

1 **SENATE FLOOR VERSION**

2 April 9, 2012

3 As Amended

4 ENGROSSED HOUSE

5 BILL NO. 2568

6 By: Wright and Ritze of the
7 House

8 and

9 Sykes of the Senate

10 **[motor vehicles - personal injury accidents -
11 modifying penalty - 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.

4 COMMITTEE REPORT BY: COMMITTEE ON APPROPRIATIONS, dated 4-4-12 - DO
5 PASS, As Amended.

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