

1 SECTION 2. AMENDATORY Section 1, Chapter 312, O.S.L.
2 2006, as amended by Section 2, Chapter 365, O.S.L. 2007 (37 O.S.
3 Supp. 2010, Section 8.2), is amended to read as follows:

4 Section 8.2 A. No person shall knowingly and willfully permit
5 any individual under twenty-one (21) years of age who is ~~an invitee~~
6 ~~to~~ at the person's residence, of the person or any building,
7 structure, or room owned, occupied, leased or otherwise procured by
8 the person or on any land owned, occupied, leased or otherwise
9 procured by the person, to possess or consume any alcoholic beverage
10 as defined by Section 506 of ~~Title 37 of the Oklahoma Statutes~~ this
11 title, any low-point beer as defined by Section 163.2 of this title,
12 any controlled dangerous substance as defined in the Uniform
13 Controlled Dangerous Substances Act, or any combination thereof, in
14 such place.

15 B. Except as provided for in subsection C of this section,
16 punishment for violation of this section shall be as follows:

17 1. Any person who is convicted of a violation of the provisions
18 of this section shall be deemed guilty of a misdemeanor for the
19 first offense and be punished by a fine of not more than Five
20 Hundred Dollars (\$500.00);

21 2. Any person who, within ten (10) years after previous
22 convictions of a violation:

23 a. of this section, or

UNDERLINED language denotes Amendments to present Statutes.
BOLD FACE CAPITALIZED language denotes Committee Amendments.
~~Strike thru~~ language denotes deletion from present Statutes.

1 b. of the provisions of any law of another state
2 prohibiting the offense provided for in subsection A
3 of this section, or

4 c. in a municipal criminal court of record for the
5 violation of a municipal ordinance prohibiting the
6 offense provided for in subsection A of this section,

7 shall be guilty of a misdemeanor and shall be punished by a fine of
8 not more than One Thousand Dollars (\$1,000.00);

9 3. Any person who, within ten (10) years after two or more
10 previous convictions of a violation:

11 a. of this section, or

12 b. of the provisions of any law of another state
13 prohibiting the offense provided for in subsection A
14 of this section, or

15 c. in a municipal criminal court of record for the
16 violation of a municipal ordinance prohibiting the
17 offense provided for in subsection A of this section,

18 or

19 d. or any combination of two or more thereof,

20 shall be guilty of a felony and shall be punished by a fine of not
21 more than Two Thousand Five Hundred Dollars (\$2,500.00), or by
22 imprisonment in the custody of the Department of Corrections for not
23 more than five (5) years, or by both such fine and imprisonment.

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

8 SECTION 3. This act shall become effective November 1, 2011.

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10 COMMITTEE REPORT BY: COMMITTEE ON JUDICIARY, dated 03-01-2011 - DO
11 PASS, As Amended and Coauthored.

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