

ENGROSSED HOUSE
BILL NO. 2078

By: Thomas

An Act relating to motor vehicles; amending 47 O.S. 1991, Section 11-207, as amended by Section 3, Chapter 127, O.S.L. 1993 (47 O.S. Supp. 1995, Section 11-207), which relates to traffic-control devices; modifying circumstances that constitute interference with devices or signs posted by certain entities; requiring assessment for cost of repair of devices or signs or performance of community service; amending 47 O.S. 1991, Section 11-401, which relates to vehicle right-of-way; adding right-of-way rule for certain intersections with a county section line road; and providing an effective date.

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

SECTION 1. AMENDATORY 47 O.S. 1991, Section 11-207, as amended by Section 3, Chapter 127, O.S.L. 1993 (47 O.S. Supp. 1995, Section 11-207), is amended to read as follows:

Section 11-207. A. ~~No~~ Any person shall, who willfully and without lawful authority, ~~attempt~~ attempts to or in fact ~~alter,~~ alters, defaces, injures, ~~deface, injure, knock down or remove~~ knocks down or removes any road sign or marker posted by any city, county or the State of Oklahoma, any official traffic-control device or any railroad sign or signal or any inscription, shield or

insignia thereon, or any other part thereof. In addition to penalties provided for conviction of a violation of this subsection by Section 17-101 of this title, the court shall assess against the person the cost of repairing or replacing the road sign, marker, traffic-control device or railroad sign or signal to be paid to the city, county or state or the person may be required to perform not less than twenty (20) days of community service.

B. If a violation of subsection A of this section results in personal injury to or death of any person, the person committing the violation shall, upon conviction, be guilty of a felony punishable by imprisonment in the custody of the Department of Corrections for not more than two (2) years, or by a fine of not more than One Thousand Dollars (\$1,000.00), or by both such fine and imprisonment.

SECTION 2. AMENDATORY 47 O.S. 1991, Section 11-401, is amended to read as follows:

Section 11-401. ~~(a)~~ A. The driver of a vehicle on a county road approaching an intersection with a state or federal highway shall stop and yield the right-of-way to a vehicle which has entered the intersection or which is so close thereto as to constitute an immediate hazard. The driver of a vehicle on a county road or a private road approaching an intersection with a county section line road shall stop and yield the right-of-way to a vehicle which has entered the intersection or which is so close to the intersection as to constitute an immediate hazard.

~~(b)~~ B. When two vehicles enter or approach an intersection from different highways at approximately the same time, except in ~~(a)~~ above subsection A of this section, the driver of the vehicle on the left shall yield the right-of-way to the vehicle on the right.

~~(c)~~ C. The right-of-way rules declared in ~~paragraphs (a)~~ subsections A and (b) B of this section are modified at through highways and otherwise as hereinafter stated in this chapter.

SECTION 3. This act shall become effective November 1, 1996.

Passed the House of Representatives the 4th day of March, 1996.

Speaker of the House of
Representatives

Passed the Senate the ____ day of _____, 1996.

President of the Senate