

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 1st Session of the 58th Legislature (2021)

4 ENGROSSED SENATE
5 BILL NO. 793

By: Weaver of the Senate

and

Roe of the House

6
7
8
9
10 An Act relating to medical care providers; amending
11 21 O.S. 2011, Sections 650.4, as amended by Section
12 2, Chapter 68, O.S.L. 2020 and 650.5, as amended by
13 Section 3, Chapter 68, O.S.L. 2020 (21 O.S. Supp.
14 2020, Sections 650.4 and 650.5), which relate to
15 assault and battery upon medical care providers and
16 aggravated assault and battery upon medical care
17 providers; modifying definition; and providing an
18 effective date.

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

20 SECTION 1. AMENDATORY 21 O.S. 2011, Section 650.4, as
21 amended by Section 2, Chapter 68, O.S.L. 2020 (21 O.S. Supp. 2020,
22 Section 650.4), is amended to read as follows:

23 Section 650.4. A. Every person who, without justifiable or
24 excusable cause and with intent to do bodily harm, commits any
25 assault, battery or assault and battery upon the person of a medical
26 care provider who is performing medical care duties, upon

1 conviction, is guilty of a felony punishable by imprisonment in the
2 custody of the Department of Corrections for a term not exceeding
3 two (2) years, or by a fine not exceeding One Thousand Dollars
4 (\$1,000.00), or by both such fine and imprisonment.

5 B. As used in this section, "medical care provider" means
6 doctors, residents, interns, nurses, nurses' aides, ambulance
7 attendants and operators, paramedics, emergency medical technicians,
8 laboratory technicians, radiologic technologists, physical
9 therapists, physician assistants, chaplains, volunteers,
10 pharmacists, nursing students, medical students, respiratory
11 therapists and members of a hospital security force.

12 SECTION 2. AMENDATORY 21 O.S. 2011, Section 650.5, as
13 amended by Section 3, Chapter 68, O.S.L. 2020 (21 O.S. Supp. 2020,
14 Section 650.5), is amended to read as follows:

15 Section 650.5. A. Every person who, without justifiable or
16 excusable cause and with intent to do bodily harm, commits any
17 aggravated assault and battery or any assault with a firearm or
18 other deadly weapon upon the person of a medical care provider, upon
19 conviction, is guilty of a felony punishable by imprisonment in the
20 custody of the Department of Corrections for a term not less than
21 two (2) years nor more than five (5) years, or by a fine not to
22 exceed One Thousand Dollars (\$1,000.00), or by both such fine and
23 imprisonment.

1 B. As used in this section, "medical care provider" means
2 doctors, residents, interns, nurses, nurses' aides, ambulance
3 attendants and operators, paramedics, emergency medical technicians,
4 laboratory technicians, radiologic technologists, physical
5 therapists, physician assistants, chaplains, volunteers,
6 pharmacists, nursing students, medical students, respiratory
7 therapists and members of a hospital security force.

8 SECTION 3. This act shall become effective November 1, 2021.

9
10 COMMITTEE REPORT BY: COMMITTEE ON PUBLIC HEALTH, dated 03/31/2021 -
11 DO PASS.
12
13
14
15
16
17
18
19
20
21
22
23
24