

1 STATE OF OKLAHOMA

2 2nd Session of the 54th Legislature (2014)

3 COMMITTEE SUBSTITUTE

4 FOR

HOUSE BILL NO. 1439

By: Turner

5  
6  
7 COMMITTEE SUBSTITUTE

8 An Act relating to public health and safety;  
9 requiring operators of vessels involved in collisions  
10 or accidents to remain at the scene; providing  
penalties; providing for codification; and providing  
an effective date.

11  
12  
13 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

14 SECTION 1. NEW LAW A new section of law to be codified  
15 in the Oklahoma Statutes as Section 4214.1 of Title 63, unless there  
16 is created a duplication in numbering, reads as follows:

17 A. The operator of any vessel involved in a collision, accident  
18 or other casualty resulting in a nonfatal injury to any person shall  
19 immediately stop such vessel at the scene of such collision,  
20 accident or other casualty as close thereto as possible but shall  
21 then forthwith return to and in every event shall remain at the  
22 scene of the collision, accident or other casualty.

23 B. Any person willfully, maliciously, or feloniously failing to  
24 stop to avoid detection or prosecution shall, upon conviction, be

1 guilty of a felony punishable by imprisonment for not less than ten  
2 (10) days nor more than two (2) years, or by a fine of not less than  
3 Fifty Dollars (\$50.00) nor more than One Thousand Dollars  
4 (\$1,000.00), or by both such fine and imprisonment.

5 SECTION 2. NEW LAW A new section of law to be codified  
6 in the Oklahoma Statutes as Section 4214.2 of Title 63, unless there  
7 is created a duplication in numbering, reads as follows:

8 A. The operator of any vessel involved in a collision, accident  
9 or other casualty resulting in the death of any person shall  
10 immediately stop such vessel at the scene of such collision,  
11 accident or other casualty or as close thereto as possible but shall  
12 then forthwith return to and in every event shall remain at the  
13 scene of the collision, accident or other casualty.

14 B. Any person willfully, maliciously, or feloniously failing to  
15 stop to avoid detection or prosecution shall, upon conviction, be  
16 guilty of a felony punishable by imprisonment in the custody of the  
17 Department of Corrections for not less than one (1) year nor more  
18 than ten (10) years, or by a fine of not less than One Thousand  
19 Dollars (\$1,000.00) nor more than Ten Thousand Dollars (\$10,000.00),  
20 or by both such fine and imprisonment.

21 SECTION 3. NEW LAW A new section of law to be codified  
22 in the Oklahoma Statutes as Section 4214.3 of Title 63, unless there  
23 is created a duplication in numbering, reads as follows:

24

1       A. The operator of any vessel involved in a collision, accident  
2 or other casualty resulting only in damage to a vessel which is  
3 operated or attended by any person shall immediately stop such  
4 vessel at the scene of such collision, accident or other casualty or  
5 as close thereto as possible but shall forthwith return to and in  
6 every event shall remain at the scene of such collision, accident or  
7 other casualty.

8       B. Any person failing to stop shall, upon conviction, be guilty  
9 of a misdemeanor punishable by imprisonment in the county jail for  
10 not more than one (1) year, or by a fine not to exceed Five Hundred  
11 Dollars (\$500.00), or by both such fine and imprisonment. In  
12 addition to the criminal penalties imposed by this section, any  
13 person violating the provisions of this section shall be subject to  
14 liability for damages in an amount equal to three times the value of  
15 the damage caused by the collision, accident or other casualty.  
16 Said damages shall be recoverable in a civil action. Nothing in  
17 this section shall prevent a judge from ordering restitution for any  
18 damage caused by an operator involved in a collision, accident or  
19 other casualty provided for in this section.

20       SECTION 4. This act shall become effective November 1, 2014.

21

22       54-2-10204       AM       02/19/14

23

24