child Neglect	Child Endangerment
Oklahoma	<p><u>Child Abuse</u></p> <p><i>Code:</i> 21 Okla. Stat. §843.5(A)</p> <p><i>Definition:</i> Any person who:</p> <ul style="list-style-type: none"> ● Harms/threatens harm or fails to protect from harm/threatened harm to the health, safety or welfare of a child under 18 years old <p>Or</p> <ul style="list-style-type: none"> ● Injures, tortures or maims a child <p><i>Sentence:</i> Felony, 0 to life in prison</p> <p><u>Enabling Child Abuse</u></p> <p><i>Code:</i> 21 Okla. Stat. §843.5(B)</p> <p><i>Definition:</i> Person responsible for health, safety or welfare of a child under 18 years old who willfully/maliciously causes, procures or permits child abuse</p> <p><i>Sentence:</i> Felony, 0 to life in prison</p> <p><i>Note:</i> Oklahoma’s child abuse and neglect statute also includes additional definitions for child sexual abuse and sexual exploitation and enabling child sexual abuse and sexual exploitation. Oklahoma also has additional laws, including murder in the first degree, that includes acts or permitting acts against a child (see 21 Okla. Stat. §701.7).</p>	<p><u>Child Neglect</u></p> <p><i>Code:</i> 21 Okla. Stat. §843.5(C); 10A Okla. Stat. §1-1-105</p> <p><i>Definition:</i> Person responsible for health, safety or welfare of a child under 18 years old who willfully or maliciously fails/omits to provide adequate:</p> <ul style="list-style-type: none"> ● Nurturance and affection, food, clothing, shelter, sanitation, hygiene, or appropriate education ● Medical, dental, or behavioral health care ● Supervision or appropriate caretakers ● Special care necessary for the physical or mental condition of the child <p>Or</p> <ul style="list-style-type: none"> ● Fails/omits to protect a child from exposure to: <ul style="list-style-type: none"> ○ Illegal drug use/possession/sale/manufacture ○ Sexual acts/material that are not age-appropriate ○ Other illegal activities ● Abandonment <p><i>Sentence:</i> Felony, 0 to life in prison</p> <p><u>Enabling Child Neglect</u></p> <p><i>Code:</i> 21 Okla. Stat. §843.5(D)</p> <p><i>Definition:</i> Person responsible for health, safety or welfare of a child under 18</p>	<p><u>Child Endangerment</u></p> <p><i>Code:</i> 21 Okla. Stat. §852.1</p> <p><i>Definition:</i> Parent/Guardian/Person with custody or control over a child under 18 years old who knowingly permits:</p> <ul style="list-style-type: none"> ● Physical or sexual abuse ● Presence of attempted manufacturing or manufacturing of a controlled substance ● Presence in a vehicle when a person knows/should have known that the operator is impaired/under the influence <p>Or</p> <ul style="list-style-type: none"> ● Drives/operates/in control of a vehicle while impaired with a child in the vehicle <p><i>Sentence:</i> Felony, 0 to 4 years in prison</p>

State	Child Abuse/Injury to a Child	Child Neglect	Child Endangerment
		<p>years old who willfully/maliciously causes, procures or permits child neglect</p> <p><i>Sentence:</i> Felony, 0 to life in prison</p>	
Arkansas	<p><u>Permitting Child Abuse</u></p> <p><i>Code:</i> Ark. Code Ann. §5-27-221</p> <p><i>Definition:</i> As a parent/guardian/person legally charged with the care or custody of a minor, recklessly fails to take action to prevent the abuse of a minor</p> <p><i>Sentence:</i></p> <ul style="list-style-type: none"> ● If abuse consisted of sexual contact or caused physical injury: <ul style="list-style-type: none"> ○ Felony, 0 to 6 years in prison ● If abuse consisted of sexual intercourse, sexual activity, or caused serious physical injury: <ul style="list-style-type: none"> ○ Felony, 5 to 20 years in prison <p><i>Note:</i> Arkansas does not have a child abuse criminal statute, however, capital murder, murder in the first degree, and battery offenses specify penalties for when the victim is a child, with varying sentence ranges (see Ark. Code Ann. §5-10-101 (a)(9)(A); Ark. Code Ann. §5-10-102 (a)(3); Ark. Code Ann. §5-13-201(7); Ark. Code Ann. §5-13-201(9); Ark. Code Ann. §5-13-202 (a) (3)(C); Ark. Code Ann. §5-13-202 (a) (4)(C)). Additionally, Arkansas' Sentencing Commission sets sentence guidelines which may differ from the ranges proscribed in statute.