

SHORT TITLE: Motor vehicles; reckless driving and negligent homicide; increasing penalties; effective date.

STATE OF OKLAHOMA

1st Session of the 45th Legislature (1995)

SENATE BILL NO. 318

By: Shurden

AS INTRODUCED

An Act relating to motor vehicles; amending 47 O.S.

1991, Sections 11-901 and 11-903, which relate to reckless driving and negligent homicide; increasing penalties; and providing an effective date.

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

SECTION 1. AMENDATORY 47 O.S. 1991, Section 11-901, is amended to read as follows:

Section 11-901. ~~(a)~~ A. It shall be deemed reckless driving for any person to drive a motor vehicle in a careless or wanton manner without regard for the safety of persons or property or in violation of the conditions outlined in Section 11-801 of this title.

~~(b)~~ B. Every person convicted of reckless driving shall be punished upon a first conviction by imprisonment for a period of not less than ~~five (5) days~~ one (1) year nor more than ~~ninety (90) days~~ five (5) years, or by fine of not less than ~~Twenty-five Dollars (\$25.00)~~ Five Hundred Dollars (\$500.00) nor more than ~~Five Hundred Dollars (\$500.00)~~ One Thousand Dollars (\$1,000.00), or by both such fine and imprisonment; on a second or subsequent conviction punishment shall be imprisonment for not less than ~~ten (10) days~~ five (5) years nor more than ~~six (6) months~~ ten (10) years, or by fine of not less than ~~Fifty Dollars (\$50.00)~~ One Thousand Dollars (\$1,000.00) nor more than ~~One Thousand Dollars (\$1,000.00)~~ Two

Thousand Five Hundred Dollars (\$2,500.00), or by both such fine and imprisonment.

SECTION 2. AMENDATORY 47 O.S. 1991, Section 11-903, is amended to read as follows:

Section 11-903. ~~(a)~~ A. When the death of any person ensues ~~within one (1) year~~ as a proximate result of injury received by the driving of any vehicle by any person ~~sixteen (16) years of age or older~~ in reckless disregard of the safety of others, the person so operating such vehicle shall be guilty of negligent homicide.

~~(b)~~ B. Any person convicted of negligent homicide shall be punished by imprisonment ~~in the county jail~~ for not ~~more~~ less than ~~one (1) year or ten (10) years nor more than life,~~ by fine of not less than One Hundred Dollars (\$100.00) nor more than ~~One Thousand Dollars (\$1,000.00)~~ Ten Thousand Dollars (\$10,000.00), or by both such fine and imprisonment.

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

SECTION 3. This act shall become effective November 1, 1995.

45-1-0293 NP