

STATE OF OKLAHOMA

2nd Session of the 55th Legislature (2016)

HOUSE BILL 3053

By: Kern

AS INTRODUCED

An Act relating to crimes and punishments; amending 21 O.S. 2011, Section 1903, which relates to the Bus Passenger Safety Act; updating language; modifying exception to 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 1903, is amended to read as follows:

Section 1903. A. No person shall by force or violence, or threat of force or violence, seize or exercise control of any ~~bus~~ public transportation. Any person violating this subsection shall be guilty of a felony, and shall, upon conviction, be ~~imprisoned~~ punished by imprisonment in the custody of the Department of Corrections for not more than twenty (20) years, or ~~fined~~ by a fine of not more than Twenty Thousand Dollars (\$20,000.00), or by both such fine and imprisonment.

B. In addition, no person shall intimidate, threaten, assault or batter any driver, attendant, guard or passenger of any ~~bus~~

1 public transportation with intent to violate subsection A of this  
2 section. Any person violating this subsection shall be guilty of a  
3 felony, and shall, upon conviction, be ~~imprisoned~~ punished by  
4 imprisonment in the custody of the Department of Corrections for not  
5 more than ten (10) years, or ~~fined~~ by a fine of not more than Five  
6 Thousand Dollars (\$5,000.00), or by both such fine and imprisonment.

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

14 D. No person, other than an authorized law enforcement officer  
15 or person in possession of a valid handgun license issued pursuant  
16 to the provisions of the Oklahoma Self-Defense Act, shall board a  
17 ~~bus~~ public transportation with a dangerous or deadly weapon  
18 concealed upon or about his or her person. Upon the discovery of  
19 any such item or material, ~~the company~~ a public transportation  
20 official may obtain possession and retain custody of such item or  
21 material until it is transferred to the custody of law enforcement  
22 officers. Any person ~~convicted of~~ violating this subsection shall  
23 be guilty of a felony, and shall, upon conviction, be ~~imprisoned~~  
24 punished by imprisonment in the custody of the Department of

1 Corrections for not more than ten (10) years, or ~~fined~~ by a fine of  
2 not more than Ten Thousand Dollars (\$10,000.00), or by both such  
3 fine and imprisonment.

4 E. It shall be unlawful for any person to discharge any firearm  
5 ~~or hurl or place in the path any missile at, into or within any bus,~~  
6 in a public transportation terminal or other transportation  
7 facility. Such person shall, upon conviction, be guilty of a felony  
8 punishable by a fine of not more than Five Thousand Dollars  
9 (\$5,000.00), or by imprisonment in the custody of the Department of  
10 Corrections for not more than five (5) years, or by both such fine  
11 and imprisonment.

12 SECTION 2. This act shall become effective November 1, 2016.

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