</p>	<p>N/A</p> <p><i>Note:</i> "Neglect" and "maltreatment" are not included in Arkansas' criminal statutes.</p>	<p><u>Child Endangerment (first degree)</u></p> <p><i>Code:</i> Ark. Code Ann. §5-27-205</p> <p><i>Definition:</i> Parent/guardian/custodian/person charged with supervision of a minor purposely:</p> <ul style="list-style-type: none"> ● Engages in conduct creating a substantial risk of death/serious physical injury to a minor ● Deserts a minor under 10 years old under circumstances creating a substantial risk of death/serious physical injury <p><i>Sentence:</i> Felony, 0 to 6 years in prison</p> <p><u>Child Endangerment (second degree)</u></p> <p><i>Code:</i> Ark. Code Ann. §5-27-206</p> <p><i>Definition:</i> Knowingly engage in conduct creating a substantial risk of serious harm to the physical/mental welfare of another person known by the person to be a minor</p> <p><i>Sentence:</i> Misdemeanor, 0 to 1 year in jail</p> <p><u>Child Endangerment (third degree)</u></p> <p><i>Code:</i> Ark. Code Ann. §5-27-207</p> <p><i>Definition:</i> Recklessly engage in conduct</p>

State	Child Abuse/Injury to a Child	Child Neglect	Child Endangerment
			<p>creating a substantial risk of serious harm to the physical/mental welfare of a person known by the actor to be a minor</p> <p><i>Sentence:</i> Misdemeanor, 0 to 90 days in jail</p> <p><u>Chemical Substance or Methamphetamine Exposure</u></p> <p><i>Code:</i> Ark. Code Ann. §5-27-230</p> <p><i>Definition:</i> With the intent to manufacture methamphetamine, knowingly cause/permit a child to be exposed to/ingest/inhale/have any contact with meth or a chemical substance used for the manufacture of methamphetamine</p> <p><i>Sentence:</i> 3 to 10 years</p> <ul style="list-style-type: none"> ● If no physical injury or serious physical injury <ul style="list-style-type: none"> ○ Felony, 3 to 10 years in prison ● If physical injury or serious physical injury <ul style="list-style-type: none"> ○ Felony, 5 to 20 years in prison
Colorado	<p><u>Child Abuse</u></p> <p><i>Code:</i> Colo. Rev. Stat. §18-6-401(1)(a)</p> <p><i>Definition:</i></p> <ul style="list-style-type: none"> ● Causes an injury to life/health of a child under 16 years old ● Permits a child under 16 years old to be unreasonably placed in a situation that poses a threat of injury to their life/health 	<p>N/A</p> <p><i>Note:</i> “Neglect” is not specified in Colorado’s criminal statutes, but “abuse” includes acts such as engaging in a continued pattern of conduct that results in malnourishment, lack of proper medical care, cruel punishment, mistreatment, or an accumulation of injuries that ultimately results in the death of a child or serious bodily injury to a child.</p>	<p>N/A</p> <p><i>Note:</i> “Endangerment” is not specified in Colorado’s criminal statutes, but “abuse” includes elements of endangerment such as knowingly engaging in the manufacture or attempted manufacture of a controlled substance and methamphetamine in the presence of a child.</p>

State	Child Abuse/Injury to a Child	Child Neglect	Child Endangerment
