

1 ENGROSSED SENATE AMENDMENT
TO

2 ENGROSSED HOUSE
BILL NO. 1927

By: Roe of the House

and

Weaver of the Senate

[crimes and punishments - penalties for assault and
battery and aggravated assault and battery upon
medical care providers - effective date]

11 AUTHOR: Add the following House Coauthor: Sanders

12 AMENDMENT NO. 1. Page 1, strike the stricken title, enacting clause
and entire bill and insert

"An Act relating to crimes and punishments; amending
21 O.S. 2011, Sections 650.4 and 650.5, which relate
to penalties for assault and battery and aggravated
assault and battery upon emergency medical care
providers; expanding scope of unlawful act to include
certain medical care providers; modifying definition
to include certain medical care providers; modifying
penalties; and providing an effective date.

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

21 SECTION 1. AMENDATORY 21 O.S. 2011, Section 650.4, is
22 amended to read as follows:

23 Section 650.4. A. Every person who, without justifiable or
24 excusable cause and with intent to do bodily harm, commits any

1 assault, battery or assault and battery upon the person of ~~an~~
2 ~~emergency~~ a medical care provider who is performing medical care
3 duties, upon conviction, is guilty of a ~~felony~~ misdemeanor
4 punishable by imprisonment in the ~~custody of the Department of~~
5 ~~Corrections~~ county jail for a term not exceeding ~~two (2) years~~ one
6 (1) year, or by a fine not exceeding One Thousand Dollars
7 (\$1,000.00), or by both such fine and imprisonment.

8 B. As used in this section, "~~emergency~~ medical care provider"
9 means doctors, residents, interns, nurses, nurses' aides, ambulance
10 attendants and operators, paramedics, emergency medical technicians,
11 laboratory technicians, radiologic technologists, physical
12 therapists, physician assistants, chaplains, medical students, and
13 members of a hospital security force.

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

16 Section 650.5. Every person who, without justifiable or
17 excusable cause and with intent to do bodily harm, commits any
18 aggravated assault and battery or any assault with a firearm or
19 other deadly weapon upon the person of ~~an emergency medical~~
20 ~~technician or other emergency~~ a medical care provider, as defined in
21 Section 650.4 of this title, upon conviction, is guilty of a felony
22 punishable by imprisonment in ~~a state correctional institution~~ the
23 custody of the Department of Corrections for a term not more than
24

1 ~~one (1) year~~ two (2) years, or by a fine not to exceed One Thousand
2 Dollars (\$1,000.00), or by both such fine and imprisonment.

3 SECTION 3. This act shall become effective November 1, 2019."
4 Passed the Senate the 25th day of April, 2019.

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7 Presiding Officer of the Senate

8 Passed the House of Representatives the ____ day of _____,
9 2019.

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11 _____
12 Presiding Officer of the House
13 of Representatives

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1 ENGROSSED HOUSE
2 BILL NO. 1927

By: Roe of the House

3 and

4 Weaver of the Senate

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7 [crimes and punishments - penalties for assault and
8 battery and aggravated assault and battery upon
9 medical care providers - effective date]
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12 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

13 SECTION 4. AMENDATORY 21 O.S. 2011, Section 650.4, is
14 amended to read as follows:

15 Section 650.4 A. Every person who, without justifiable or
16 excusable cause and with intent to do bodily harm, commits any
17 assault, battery or assault and battery upon the person of ~~an~~
18 ~~emergency~~ a medical care provider who is performing medical care
19 duties, upon conviction, is guilty of a felony punishable by
20 imprisonment in the custody of the Department of Corrections for a
21 term not exceeding two (2) years, or by a fine not exceeding One
22 Thousand Dollars (\$1,000.00), or by both such fine and imprisonment.

23 B. As used in this section, "~~emergency~~ medical care provider"
24 means doctors, residents, interns, nurses, nurses' aides, ambulance

1 attendants and operators, paramedics, emergency medical technicians,
2 laboratory technicians, radiologic technologists, pharmacists,
3 physical therapists, physician assistants, hospital chaplains,
4 medical students, nursing students, pharmacy students, hospital
5 employees and members of a hospital security force.

6 SECTION 5. AMENDATORY 21 O.S. 2011, Section 650.5, is
7 amended to read as follows:

8 Section 650.5 Every person who, without justifiable or
9 excusable cause and with intent to do bodily harm, commits any
10 aggravated assault and battery or any assault with a firearm or
11 other deadly weapon upon the person of ~~an emergency medical~~
12 ~~technician or other emergency~~ a medical care provider, as defined in
13 Section 650.4 of this title, upon conviction, is guilty of a felony
14 punishable by imprisonment in ~~a state correctional institution~~ the
15 custody of the Department of Corrections for a term not ~~more than~~
16 exceeding ten (10) years, or by imprisonment in a county jail for a
17 term not exceeding one (1) year, or by a fine not to exceed One
18 Thousand Dollars (\$1,000.00), or by both such fine and imprisonment.

19 SECTION 6. This act shall become effective November 1, 2019.
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1 Passed the House of Representatives the 6th day of March, 2019.

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4 Presiding Officer of the House
of Representatives

5 Passed the Senate the ____ day of _____, 2019.

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8 _____
9 Presiding Officer of the Senate