1	HOUSE OF REPRESENTATIVES - FLOOR VERSION								
2	STATE OF OKLAHOMA								
3	1st Session of the 58th Legislature (2021)								
4	HOUSE BILL 2215 By: McDugle of the House								
5	and								
6	Weaver of the Senate								
7									
8									
9	AS INTRODUCED								
10	An Act relating to crimes and punishments; amending								
11	21 O.S. 2011, Section 1320.2, which relates to the crime of incitement to riot; expanding scope of prohibited acts; providing exemption from civil or criminal liability for motor vehicle operators under certain circumstances; providing for codification; and providing an effective date.								
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16	BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:								
17	SECTION 1. AMENDATORY 21 O.S. 2011, Section 1320.2, is								
18	amended to read as follows:								
19	Section 1320.2 It shall be unlawful and shall constitute								
20	incitement to riot for a person or persons, intending to cause, aid,								
21	or abet the institution or maintenance of a riot, to do an act or								
22	engage in conduct that urges other persons to commit acts of								
23	unlawful <del>force</del> :								
24	1. Force or violence, or the unlawful burning;								

1	2.	Burning	or de	estroyi	ng of	property,	<del>-or</del>	the	<del>unlawful</del>
2	interfe	rence;							
3	3.	Interfer	rence	with a	polic	ce officer	, pe	ace	officer,

- 3. Interference with a police officer, peace officer, fireman or a member of the Oklahoma National Guard or any unit of the armed services officially assigned to riot duty in the lawful performance of his or her duty;
- 7 <u>4. Obstruction of an exit or entrance into a private business;</u>
  8 or
  - 5. Obstruction of any street, road, highway or thoroughfare in this state used by the public.
  - SECTION 2. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 1320.11 of Title 21, unless there is created a duplication in numbering, reads as follows:

A motor vehicle operator who unintentionally causes injury or death to an individual shall not be criminally or civilly liable for the injury or death, if the injury or death of the individual occurred while the motor vehicle operator was fleeing from a riot, as defined in Section 1311 of Title 21 of the Oklahoma Statutes, under a reasonable belief that fleeing was necessary to protect the motor vehicle operator from serious injury or death.

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

COMMITTEE REPORT BY: COMMITTEE ON JUDICIARY - CRIMINAL, dated 02/17/2021 - DO PASS, As Coauthored.