

SB 1387

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THE STATE SENATE  
Thursday, February 11, 2010

Senate Bill No. 1387

SENATE BILL NO. 1387 - By: Leftwich of the Senate and Christian of the House.

An Act relating to motor vehicles; amending Section 3, Chapter 155, O.S.L. 2009 (47 O.S. Supp. 2009, Section 11-905), which relates to personal injury accidents; expanding scope of applicability; and providing an effective date.

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

SECTION 1. AMENDATORY Section 3, Chapter 155, O.S.L. 2009 (47 O.S. Supp. 2009, Section 11-905), is amended to read as follows:

Section 11-905. A. Any person who, while operating a vehicle in this state without a valid driver license for the class of vehicle being operated, or while knowingly disqualified to operate a motor vehicle in this state, or while such person knows or should have known that his or her driver license is canceled, denied, suspended or revoked, causes an accident ~~involving another vehicle~~ which results in personal injury to any other person ~~in the other vehicle,~~ may be charged with a violation of the provisions of this subsection. Any person who is convicted of a violation of the provisions of this subsection shall be deemed guilty of a misdemeanor punishable by imprisonment in the county jail for a term not more than one (1) year, or by a fine in an amount not exceeding

1 Two Thousand Dollars (\$2,000.00), or by both such fine and  
2 imprisonment.

3 B. 1. Any person who, while operating a vehicle in this state  
4 without a valid driver license for the class of vehicle being  
5 operated, or while knowingly disqualified to operate a motor vehicle  
6 in this state, or while such person knows or should have known that  
7 his or her driver license is canceled, denied, suspended or revoked,  
8 causes an accident ~~involving another vehicle~~ resulting in great  
9 bodily injury to any other person ~~in the other vehicle~~, may be  
10 charged with a violation of the provisions of this subsection. Any  
11 person who is convicted of a violation of the provisions of this  
12 subsection shall be deemed guilty of a felony punishable by  
13 imprisonment in the custody of the Department of Corrections for a  
14 term not more than five (5) years, or by a fine in an amount not  
15 exceeding Three Thousand Dollars (\$3,000.00), or by both such fine  
16 and imprisonment.

17 2. As used in this subsection, "great bodily injury" means  
18 bodily injury which creates a substantial risk of death or which  
19 causes serious, permanent disfigurement or protracted loss or  
20 impairment of the function of any bodily member or organ.

21 C. Any person who, while operating a vehicle in this state  
22 without a valid driver license for the class of vehicle being  
23 operated, or while knowingly disqualified to operate a motor vehicle

1 in this state, or while such person knows or should have known that  
2 his or her driver license is canceled, denied, suspended or revoked,  
3 causes an accident ~~involving another vehicle~~ resulting in the death  
4 of any other person ~~in the other vehicle~~, may be charged with a  
5 violation of the provisions of this subsection. Any person who is  
6 convicted of a violation of the provisions of this subsection shall  
7 be deemed guilty of a felony punishable by imprisonment in the  
8 custody of the Department of Corrections for a term not more than  
9 five (5) years, or by a fine in an amount not exceeding Five  
10 Thousand Dollars (\$5,000.00), or by both such fine and imprisonment.

11 D. The provisions of this section may be charged in addition to  
12 any other chargeable offense allowed by law.

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

14 COMMITTEE REPORT BY: COMMITTEE ON PUBLIC SAFETY & HOMELAND SECURITY,  
15 dated 2-9-10 - DO PASS, As Coauthored.