	<ul style="list-style-type: none"> ● Engages in a continued pattern of conduct that results in malnourishment/lack of proper/medical care/cruel punishment/mistreatment/an accumulation of injuries that result in the death or serious bodily injury <p><i>Sentence:</i></p> <ul style="list-style-type: none"> ● Acts knowingly/recklessly and results in injury that's not serious bodily injury <ul style="list-style-type: none"> ○ Misdemeanor, 0 to 18 months in jail/prison ● Acts with criminal negligence and results in injury that's not serious bodily injury <ul style="list-style-type: none"> ○ Misdemeanor, 0 to 300 days in jail ● Acts knowingly/recklessly and no death or injury results <ul style="list-style-type: none"> ○ Misdemeanor, 0 to 300 days in jail ● Acts with criminal negligence and no death or injury <ul style="list-style-type: none"> ○ Misdemeanor, 0 to 300 days in jail ● For all misdemeanors, if second or subsequent offense <ul style="list-style-type: none"> ○ Felony, 1 to 4 years in prison ● Acts knowingly/recklessly and child dies <ul style="list-style-type: none"> ○ Felony, 8 to 24 years in prison* ● Acts with criminal negligence and child dies <ul style="list-style-type: none"> ○ Felony, 4 to 16 years in prison ● Acts knowingly/recklessly and results in serious bodily injury 		

State	Child Abuse/Injury to a Child	Child Neglect	Child Endangerment
	<ul style="list-style-type: none"> ○ Felony, 4 to 16 years in prison* ● Acts with criminal negligence and results in serious bodily injury <ul style="list-style-type: none"> ○ Felony, 2 to 8 years in prison ● Knowingly causing the death of a child under 12 years old while in a position of trust <ul style="list-style-type: none"> ○ Felony, life in prison ● Knowingly causing the death of a child under 12 years old <ul style="list-style-type: none"> ○ Felony, 4 to 16 years in prison <p><i>*Note:</i> Colorado’s statute also defines genital mutilation as child abuse. Additionally, punishment for child abuse is subjected to an “extraordinary risk” enhancement (for felonies and also for misdemeanors committed prior to March 1, 2022). The sentence ranges above reflect those required enhancements. Furthermore, offenses marked with an asterisk are subjected to the special sentencing statute in Colorado that further enhances sentences. The special sentencing ranges were not detailed above. For more detailed sentence ranges see C.R.S. 18-1.3-401 (felonies) and C.R.S. 18-1.3-501 (misdemeanors).</p>		
Kansas	<p><u>Child Abuse</u></p> <p><i>Code:</i> Kan. Stat. Ann. §21-5602</p> <p><i>Definition:</i></p> <ul style="list-style-type: none"> ● Knowingly torturing, cruelly beating/striking/kicking a child under 18 years old 	<p><u>Child Abandonment</u></p> <p><i>Code:</i> Kan. Stat. Ann. §21-5605(a)</p> <p><i>Definition:</i> leaving a child under 16 years old in a place where they may suffer because of neglect by the parent/guardian/other person entrusted with care and custody of the child when done</p>	<p><u>Child Endangerment</u></p> <p><i>Code:</i> Kan. Stat. Ann. §21-5601(a)</p> <p><i>Definition:</i> Knowingly and unreasonably causing or permitting child under 18 years old to be in a situation where their life/body/health may be endangered</p>

State	Child Abuse/Injury to a Child	Child Neglect	Child Endangerment
	<ul style="list-style-type: none"> ○ Felony, 31 to 34 months in prison ● Knowingly torturing, cruelly beating/striking/kicking a child under 6 years old <ul style="list-style-type: none"> ○ Felony, 55 to 61 months in prison ● Knowingly inflicting cruel and inhuman corporal punishment/ using cruel and inhuman physical restraint on a child under 18 years old <ul style="list-style-type: none"> ○ Felony, 31 to 34 months in prison ● Knowingly inflicting cruel and inhuman corporal punishment/ using cruel and inhuman physical restraint on a child under 6 years old <ul style="list-style-type: none"> ○ Felony, 55 to 61 months in prison ● Recklessly