

STATE OF OKLAHOMA

2nd Session of the 56th Legislature (2018)

HOUSE BILL 3002

By: Bennett (John)

AS INTRODUCED

An Act relating to motor vehicles; amending 47 O.S. 2011, Section 10-102.1, which relates to penalties for failing to stop after motor vehicle accident; increase penalty; making certain acts unlawful; providing penalties; authorizing revocation of license or permit upon conviction; providing for codification; and providing an effective date.

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

SECTION 1. AMENDATORY 47 O.S. 2011, Section 10-102.1, is amended to read as follows:

Section 10-102.1 The driver of any vehicle involved in an accident resulting in the death of any person shall immediately stop such vehicle at the scene of such accident or as close thereto as possible but shall then forthwith return to and in every event shall remain at the scene of the accident until he has fulfilled the requirements of Section 10-104 of this title. Every such stop shall be made without obstructing traffic more than is necessary.

B. Any person willfully, maliciously, or feloniously failing to stop to avoid detection or prosecution, or to comply with said

1 requirements under such circumstances, shall upon conviction be
2 guilty of a felony punishable by imprisonment in the custody of the
3 Department of Corrections for not less than one (1) year nor more
4 than ~~ten (10)~~ twenty (20) years, or by a fine of not less than One
5 Thousand Dollars (\$1,000.00) nor more than ~~Ten Thousand Dollars~~
6 ~~(\$10,000.00)~~ Twenty Thousand Dollars (\$20,000.00), or by both such
7 fine and imprisonment.

8 C. The Commissioner of Public Safety shall revoke the license
9 or permit to drive and any nonresident operating privilege of the
10 person so convicted.

11 SECTION 2. NEW LAW A new section of law to be codified
12 in the Oklahoma Statutes as Section 10-102.2 of Title 47, unless
13 there is created a duplication in numbering, reads as follows:

14 A. The driver of any vehicle involved in an accident resulting
15 in great bodily injury to any person shall immediately stop such
16 vehicle at the scene of such accident or as close thereto as
17 possible but shall then forthwith return to and in every event shall
18 remain at the scene of the accident until he has fulfilled the
19 requirements of Section 10-104 of Title 47 of the Oklahoma Statutes.
20 Every such stop shall be made without obstructing traffic more than
21 is necessary.

22 B. Any person willfully, maliciously or feloniously failing to
23 stop to avoid detection or prosecution, or to comply with said
24 requirements under such circumstances, shall upon conviction be

1 guilty of a felony punishable by imprisonment in the custody of the
2 Department of Corrections for not less than one (1) year nor more
3 than ten (10) years, or by a fine of not less than One Thousand
4 Dollars (\$1,000.00) nor more than Ten Thousand Dollars (\$10,000.00),
5 or by both such fine and imprisonment.

6 C. The Commissioner of Public Safety shall revoke the license
7 or permit to drive and any nonresident operating privilege of the
8 person so convicted.

9 D. As used in this section, "great bodily injury" means bodily
10 injury that creates a substantial risk of death or which causes
11 serious, permanent disfigurement or protracted loss or impairment of
12 the function of any bodily member or organ.

13 SECTION 3. This act shall become effective November 1, 2018.

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15 56-2-8505 GRS 01/02/18

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