

1 ENGROSSED HOUSE AMENDMENT
TO
2 ENGROSSED SENATE BILL NO. 551 By: Paddack of the Senate
3 and
4 Hyman of the House
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8 (motor vehicles - Forget-Me-Not Vehicle Safety Act -
9 codification -
10 effective date)
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13 AUTHORS: Add the following House Coauthors: Shumate, McAffrey,
14 Pittman, Collins and Shelton

15 AMENDMENT NO. 1. Strike the stricken title, enacting clause and
16 entire bill and insert

17 "(motor vehicles - Forget-Me-Not Vehicle Safety
18 Act - codification -
19 effective date)
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22 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:
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1 SECTION 1. NEW LAW A new section of law to be codified
2 in the Oklahoma Statutes as Section 11-1118 of Title 47, unless
3 there is created a duplication in numbering, reads as follows:

4 This act shall be known and may be cited as the "Forget-Me-Not
5 Vehicle Safety Act".

6 SECTION 2. NEW LAW A new section of law to be codified
7 in the Oklahoma Statutes as Section 11-1119 of Title 47, unless
8 there is created a duplication in numbering, reads as follows:

9 A. As used in the Forget-Me-Not Vehicle Safety Act:

10 1. "Person responsible for a child" means a custodial parent or
11 legal guardian of a child, or a person who has been directed or
12 authorized to supervise a child by that child's custodial parent or
13 legal guardian;

14 2. "Unattended" means beyond a person's direct ability to care
15 for or come to the aid of the unaccompanied person; and

16 3. "Motor vehicle" means the same as defined in Section 1-134
17 of Title 47 of the Oklahoma Statutes.

18 B. A person responsible for a child who is six (6) years of age
19 or younger, or a caretaker of a vulnerable adult as defined by
20 Section 10-103 of Title 43A of the Oklahoma Statutes, shall not
21 leave that child or vulnerable adult unattended in a motor vehicle
22 if the conditions, including, but not limited to, extreme weather,
23 inadequate ventilation, or hazardous or malfunctioning components

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1 within the vehicle present a risk to the health or safety of the
2 unattended child or vulnerable adult.

3 C. It shall not be considered a violation of this section if
4 the child or vulnerable adult is accompanied in the motor vehicle by
5 a person at least twelve (12) years of age who is not mentally
6 incompetent as defined by Section 1-103 of Title 43A of the Oklahoma
7 Statutes.

8 D. Any person convicted of violating the provisions of this
9 section shall be guilty of a misdemeanor and shall be punished by:

10 1. A fine of not less than Fifty Dollars (\$50.00) upon a first
11 conviction;

12 2. A fine of not less than One Hundred Dollars (\$100.00) and
13 ordered to perform community service of not less than fifty (50)
14 hours upon a second conviction; and

15 3. A fine of not less than Two Hundred Dollars (\$200.00) upon a
16 third or subsequent conviction, and the full record of that person's
17 convictions of the violations of this section shall be submitted to
18 the Department of Human Services for evaluation.

19 E. Any person convicted of violating the provisions of this
20 section who has left a child or vulnerable adult unattended in a
21 motor vehicle on the premises of any establishment which holds any
22 license for the sale of alcoholic beverages for consumption on the
23 premises pursuant to Section 521 of Title 37 of the Oklahoma
24 Statutes, and who has consumed any alcoholic beverage during the

1 period of time the child or vulnerable adult has been unattended,
2 shall be punished by a fine of not less than Five Hundred Dollars
3 (\$500.00).

4 F. Nothing in this section precludes prosecution under any
5 other provision of law.

6 SECTION 3. This act shall become effective November 1, 2007."

7 Passed the House of Representatives the 7th day of April, 2008.

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Presiding Officer of the House of
Representatives

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Passed the Senate the ____ day of _____, 2008.

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Presiding Officer of the Senate

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