

STATE OF OKLAHOMA

2nd Session of the 43rd Legislature (1992)

HOUSE BILL NO. 2290

BY: CAMPBELL

AS INTRODUCED

AN ACT RELATING TO CRIMES AND PUNISHMENTS; AMENDING

21 O.S. 1991, SECTION 1289.19, WHICH RELATES TO
RESTRICTED BULLETS AND BODY ARMOR; CLARIFYING
STATUTORY CITES; PROVIDING FOR ENHANCED PENALTY FOR
USE OF BODY ARMOR IN COMMISSION OF CERTAIN CRIMES;
PROVIDING FOR CODIFICATION; AND PROVIDING AN
EFFECTIVE DATE.

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

SECTION 1. AMENDATORY 21 O.S. 1991, Section 1289.19, is amended to read as follows:

Section 1289.19 As used in ~~this act~~ Sections 1289.20 through 1289.22 of this title and Section 2 of this act:

1. "Restricted bullet" means a round or elongated missile with a core of less than sixty percent (60%) lead and having a fluorocarbon coating, which is designed to travel at a high velocity and is capable of penetrating body armor; and

2. "Body armor" means a vest or shirt of ten (10) plies or more of bullet resistant material as defined by the Office of Development, Testing and Dissemination, a division of the United States Department of Justice.

SECTION 2. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 1289.19A of Title 21, unless there is created a duplication in numbering, reads as follows:

A. The purpose of this section is to provide enhanced penalties for persons wearing body armor during the commission of certain crimes.

B. Any person who, while wearing body armor, commits or attempts to commit any murder, rape, lewd or indecent act with a child, robbery, burglary, arson, aggravated assault, aggravated battery, kidnapping, escape from a penal institution, escape from the custody of a peace officer, eluding of a peace officer, or breaking and entering with intent to commit a felony shall upon conviction be sentenced to the maximum penalty for the crime provided by law. The conviction shall not be subject to statutory provisions for suspended sentences, deferred judgement, or probation.

SECTION 3. This act shall become effective September 1, 1992.

43-2-7071 SD