

1 ENGROSSED HOUSE
2 BILL NO. 2539

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

3 and

4 Holt of the Senate
5
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7 An Act relating to crimes and punishments; amending
8 21 O.S. 2011, Section 733, which relates to
9 justifiable homicide; clarifying certain provision;
10 defining term; and providing an effective date.

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

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

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

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

19 2. When committed in the lawful defense of such person, ~~or of~~

20 ~~his or her husband, wife, parent, child, master, mistress, or~~

21 ~~servant~~ another, when there is a reasonable ground to apprehend a

22 ~~design to commit~~ the person using force reasonably believes such

23 force is necessary to prevent death or great bodily harm to himself

24 or herself or another or to terminate or prevent the commission of a

1 ~~forcible felony, or to do some great personal injury, and imminent~~
2 ~~danger of such design being accomplished; or,~~

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

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

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

11 Passed the House of Representatives the 27th day of February,
12 2014.

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15 Presiding Officer of the House
of Representatives

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17 Passed the Senate the ____ day of _____, 2014.

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20 Presiding Officer of the Senate

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