

1 STATE OF OKLAHOMA

2 2nd Session of the 53rd Legislature (2012)

3 COMMITTEE SUBSTITUTE  
4 FOR

5 HOUSE BILL NO. 2568

6 By: Wright

7 COMMITTEE SUBSTITUTE

8 An Act relating to motor vehicles; amending 47 O.S.  
9 2011, Section 11-904, which relates to personal  
10 injury accidents; modifying penalty; and providing an  
11 effective date.

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

13 SECTION 1. AMENDATORY 47 O.S. 2011, Section 11-904, is  
14 amended to read as follows:

15 Section 11-904. A. Any person who is involved in a personal  
16 injury accident while driving or operating a motor vehicle within  
17 this state and who is in violation of the provisions of subsection A  
18 of Section 11-902 of this title may be charged with a violation of  
19 the provisions of this subsection as follows:

20 1. Any person who is convicted of a violation of the provisions  
21 of this subsection shall be deemed guilty of a misdemeanor for the  
22 first offense and shall be punished by imprisonment in the county  
23 jail for not less than ninety (90) days nor more than one (1) year,  
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1 and a fine of not more than Two Thousand Five Hundred Dollars  
2 (\$2,500.00); and

3 2. Any person who is convicted of a violation of the provisions  
4 of this subsection after having been previously convicted of a  
5 violation of this subsection or of Section 11-902 of this title  
6 shall be deemed guilty of a felony and shall be punished by  
7 imprisonment in ~~a state correctional institution~~ the custody of the  
8 Department of Corrections for not less than one (1) year and not  
9 more than five (5) years, and a fine of not more than Five Thousand  
10 Dollars (\$5,000.00).

11 B. 1. Any person who causes an accident resulting in great  
12 bodily injury to any person other than himself while driving or  
13 operating a motor vehicle within this state and who is in violation  
14 of the provisions of subsection A of Section 11-902 of this title  
15 may be charged with a violation of the provisions of this  
16 subsection. Any person who is convicted of a violation of the  
17 provisions of this subsection shall be deemed guilty of a felony  
18 punishable by imprisonment in ~~a state correctional institution~~ the  
19 custody of the Department of Corrections for not less than one (1)  
20 year and not more than ~~five (5)~~ ten (10) years, and a fine of not  
21 more than Five Thousand Dollars (\$5,000.00).

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

3 SECTION 2. This act shall become effective November 1, 2012.

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5 53-2-9405 GRS 02/14/12

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