

1 STATE OF OKLAHOMA

2 1st Session of the 51st Legislature (2007)

3 COMMITTEE SUBSTITUTE

4 FOR ENGROSSED

5 SENATE BILL NO. 551

By: Paddock of the Senate

and

Hyman of the House

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8  
9 COMMITTEE SUBSTITUTE

10 ( motor vehicles - Forget-Me-Not Vehicle Safety Act -

11 codification -

12 effective date )

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

16 SECTION 1. NEW LAW A new section of law to be codified  
17 in the Oklahoma Statutes as Section 11-1117 of Title 47, unless  
18 there is created a duplication in numbering, reads as follows:

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

21 SECTION 2. NEW LAW A new section of law to be codified  
22 in the Oklahoma Statutes as Section 11-1118 of Title 47, unless  
23 there is created a duplication in numbering, reads as follows:

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

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

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

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

9           B. A person responsible for a child who is six (6) years of age  
10 or younger, or a caretaker of a vulnerable adult as defined by  
11 Section 10-103 of Title 43A of the Oklahoma Statutes, shall not  
12 leave that child or vulnerable adult unattended in a motor vehicle  
13 if the conditions, including, but not limited to, extreme weather,  
14 inadequate ventilation, or hazardous or malfunctioning components  
15 within the vehicle present a risk to the health or safety of the  
16 unattended child or vulnerable adult.

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

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

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

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

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

10 E. Any person convicted of violating the provisions of this  
11 section who has left a child or vulnerable adult unattended in a  
12 motor vehicle on the premises of any establishment which holds any  
13 license for the sale of alcoholic beverages for consumption on the  
14 premises pursuant to Section 521 of Title 37 of the Oklahoma  
15 Statutes, and who has consumed any alcoholic beverage during the  
16 period of time the child or vulnerable adult has been unattended,  
17 shall be punished by a fine of not less than Five Hundred Dollars  
18 (\$500.00).

19 F. Nothing in this section precludes prosecution under any  
20 other provision of law.

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

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23 51-1-7915 SAB 04/17/07

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