

1 STATE OF OKLAHOMA

2 1st Session of the 58th Legislature (2021)

3 SENATE BILL 793

By: Weaver

6 AS INTRODUCED

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

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

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

20 Section 650.4. A. Every person who, without justifiable or
21 excusable cause and with intent to do bodily harm, commits any
22 assault, battery or assault and battery upon the person of a medical
23 care provider who is performing medical care duties, upon
24 conviction, is guilty of a felony punishable by imprisonment in the
25 custody of the Department of Corrections for a term not exceeding

1 two (2) years, or by a fine not exceeding One Thousand Dollars
2 (\$1,000.00), or by both such fine and imprisonment.

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

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

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

22 B. As used in this section, "medical care provider" means
23 doctors, residents, interns, nurses, nurses' aides, ambulance
24 attendants and operators, paramedics, emergency medical technicians,

laboratory technicians, radiologic technologists, physical
therapists, physician assistants, chaplains, volunteers,
pharmacists, nursing students, medical students, respiratory
therapists and members of a hospital security force.

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

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