

THE HOUSE OF REPRESENTATIVES  
Wednesday, February 10, 2010

House Bill No. 2297

HOUSE BILL NO. 2297 - By: DUNCAN, OSBORN AND KIRBY of the House.

An Act relating to intoxicating liquors; amending Section 1, Chapter 312, O.S.L. 2006, as amended by Section 2, Chapter 365, O.S.L. 2007 (37 O.S. Supp. 2009, Section 8.2), which relates to underage drinking; increasing penalties; and providing an effective date.

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

1 SECTION 1. AMENDATORY Section 1, Chapter 312, O.S.L. 2006, as amended  
2 by Section 2, Chapter 365, O.S.L. 2007 (37 O.S. Supp. 2009, Section 8.2), is amended to  
3 read as follows:

4 Section 8.2 A. No person shall knowingly and willfully permit any individual under  
5 twenty-one (21) years of age who is an invitee to the person's residence, any building,  
6 structure, or room owned, occupied, leased or otherwise procured by the person or on any  
7 land owned, occupied, leased or otherwise procured by the person, to possess or consume  
8 any alcoholic beverage as defined by Section 506 of ~~Title 37 of the Oklahoma Statutes~~  
9 this title, any controlled dangerous substance as defined in the Uniform Controlled  
10 Dangerous Substances Act, or any combination thereof, in such place.

11 B. Any person who violates this section, and such actions cause great bodily injury  
12 ~~or the death of a person~~, shall, in addition to any other penalty provided by law, be guilty  
13 of a felony, punishable by imprisonment in the custody of the Department of Corrections

1 for not more than ~~five (5)~~ ten (10) years, or a fine of not less than Two Thousand Five  
2 Hundred Dollars (\$2,500.00) nor more than Five Thousand Dollars (\$5,000.00), or by  
3 both such fine and imprisonment. Any person who violates this section, and such actions  
4 cause the death of a person, shall, in addition to any other penalty provided by law, be  
5 guilty of a felony, punishable by life imprisonment in the custody of the Department of  
6 Corrections, or a fine of not less than Five Thousand Dollars (\$5,000.00) nor more than  
7 Twenty Thousand Dollars (\$20,000.00), or by both such fine and imprisonment.

8 SECTION 2. This act shall become effective November 1, 2010.

9 COMMITTEE REPORT BY: COMMITTEE ON JUDICIARY, dated 02-09-10 - DO PASS,  
10 As Coauthored.