

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 2nd Session of the 53rd Legislature (2012)

4 COMMITTEE SUBSTITUTE
5 FOR
6 HOUSE BILL NO. 2568

By: Wright of the House

and

Sykes of the Senate

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9 COMMITTEE SUBSTITUTE

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

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

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

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

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

1 1. Any person who is convicted of a violation of the provisions
2 of this subsection shall be deemed guilty of a misdemeanor for the
3 first offense and shall be punished by imprisonment in the county
4 jail for not less than ninety (90) days nor more than one (1) year,
5 and a fine of not more than Two Thousand Five Hundred Dollars
6 (\$2,500.00); and

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

15 B. 1. Any person who causes an accident resulting in great
16 bodily injury to any person other than himself while driving or
17 operating a motor vehicle within this state and who is in violation
18 of the provisions of subsection A of Section 11-902 of this title
19 may be charged with a violation of the provisions of this
20 subsection. Any person who is convicted of a violation of the
21 provisions of this subsection shall be deemed guilty of a felony
22 punishable by imprisonment in ~~a state correctional institution~~ the
23 custody of the Department of Corrections for not less than one (1)

1 year and not more than ~~five (5)~~ ten (10) years, and a fine of not
2 more than Five Thousand Dollars (\$5,000.00).

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

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

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9 COMMITTEE REPORT BY: COMMITTEE ON JUDICIARY, dated 02/14/2012 - DO
10 PASS, As Amended and Coauthored.

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