

1 STATE OF OKLAHOMA

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

3 COMMITTEE SUBSTITUTE
4 FOR

5 SENATE BILL 551

6 By: Paddack

7 AS INTRODUCED

8 [motor vehicles - Forget-Me-Not Vehicle Safety Act -
9 effective date]

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

16 F. Nothing in this section precludes prosecution under any
17 other provision of law.

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

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