

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 1st Session of the 59th Legislature (2023)

4 HOUSE BILL 1893

 By: Cantrell

7 AS INTRODUCED

8 An Act relating to counties and county officers;
9 amending 21 O.S. 2021, Section 650.6, which relates
10 to assault and battery of court officers, witnesses,
11 jurors, or process servers; expanding penalties to
12 assault upon county commissioners, county clerks,
13 county assessors, and county treasurers; expanding
14 penalties to battery or assault and battery upon
15 county commissioners, county clerks, county
16 assessors, and county treasurers; and declaring an
17 emergency.

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

17 SECTION 1. AMENDATORY 21 O.S. 2021, Section 650.6, is
18 amended to read as follows:

19 Section 650.6. A. Every person who commits any assault upon any
20 county commissioner, county clerk, county assessor, county
21 treasurer, or any officer of a state district or appellate court, or
22 the Workers' Compensation Court, including but not limited to
23 judges, bailiffs, court reporters, court clerks or deputy court
24 clerks, or upon any witnesses or juror, because of said person's

1 service in such capacity or within six (6) months of said person's
2 service in such capacity, shall be guilty of a misdemeanor
3 punishable by imprisonment in the county jail for not more than one
4 (1) year, by a fine not to exceed One Thousand Dollars (\$1,000.00),
5 or by both such imprisonment and fine.

6 B. Every person who commits any battery or assault and battery
7 upon any county commissioner, county clerk, county assessor, county
8 treasurer, or officer of a state district or appellate court, or the
9 Workers' Compensation Court, including but not limited to judges,
10 bailiffs, court reporters, court clerks or deputy court clerks, or
11 upon any witnesses or juror, because of said person's service in
12 such capacity or within six (6) months of said person's service in
13 such capacity, shall be guilty of a felony punishable by
14 imprisonment in the custody of the Department of Corrections for not
15 more than five (5) years, by a fine of not more than Five Thousand
16 Dollars (\$5,000.00), or by both such imprisonment and fine.

17 C. Every person who knowingly commits any assault, battery or
18 assault and battery upon a process server licensed in this state
19 while the person is in the performance of his or her duties shall,
20 upon conviction, be guilty of a misdemeanor punishable by
21 imprisonment in the county jail for not more than one (1) year, by a
22 fine not to exceed One Thousand Dollars (\$1,000.00), or by both such
23 imprisonment and fine.

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1 SECTION 2. It being immediately necessary for the preservation
2 of the public peace, health or safety, an emergency is hereby
3 declared to exist, by reason whereof this act shall take effect and
4 be in full force from and after its passage and approval.

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6 COMMITTEE REPORT BY: COMMITTEE ON CRIMINAL JUSTICE AND CORRECTIONS,
7 dated 02/09/2023 - DO PASS.
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