

**BILL SUMMARY**  
2<sup>nd</sup> Session of the 56<sup>th</sup> Legislature

<b>Bill No.:</b>	<b>HB 3147</b>
<b>Version:</b>	<b>CS</b>
<b>Request Number:</b>	<b>10005</b>
<b>Author:</b>	<b>Rep. Dunnington</b>
<b>Date:</b>	<b>3/4/2018</b>
<b>Impact:</b>	<b>Establishes misdemeanors and felonies and associated fines</b>

**Research Analysis**

The committee substitute to HB 3147 modifies the requirements for a motorist passing a cyclist on a roadway. The measure creates a misdemeanor punishment for improper overtaking of a cyclist with a fine of up to \$100. Any second or subsequent offense is not less than \$150 no more than \$500. The measure increases the fine for improperly passing a cyclist which causes an accident from \$500 to \$1,000 and a possible term of imprisonment of up to 6 months. The measure provides that the punishment for improper overtaking of a cyclist which results in great bodily injury is a felony punishable by imprisonment for up to 1 year, a fine of up to \$3,000 or both fine and imprisonment. If the improper overtaking of a cyclist results in death, the punishment is imprisonment for up to 3 years, a fine of up to \$5,000 or both fine and imprisonment.

Prepared By: Brad Wolgamott

**Fiscal Analysis**

HB 3147 establishes misdemeanors and felonies for motorists regarding several cyclist passing incidences. The exact fiscal impact for the state is contingent upon how many individuals are convicted of the crime and the amount of the fine they are mandated to pay. Regarding the felony charge, the impact is contingent upon how many individuals are incarcerated in DOC custody. Currently the average cost of incarceration in Oklahoma is \$52.90/day or \$19,309.70/year.

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**Other Considerations**

None.