

# An Act

ENROLLED SENATE  
BILL NO. 1387

By: Leftwich of the Senate

and

Christian of the House

An Act relating to motor vehicles; amending Section 3, Chapter 155, O.S.L. 2009 (47 O.S. Supp. 2009, Section 11-905), which relates to personal injury accidents; expanding scope of applicability; and providing an effective date.

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

SECTION 1. AMENDATORY Section 3, Chapter 155, O.S.L. 2009 (47 O.S. Supp. 2009, Section 11-905), is amended to read as follows:

Section 11-905. A. Any person who, while operating a vehicle in this state without a valid driver license for the class of vehicle being operated, or while knowingly disqualified to operate a motor vehicle in this state, or while such person knows or should have known that his or her driver license is canceled, denied, suspended or revoked, causes an accident involving another vehicle which results in personal injury to any other person ~~in the other vehicle~~, may be charged with a violation of the provisions of this subsection. Any person who is convicted of a violation of the provisions of this subsection shall be deemed guilty of a misdemeanor punishable by imprisonment in the county jail for a term not more than one (1) year, or by a fine in an amount not exceeding Two Thousand Dollars (\$2,000.00), or by both such fine and imprisonment.

B. 1. Any person who, while operating a vehicle in this state without a valid driver license for the class of vehicle being operated, or while knowingly disqualified to operate a motor vehicle in this state, or while such person knows or should have known that his or her driver license is canceled, denied, suspended or revoked, causes an accident ~~involving another vehicle~~ resulting in great bodily injury to any other person ~~in the other vehicle~~, may be charged with a violation of the provisions of this subsection. Any person who is convicted of a violation of the provisions of this subsection shall be deemed guilty of a felony punishable by imprisonment in the custody of the Department of Corrections for a term not more than five (5) years, or by a fine in an amount not exceeding Three Thousand Dollars (\$3,000.00), or by both such fine and imprisonment.

2. As used in this subsection, "great bodily injury" means bodily injury which creates a substantial risk of death or which causes serious, permanent disfigurement or protracted loss or impairment of the function of any bodily member or organ.

C. Any person who, while operating a vehicle in this state without a valid driver license for the class of vehicle being operated, or while knowingly disqualified to operate a motor vehicle in this state, or while such person knows or should have known that his or her driver license is canceled, denied, suspended or revoked, causes an accident ~~involving another vehicle~~ resulting in the death of any other person ~~in the other vehicle~~, may be charged with a violation of the provisions of this subsection. Any person who is convicted of a violation of the provisions of this subsection shall be deemed guilty of a felony punishable by imprisonment in the custody of the Department of Corrections for a term not more than five (5) years, or by a fine in an amount not exceeding Five Thousand Dollars (\$5,000.00), or by both such fine and imprisonment.

D. The provisions of this section may be charged in addition to any other chargeable offense allowed by law.

SECTION 2. This act shall become effective November 1, 2010.

Passed the Senate the 24th day of February, 2010.

Brian B. Blythe  
Presiding Officer of the Senate

Passed the House of Representatives the 5th day of April, 2010.

Chris Steele  
Presiding Officer of the House  
of Representatives

**OFFICE OF THE GOVERNOR**

Received by the Governor this 6<sup>th</sup>  
day of April, 2010,  
at 2:00 o'clock P M.

By: [Signature]

Approved by the Governor of the State of Oklahoma the 9<sup>th</sup> day of  
April, 2010, at 6:57 o'clock P M.

[Signature]  
Governor of the State of Oklahoma

**OFFICE OF THE SECRETARY OF STATE**

Received by the Secretary of State this  
12<sup>th</sup> day of April, 2010,  
at 2:21 o'clock P M.

By: M. Susan Lewis