causing great bodily harm/abusive head trauma/permanent disability/ disfigurement to a child under 18 years old <ul style="list-style-type: none"> ○ Felony, 38 to 43 months in prison ● Knowingly causing great bodily harm/abusive head trauma/ permanent disability/disfigurement to a child under 18 years old <ul style="list-style-type: none"> ○ Felony, 55 to 61 months in prison ● Knowingly inflicting cruel and inhuman corporal punishment with a deadly weapon a child under 18 years old: <ul style="list-style-type: none"> ○ Felony, 55 to 61 months in prison ● Knowingly impeding breathing/ circulation of the blood by applying pressure to throat/neck/chest or by blocking the nose/mouth in a 	<p>with intent to abandon the child</p> <p><i>Sentence:</i> Felony, 7 to 9 months in jail/prison; presumptive probation, 18 months or less</p> <p><i>Note:</i> The sentence ranges above are for a person who does not have a prior conviction history. The sentence maximum increases depending on the number and type of prior convictions (see the Kansas 2022 non-drug offenses sentencing ranges grid).</p> <p><u>Aggravated Child Abandonment</u></p> <p><i>Code:</i> Kan. Stat. Ann. §21-5605 (b)</p> <p><i>Definition:</i> Leaving a child under 16 years old in a place where they may suffer because of neglect by the parent/ guardian/other custodian when done with intent to abandon the child, resulting in great bodily harm</p> <p><i>Sentence:</i> Felony, 31 to 34 months in prison</p> <p><i>Note:</i> The sentence ranges above are for a person who does not have a prior conviction history. The sentence maximum increases depending on the number and type of prior convictions (see the Kansas 2022 non-drug offenses sentencing ranges grid).</p>	<p><i>Sentence:</i> Misdemeanor, 0 to 1 year in jail</p> <p><u>Aggravated Child Endangerment</u></p> <p><i>Code:</i> Kan. Stat. Ann. §21-5601 (b)</p> <p><i>Definition:</i></p> <ul style="list-style-type: none"> ● Recklessly causing/permitting a child under 18 years old to be in a situation where their life/body/health may be endangered ● Causing/permitting a child under 18 years old to be in an environment where the person knows/reasonably should know that any person is distributing/ possessing with intent to distribute/ manufacturing/attempting to manufacture methamphetamine or analog ● Causing/permitting child under 18 years old to be in an environment where the person knows/reasonably should know that drug paraphernalia/volatile/toxic or flammable chemicals are stored for the purpose of manufacturing/attempting to manufacture methamphetamine or analog <p><i>Sentence:</i> Felony, 5 to 7 months in jail/prison; presumptive probation, 12 months or less</p> <p><i>Note:</i> The sentence ranges above are for a person who does not have a prior conviction history. The sentence maximum increases depending on the number and type of prior convictions (see the Kansas 2022 non-drug offenses sentencing ranges grid).</p>

State	Child Abuse/Injury to a Child	Child Neglect	Child Endangerment
	<p>manner whereby death or great bodily harm may be inflicted to a child under 18 years old:</p> <ul style="list-style-type: none"> ○ Felony, 55 to 61 months in prison <p><i>Note:</i> The sentence ranges above are for a person who does not have a prior conviction history. The sentence maximum increases depending on the number and type of prior convictions (see the Kansas 2022 non-drug offenses sentencing ranges grid).</p>		
