

1 **SENATE FLOOR VERSION**

2 February 2, 2021

3 SENATE BILL NO. 26

By: Daniels and Boren

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7 An Act relating to damage awards; amending 47 O.S.
8 2011, Section 10-103, which relates to accidents
9 involving damage to vehicle; updating statutory
10 language; removing availability of certain civil
11 damage award; providing exceptions; and providing an
12 effective date.

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

14 SECTION 1. AMENDATORY 47 O.S. 2011, Section 10-103, is
15 amended to read as follows:

16 Section 10-103. The driver of ~~any~~ a vehicle involved in an
17 accident resulting only in damage to a vehicle ~~which is~~ driven or
18 attended by ~~any~~ another person shall immediately stop ~~such the~~
19 vehicle at the scene of ~~such the~~ accident or as close thereto as
20 possible ~~but,~~ and shall ~~forthwith~~ immediately return to and ~~in every~~
21 ~~event shall~~ remain at the scene of ~~such the~~ accident until ~~he the~~
22 driver has fulfilled the requirements of Section 10-104 of this
23 title. Every such stop shall be made without obstructing traffic
24 more than is necessary. Any person failing to stop or to comply
with ~~said the~~ requirements under such circumstances of this section

1 shall be guilty of a misdemeanor and upon conviction thereof shall
2 be punished by a fine not to exceed Five Hundred Dollars (\$500.00)
3 or by imprisonment in the county jail for not more than one (1)
4 year, or by both such fine and imprisonment. ~~In addition to the~~
5 ~~criminal penalties imposed by this section, any person violating the~~
6 ~~provisions of this section shall be subject to liability for damages~~
7 ~~in an amount equal to three times the value of the damage caused by~~
8 ~~the accident. Said damages shall be recoverable in a civil action.~~
9 Nothing in this section shall prevent a judge from ordering
10 restitution for any damage caused by a driver involved in an
11 accident provided for in this section.

12 SECTION 2. This act shall become effective November 1, 2021.

13 COMMITTEE REPORT BY: COMMITTEE ON JUDICIARY
14 February 2, 2021 - DO PASS
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