

SHORT TITLE: Crimes and punishments; clarifying statutory reference; effective date.

STATE OF OKLAHOMA

1st Session of the 46th Legislature (1997)

SENATE BILL NO. 503

By: Wright

AS INTRODUCED

An Act relating to crimes and punishments; amending 21 O.S. 1991, Section 1767.3, as amended by Section 4, Chapter 192, O.S.L. 1992 (21 O.S. Supp. 1996, Section 1767.3), which relates to definitions; clarifying statutory reference; and providing an effective date.

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

SECTION 1. AMENDATORY 21 O.S. 1991, Section 1767.3, as amended by Section 4, Chapter 192, O.S.L. 1992 (21 O.S. Supp. 1996, Section 1767.3), is amended to read as follows:

Section 1767.3 As used in Section 1767.1 of ~~Title 21 of the Oklahoma Statutes~~ this title:

1. "Explosive" or "explosives" means any chemical compound, mixture or device, the primary or common purpose of which is to function by explosion; i.e., with substantial instantaneous release of gas and/or heat, unless such compound, mixture or device is otherwise specifically classified by the United States Department of Transportation. The term "explosives" shall include all material which is classified as explosives by the United States Department of Transportation.

2. "Person" means any individual, firm, copartnership, corporation, company, association, joint stock association, and

includes any trustee, receiver, assignee or personal representative thereof.

3. "Incendiary device" means any chemical compound, mixture or device, the primary purpose of which is to ignite on impact or as a result of chemical reaction such as a "Molotov cocktail" or "firebomb" which is ignited on impact, causing a mechanical reaction of the container's breaking and permitting the inflammable matter to spread or splatter and is ignited from the burning wick or hypergolic reaction of chemicals.

4. "Component parts" means separate parts which if assembled would form an explosive device. Component parts of an "incendiary device" shall consist of an inflammable material, a breakable container and a source of ignition.

5. "Simulated bomb" means any device or object that by its design, construction, content, or characteristics appears to be, or to contain, a destructive device or explosive as defined in this section, but is, in fact, an inoperative facsimile or imitation of such a destructive device or explosive.

SECTION 2. This act shall become effective November 1, 1997.

46-1-0197

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