

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 1st Session of the 58th Legislature (2021)

4 COMMITTEE SUBSTITUTE
5 FOR
6 HOUSE BILL NO. 1134

By: Fetgatter

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9 COMMITTEE SUBSTITUTE

10 An Act relating to crimes and punishments; making
11 certain acts unlawful; providing penalties; defining
12 term; providing for codification; and providing an
13 effective date.

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

15 SECTION 1. NEW LAW A new section of law to be codified
16 in the Oklahoma Statutes as Section 650.12 of Title 21, unless there
17 is created a duplication in numbering, reads as follows:

18 A. Every person who, without justifiable or excusable cause and
19 with intent to do bodily harm, commits any assault, battery or
20 assault and battery upon the person of a municipal or county code
21 official who is in the lawful performance of his or her duties of
22 investigating or enforcing the codes, rules or regulations adopted
23 by county legislation or municipal ordinance, upon conviction, is
24 guilty of a misdemeanor punishable by imprisonment in a county jail

1 for a term not to exceed one (1) year, or by a fine not to exceed
2 Five Hundred Dollars (\$500.00), or by both such fine and
3 imprisonment. Upon conviction for a second or subsequent offense,
4 the person shall be guilty of a felony punishable by imprisonment in
5 the custody of the Department of Corrections for a term not to
6 exceed two (2) years, or by a fine not to exceed Three Thousand
7 Dollars (\$3,000.00), or by both such fine and imprisonment.

8 B. As used in this section, "code official" means any code
9 enforcement official, zoning official, health official, building
10 official or deputies thereof, or other person designated by county
11 legislation or municipal ordinance to lawfully investigate and
12 enforce such legislation or ordinance as adopted by the governing
13 body thereof.

14 SECTION 2. This act shall become effective November 1, 2021.

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16 COMMITTEE REPORT BY: COMMITTEE ON JUDICIARY - CRIMINAL, dated
17 02/24/2021 - DO PASS, As Amended.

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