

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 1st Session of the 54th Legislature (2013)

4 COMMITTEE SUBSTITUTE
5 FOR
6 HOUSE BILL NO. 1558

By: Wesselhoft of the House

and

Loveless of the Senate

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10 COMMITTEE SUBSTITUTE

11 An Act relating to crimes and punishments; amending
12 21 O.S. 2011, Section 1903, which relates to the Bus
13 Passenger Safety Act; updating language; modifying
 exception to certain prohibited act; and providing an
 effective date.

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

17 SECTION 1. 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 public transportation. Any person violating this subsection shall
22 be guilty of a felony~~7~~ and shall, upon conviction, be ~~imprisoned~~
23 punished by imprisonment in the custody of the Department of
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1 Corrections for not more than twenty (20) years, or ~~fined~~ by a fine
2 of not more than Twenty Thousand Dollars (\$20,000.00), or by both
3 such fine and imprisonment.

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

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

19 D. No person, other than an authorized law enforcement officer
20 or person in possession of a valid handgun license issued pursuant
21 to the provisions of the Oklahoma Self-Defense Act, shall board a
22 ~~bus~~ public transportation with a dangerous or deadly weapon
23 concealed upon or about his or her person. Upon the discovery of
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1 any such item or material, ~~the company~~ a public transportation
2 official may obtain possession and retain custody of such item or
3 material until it is transferred to the custody of law enforcement
4 officers. Any person convicted of violating this subsection shall
5 be guilty of a felony, and shall, upon conviction, be ~~imprisoned~~
6 punished by imprisonment in the custody of the Department of
7 Corrections for not more than ten (10) years, or ~~fined~~ by a fine of
8 not more than Ten Thousand Dollars (\$10,000.00), or by both such
9 fine and imprisonment.

10 E. It shall be unlawful for any person to discharge any firearm
11 ~~or hurl or place in the path any missile at, into or within any bus,~~
12 in a public transportation terminal or other transportation
13 facility. Such person shall, upon conviction, be guilty of a felony
14 punishable by a fine of not more than Five Thousand Dollars
15 (\$5,000.00), or by imprisonment in the custody of the Department of
16 Corrections for not more than five (5) years, or by both such fine
17 and imprisonment.

18 SECTION 2. This act shall become effective November 1, 2013.

20 COMMITTEE REPORT BY: COMMITTEE ON JUDICIARY, dated 02/21/2013 - DO
21 PASS, As Amended and Coauthored.