Missouri	<p><u>Child Abuse</u></p> <p><i>Code:</i> Mo. Rev. Stat. §568.060</p> <p><i>Definition:</i> Knowingly cause a child under 18 years old to:</p> <ul style="list-style-type: none"> ● Suffer physical/mental injury as a result of abuse or neglect; or ● Be placed in a situation where they may suffer physical/mental injury as the result of abuse or neglect <p>Or</p> <ul style="list-style-type: none"> ● Recklessly cause abusive head trauma <p><i>Sentence:</i></p> <ul style="list-style-type: none"> ● If first offense and no serious emotional/physical injury <ul style="list-style-type: none"> ○ Felony, 0 to 7 years in prison ● If second or subsequent offense or serious emotional/physical injury <ul style="list-style-type: none"> ○ Felony, 5 to 15 years in prison ● Serious emotional/physical injury; child is less than 14 years of age; AND injury is result of sexual abuse 	<p><u>Child Neglect</u></p> <p>Same as the previous column. Child abuse and neglect are combined in Missouri's statute.</p>	<p><u>Child Endangerment (first degree)</u></p> <p><i>Code:</i> Mo. Rev. Stat. §568.045</p> <p><i>Definition:</i> Knowingly:</p> <ul style="list-style-type: none"> ● Act in a manner that creates a substantial risk to the life/body/health of a child under 17 years old ● Engage in sexual conduct with a person under 17 years old as a parent, guardian, or person charged with their care and custody ● Encourage/aid/cause a child under 17 years old to engage in any conduct that is a controlled substance offense <p>Or</p> <ul style="list-style-type: none"> ● In presence of/in a place where a child under 17 years old resides, unlawfully manufacture/attempt to manufacture/possess/produce/prepare/sell/ transport/test/analyze amphetamine, methamphetamine or analogues <p><i>Sentence:</i></p>

State	Child Abuse/Injury to a Child	Child Neglect	Child Endangerment
	<p>or sexual abuse in the first degree or sexual exploitation of a minor</p> <ul style="list-style-type: none"> ○ Felony, 10 to 30 years in prison or life* ● Death <ul style="list-style-type: none"> ○ Felony, 10 to 30 years in prison or life* <p><i>*Note:</i> In Missouri, 30 years is considered a life sentence (see Mo. Rev. Stat. §558.019).</p>		<ul style="list-style-type: none"> ● If no pattern of activity or physical injury or first offense <ul style="list-style-type: none"> ○ Felony, 0 to 7 years in prison ● If two or more people involved as part of an established/prescribed pattern of activity or physical injury or second offense <ul style="list-style-type: none"> ○ Felony, 3 to 10 years in prison ● If serious physical injury <ul style="list-style-type: none"> ○ Felony, 5 to 15 years in prison ● If death <ul style="list-style-type: none"> ○ Felony, 10 to 30 years in prison or life* <p><i>*Note:</i> In Missouri, 30 years is considered a life sentence. Missouri also has an offense called endangering the welfare of a child in the second degree (see Mo. Rev. Stat. §568.050) that carries up to a 1 year sentence.</p>
New Mexico	<p><u>Child Abuse</u></p> <p><i>Code:</i> N.M. Stat. Ann. §30-6-1(D)</p> <p><i>Definition:</i> Knowingly/intentionally/negligently, and without justifiable cause, causing/permitting a child under 18 years old to be:</p> <ul style="list-style-type: none"> ● Placed in a situation that may endanger the child's life or health ● Tortured, cruelly confined or cruelly punished ● Exposed to the inclemency of the weather <p><i>Sentence:</i></p>	<p><u>Child Abandonment</u></p> <p><i>Code:</i> N.M. Stat. Ann. §30-6-1(B)</p> <p><i>Definition:</i> Parent/guardian/custodian of a child under 18 years old intentionally leaving/abandoning the child under circumstances that may or do lead to neglect.</p> <p><i>Sentence:</i></p> <ul style="list-style-type: none"> ● If no death or great bodily harm <ul style="list-style-type: none"> ○ Misdemeanor, 0 to 364 days in jail ● If death or great bodily harm <ul style="list-style-type: none"> ○ Felony, 9 years in prison 	<p>N/A</p> <p><i>Note:</i> New Mexico's child abuse statute also includes circumstances such as the manufacturing of a controlled substance in the presence of a child and exposure to the use of methamphetamine.</p>

