

ENGROSSED HOUSE
BILL NO. 1347

BY: SULLIVAN, ISTOOK, POPE
and COLEMAN of the HOUSE

and

SNYDER and HENDRICK of
the SENATE

AN ACT RELATING TO MOTOR VEHICLES; AMENDING 47 O.S.
1981, SECTIONS 10-102, AS AMENDED BY SECTION 9,
CHAPTER 112, O.S.L. 1985 AND 10-104, AS AMENDED BY
SECTION 1, CHAPTER 134, O.S.L. 1985 (47 O.S. SUPP.
1990, SECTIONS 10-102 AND 10-104), WHICH RELATE TO
DUTIES AFTER CERTAIN ACCIDENT; INCREASING CERTAIN
FINES; REQUIRING SUBMISSION TO CERTAIN DRUG AND
ALCOHOL TESTS; AND PROVIDING AN EFFECTIVE DATE.

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

SECTION 1. AMENDATORY 47 O.S. 1981, Section 10-102, as
amended by Section 9, Chapter 112, O.S.L. 1985 (47 O.S. Supp. 1990,
Section 10-102), is amended to read as follows:

Section 10-102. (a) The driver of any vehicle involved in an
accident resulting in injury to or death of any person shall
immediately stop such vehicle at the scene of such accident or as
close thereto as possible but shall then forthwith return to and in
every event shall remain at the scene of the accident until he has
fulfilled the requirements of Section 10-104. Every such stop shall
be made without obstructing traffic more than is necessary.

(b) Any person willfully, maliciously, or feloniously failing to stop, or to comply with said requirements under such circumstances, shall be guilty of a felony and upon conviction thereof be punished by imprisonment for not less than ten (10) days nor more than two (2) years, or by a fine of not less than ~~Fifty Dollars (\$50.00)~~ One Hundred Dollars (\$100.00) nor more than ~~One Thousand Dollars (\$1,000.00)~~ Five Thousand Dollars (\$5,000.00), or by both such fine and imprisonment.

(c) The Commissioner of Public Safety shall revoke the license or permit to drive and any nonresident operating privilege of the person so convicted.

SECTION 2. AMENDATORY 47 O.S. 1981, Section 10-104, as amended by Section 1, Chapter 134, O.S.L. 1985 (47 O.S. Supp. 1990, Section 10-104), is amended to read as follows:

Section 10-104. A. The driver of any vehicle involved in an accident resulting in injury to or death of any person or damage to any vehicle which is driven or attended by any person shall give his correct name, address and registration number of the vehicle he is driving, and shall upon request and if available exhibit his operator's or chauffeur's license and his security verification form, as defined in Section 7-600 of this title, to the person struck or the driver or occupant of or person attending any vehicle collided with, and shall render to any person injured in such accident reasonable assistance, including the carrying, or the making of arrangements for the carrying, of such person to a physician, surgeon or hospital for medical or surgical treatment if it is apparent that such treatment is necessary or if such carrying is requested by the injured person.

B. Any driver of any vehicle involved in an accident resulting in the death of any person shall submit to drug and alcohol testing as soon as practicable after such accident occurs. The procedures found in Section 752 of this title shall be followed to determine

the presence of alcohol or controlled dangerous substances within
the driver's blood system.

SECTION 3. This act shall become effective September 1, 1991.

Passed the House of Representatives the 26th day of February,
1991.

Speaker of the House of
Representatives

Passed the Senate the ____ day of _____, 1991.

President of the Senate