

1 STATE OF OKLAHOMA

2 1st Session of the 57th Legislature (2019)

3 COMMITTEE SUBSTITUTE  
4 FOR  
5 HOUSE BILL NO. 1927

By: Roe

6  
7 COMMITTEE SUBSTITUTE

8 An Act relating to crimes and punishments; amending  
9 21 O.S. 2011, Sections 650.4 and 650.5, which relate  
10 to penalties for assault and battery and aggravated  
11 assault and battery upon emergency medical care  
12 providers; expanding scope of unlawful acts to  
13 include all medical care providers; modifying  
14 definition to include certain medical care providers;  
15 modifying penalties; and providing an 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, is  
18 amended to read as follows:

19 Section 650.4 A. Every person who, without justifiable or  
20 excusable cause and with intent to do bodily harm, commits any  
21 assault, battery or assault and battery upon the person of ~~an~~  
22 ~~emergency~~ a medical care provider who is performing medical care  
23 duties, upon conviction, is guilty of a felony punishable by  
24 imprisonment in the custody of the Department of Corrections for a  
term not exceeding ~~two (2) years~~ one (1) year, or by a fine not

1 exceeding One Thousand Dollars (\$1,000.00), or by both such fine and  
2 imprisonment.

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

10 SECTION 2. AMENDATORY 21 O.S. 2011, Section 650.5, is  
11 amended to read as follows:

12 Section 650.5. Every person who, without justifiable or  
13 excusable cause and with intent to do bodily harm, commits any  
14 aggravated assault and battery or any assault with a firearm or  
15 other deadly weapon upon the person of ~~an emergency medical~~  
16 ~~technician or other emergency~~ a medical care provider, as defined in  
17 Section 650.4 of this title, upon conviction, is guilty of a felony  
18 punishable by imprisonment in ~~a state correctional institution~~ the  
19 custody of the Department of Corrections for a term not ~~more than~~  
20 exceeding five (5) years, or by imprisonment in a county jail for a  
21 term not exceeding one (1) year, or by a fine not to exceed One  
22 Thousand Dollars (\$1,000.00), or by both such fine and imprisonment.

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SECTION 3. This act shall become effective November 1, 2019.

57-1-8099            GRS            02/20/19