State	Child Abuse/Injury to a Child	Child Neglect	Child Endangerment
	<ul style="list-style-type: none"> ● First offense and no death or great bodily injury: <ul style="list-style-type: none"> ○ Felony, 3 years in prison ● Second or subsequent offense and no death or great bodily injury: <ul style="list-style-type: none"> ○ Felony, 9 years in prison ● Great bodily harm: <ul style="list-style-type: none"> ○ Felony, 18 years in prison ● Negligent abuse resulting in death: <ul style="list-style-type: none"> ○ Felony, 18 years in prison ● Intentional abuse, resulting in death (child between 12 and 18 years old): <ul style="list-style-type: none"> ○ Felony, 18 years in prison ● Intentional abuse, resulting in death (child under 12 years old): <ul style="list-style-type: none"> ○ Felony, life in prison 		
Texas	<p><u>Injury to a Child</u></p> <p><i>Code:</i> Tex. Penal Code §22.04</p> <p><i>Definition:</i> Intentionally, knowingly, recklessly, or with criminal negligence, by act or intentionally, knowingly, or recklessly by omission, causes to a child 14 years old or younger:</p> <ul style="list-style-type: none"> ● Serious bodily injury ● Serious mental deficiency, impairment, or injury ● Or bodily injury <p><i>Sentence:</i></p> <ul style="list-style-type: none"> ● If serious bodily injury or serious mental deficiency, impairment or injury: <ul style="list-style-type: none"> ○ Committed intentionally or knowingly <ul style="list-style-type: none"> ■ Felony, 5 to life in prison 	<p><u>Child Abandonment</u></p> <p><i>Code:</i> Tex. Penal Code §22.041(b)</p> <p><i>Definition:</i> Intentionally abandon under circumstances that expose child under 16 years old to an unreasonable risk of harm</p> <p><i>Sentence:</i></p> <ul style="list-style-type: none"> ● If abandons child with intent to return <ul style="list-style-type: none"> ○ Misdemeanor, 180 days to 2 years in jail ● If abandons child without intent to return <ul style="list-style-type: none"> ○ Felony, 2 to 10 years in prison ● If abandons child in circumstance that reasonable person would believe would place child in imminent danger of death/ bodily injury/physical/mental impairment <ul style="list-style-type: none"> ○ Felony, 2 to 20 years in prison 	<p><u>Child Endangerment</u></p> <p><i>Code:</i> Tex. Penal Code §22.041(c)</p> <p><i>Definition:</i> Intentionally/knowingly/recklessly, or with criminal negligence, by act or omission, engage in conduct that places a child under 15 years old in imminent danger of death/bodily injury/physical/mental impairment</p> <p><i>Sentence:</i> Misdemeanor, 180 days to 2 years in jail</p>

State	Child Abuse/Injury to a Child	Child Neglect	Child Endangerment
	<ul style="list-style-type: none"> ○ Committed recklessly <ul style="list-style-type: none"> ■ Felony, 2 to 20 years in prison ● If bodily injury: <ul style="list-style-type: none"> ○ Committed intentionally or knowingly <ul style="list-style-type: none"> ■ Felony, 2 to 10 years in prison ○ Committed recklessly <ul style="list-style-type: none"> ■ Misdemeanor, 180 days to 2 years in jail ● If serious bodily injury, serious mental deficiency, impairment, or injury, or bodily injury: <ul style="list-style-type: none"> ○ Committed with criminal negligence <ul style="list-style-type: none"> ■ Misdemeanor, 180 days to 2 years in jail 	<p><i>Note:</i> While “neglect” is defined in the Texas Family Code (see Tex. Fam. Code §261.001), it does not indicate a corresponding penalty and is not defined in the Texas Penal Code. However, child abandonment is defined in the Texas Penal Code, as described above.</p>	