

1 **SENATE FLOOR VERSION**

2 February 28, 2018

3 COMMITTEE SUBSTITUTE
4 FOR

5 SENATE BILL NO. 1165

6 By: David

7 [motor vehicle - ignition interlock device -
8 exception - repealer - codification - provisional
9 effective date]

10
11 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

12 SECTION 1. REPEALER 47 O.S. 2011, Section 11-902a, as
13 amended by Section 9, Chapter 392, O.S.L. 2017 (47 O.S. Supp. 2017,
14 Section 11-902a), is hereby repealed.

15 SECTION 2. NEW LAW A new section of law to be codified
16 in the Oklahoma Statutes as Section 11-902e of Title 47, unless
17 there is created a duplication in numbering, reads as follows:

18 A. No person shall knowingly authorize or permit a motor
19 vehicle owned or under the control of that person which is not
20 equipped with an ignition interlock device to be driven upon any
21 street or highway of this state by any person who is required to
22 have an ignition interlock device installed upon the vehicle of that
23 person. A violation of this subsection shall be a misdemeanor and
24 shall be punishable by a fine of not more than Five Hundred Dollars

1 (\$500.00) or by imprisonment in the county jail for not more than
2 six (6) months, or by both such fine and imprisonment.

3 B. No person shall willfully attempt to interfere in any way
4 with the intended and proper functioning of an ignition interlock
5 device installed in a vehicle as required by law, or intentionally
6 fail to return an ignition interlock device when it is no longer
7 required in the vehicle or upon request by the owner of the device.
8 A violation of this subsection shall be a misdemeanor and shall be
9 punishable by a fine of not more than Five Hundred Dollars (\$500.00)
10 or by imprisonment in the county jail for not more than six (6)
11 months, or by both such fine and imprisonment.

12 C. No person granted permission to drive a motor vehicle on the
13 condition of installation of an ignition interlock device shall
14 drive any vehicle that is not equipped with an ignition interlock
15 device unless driving an employer's vehicle in accordance with
16 Section 10 of Enrolled Senate Bill No. 1164 of the 2nd Session of
17 the 56th Oklahoma Legislature or subsection A of Section 2 of
18 Enrolled Senate Bill No. 1163 of the 2nd Session of the 56th
19 Oklahoma Legislature. A violation of this subsection shall be a
20 misdemeanor and shall be punishable by a fine of not more than Five
21 Hundred Dollars (\$500.00) or by imprisonment in the county jail for
22 not more than six (6) months, or by both such fine and imprisonment.

23 SECTION 3. The provisions of this act shall not become
24 effective as law unless Enrolled Senate Bill No. 1163 of the 2nd

1 Session of the 56th Oklahoma Legislature and Enrolled Senate Bill
2 No. 1164 of the 2nd Session of the 56th Oklahoma Legislature become
3 effective as law.

4 COMMITTEE REPORT BY: COMMITTEE ON APPROPRIATIONS
5 February 28, 2018 - DO PASS AS AMENDED
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