

1 **SENATE FLOOR VERSION**

2 April 3, 2014

3 ENGROSSED HOUSE  
4 BILL NO. 2539

By: O'Donnell, Ritze, Turner  
and Christian of the House

5 and

6 Holt of the Senate

7  
8  
9 An Act relating to crimes and punishments; amending  
10 21 O.S. 2011, Section 733, which relates to  
11 justifiable homicide; clarifying certain provision;  
12 defining term; and providing an effective date.

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

14 SECTION 1. AMENDATORY 21 O.S. 2011, Section 733, is  
15 amended to read as follows:

16 Section 733. A. Homicide is also justifiable when committed by  
17 any person in ~~either~~ any of the following cases:

18 1. When resisting any attempt to murder such person, or to  
19 commit any felony upon him, or upon or in any dwelling house in  
20 which such person is; ~~or,~~

21 2. When committed in the lawful defense of such person, ~~or of~~  
22 ~~his or her husband, wife, parent, child, master, mistress, or~~  
23 ~~servant~~ another, when there is a reasonable ground to apprehend a  
24 ~~design to commit~~ the person using force reasonably believes such

1 force is necessary to prevent death or great bodily harm to himself  
2 or herself or another or to terminate or prevent the commission of a  
3 forcible felony, or to do some great personal injury, and imminent  
4 danger of such design being accomplished; or,

5 3. When necessarily committed in attempting, by lawful ways and  
6 means, to apprehend any person for any felony committed; or in  
7 lawfully suppressing any riot; or in lawfully keeping and preserving  
8 the peace.

9 B. As used in this section, "forcible felony" means any felony  
10 which involves the use or threat of physical force or violence  
11 against any person.

12 SECTION 2. This act shall become effective November 1, 2014.

13 COMMITTEE REPORT BY: COMMITTEE ON PUBLIC SAFETY  
14 April 3, 2014 - DO PASS

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