

COMMITTEE AMENDMENT
HOUSE OF REPRESENTATIVES
State of Oklahoma

SPEAKER:

CHAIR:

I move to amend HB2657 _____
Of the printed Bill
Page _____ Section _____ Lines _____
Of the Engrossed Bill

By striking the Title, the Enacting Clause, the entire bill, and by
inserting in lieu thereof the following language:

AMEND TITLE TO CONFORM TO AMENDMENTS

Amendment submitted by: Paul Wesselhoft

Adopted: _____

Reading Clerk

STATE OF OKLAHOMA

2nd Session of the 54th Legislature (2014)

PROPOSED COMMITTEE
SUBSTITUTE
FOR
HOUSE BILL NO. 2657

By: Wesselhoft

PROPOSED COMMITTEE SUBSTITUTE

An Act relating to crimes and punishments; amending
21 O.S. Sections 1902, 1903 and 1904, which relate to
the Bus Passenger Safety Act; modifying certain
definitions; updating language; modifying scope of
certain prohibited act; and providing an effective
date.

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

SECTION 1. AMENDATORY 21 O.S. 2011, Section 1902, is
amended to read as follows:

Section 1902. As used in this act:

1. "Bus" ~~shall be defined as provided in Section 1-105 of Title~~
means a network of passenger vehicles for use by the public
running on set routes, usually at set times and charging set fares;

2. "Bus transportation company" or "company" means any person
or governmental entity providing for-hire transport to passengers ~~or~~
~~carriage~~ by bus upon the roads, streets, highways and turnpikes of this
state, ~~whether in interstate or intrastate travel;~~

1 3. "Deadly or dangerous weapon" ~~includes~~ means all weapons
2 listed in ~~Sections~~ Section 1287 and ~~1289.3 through 1289.5~~ of this
3 title, and any other weapon capable of inflicting serious bodily
4 injury;

5 4. "Passenger" means any person served by the bus
6 transportation company and ~~in addition to the ordinary meaning of~~
7 ~~passenger, the term shall include persons accompanying or meeting~~
8 ~~another who is transported by this company, any person shipping or~~
9 ~~receiving cargo and any person purchasing a ticket or receiving a~~
10 ~~pass; and~~

11 5. "Terminal" means a bus station or depot or any facility
12 operated or leased by or operated on behalf of a bus transportation
13 company. This term shall include a reasonable area immediately
14 adjacent to any designated stop along the route traveled by any
15 ~~coach~~ bus operated by a bus transportation company and parking lots
16 or parking areas adjacent to a terminal.

17 SECTION 2. AMENDATORY 21 O.S. 2011, Section 1903, is
18 amended to read as follows:

19 Section 1903. A. No person shall by force or violence, or
20 threat of force or violence, seize or exercise control of any bus.
21 Any person violating this subsection shall be guilty of a felony,
22 and shall, upon conviction, be ~~imprisoned~~ punished by imprisonment
23 in the custody of the Department of Corrections for not more than
24 twenty (20) years, or ~~fined~~ by a fine of not more than Twenty

1 Thousand Dollars (\$20,000.00), or by both such fine and
2 imprisonment.

3 B. In addition, no person shall intimidate, threaten, assault
4 or batter any driver, attendant, guard or passenger of any bus with
5 intent to violate subsection A of this section. Any person
6 violating this subsection shall be guilty of a felony~~7~~ and shall,
7 upon conviction, be ~~imprisoned~~ punished by imprisonment in the
8 custody of the Department of Corrections for not more than ten (10)
9 years, or ~~fined~~ by a fine of not more than Five Thousand Dollars
10 (\$5,000.00), or by both such fine and imprisonment.

11 C. In addition, any person violating subsection A or B of this
12 section using a dangerous or deadly weapon shall be guilty of a
13 felony~~7~~ and shall, upon conviction, be ~~imprisoned~~ punished by
14 imprisonment in the custody of the Department of Corrections for not
15 more than twenty (20) years, or ~~fined~~ by a fine of not more than
16 Twenty Thousand Dollars (\$20,000.00), or by both such fine and
17 imprisonment.

18 ~~D. No person, other than an authorized law enforcement officer,~~
19 ~~shall board a bus with a dangerous or deadly weapon concealed upon~~
20 ~~or about his person. Upon the discovery of any such item or~~
21 ~~material, the company may obtain possession and retain custody of~~
22 ~~such item or material until it is transferred to the custody of law~~
23 ~~enforcement officers. Any person convicted of violating this~~
24 ~~subsection shall be guilty of a felony, and shall, upon conviction,~~

1 ~~be imprisoned for not more than ten (10) years, or fined not more~~
2 ~~than Ten Thousand Dollars (\$10,000.00), or both.~~

3 E. It shall be unlawful for any person to board a bus with a
4 firearm, carry a firearm into a terminal or other transportation
5 facility or discharge any firearm ~~or hurl or place in the path any~~
6 ~~missile at, into or~~ within any bus, terminal or other transportation
7 facility unless the person has a valid handgun license and is acting
8 in lawful self-defense or in defense of others or the person is an
9 authorized law enforcement officer. Such person shall, upon
10 conviction, be guilty of a felony punishable by a fine of not more
11 than Five Thousand Dollars (\$5,000.00), or by imprisonment in the
12 custody of the Department of Corrections for not more than five (5)
13 years, or by both such fine and imprisonment.

14 SECTION 3. AMENDATORY 21 O.S. 2011, Section 1904, is
15 amended to read as follows:

16 Section 1904. It shall be unlawful to remove any baggage, ~~cargo~~
17 or other item transported upon a bus or stored in a terminal without
18 consent of the owner of such property or the company, or its duly
19 authorized representative. Any person violating this section shall
20 be guilty of a felony and, upon conviction, shall be punished by a
21 fine of not more than Ten Thousand Dollars (\$10,000.00), or
22 imprisoned by imprisonment in the custody of the Department of
23 Corrections for not more than five (5) years, or by both such fine
24 and imprisonment.

1 The actual value of an item removed in violation of this section
2 shall not be material to the crime herein defined.

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

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5 54-2-9829 GRS 01/23/14
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