

1 STATE OF OKLAHOMA

2 2nd Session of the 56th Legislature (2018)

3 COMMITTEE SUBSTITUTE

4 FOR

5 SENATE BILL 1165

6 By: David

7 COMMITTEE SUBSTITUTE

8 An Act relating to motor vehicle; repealing 47 O.S.
9 2011, Section 11-902a, as amended by Section 9,
10 Chapter 392, O.S.L. 2017 (47 O.S. Supp. 2017, Section
11 11-902a), which relates to the use of a motor vehicle
12 without an ignition interlock device; making certain
13 allowance unlawful; stating certain penalties; making
14 certain interference unlawful; stating certain
15 exception; providing for codification; and providing
16 a provisional effective date.

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

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20 Section 11-902a), is hereby repealed.

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

24 A. No person shall knowingly authorize or permit a motor
vehicle owned or under the control of that person which is not
equipped with an ignition interlock device to be driven upon any

1 street or highway of this state by any person who is required to
2 have an ignition interlock device installed upon the vehicle of that
3 person. A violation of this subsection shall be a misdemeanor and
4 shall be punishable by a fine of not more than Five Hundred Dollars
5 (\$500.00) or by imprisonment in the county jail for not more than
6 six (6) months, or by both such fine and imprisonment.

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

16 C. No person granted permission to drive a motor vehicle on the
17 condition of installation of an ignition interlock device shall
18 drive any vehicle that is not equipped with an ignition interlock
19 device unless driving an employer's vehicle in accordance with
20 Section 10 of Enrolled Senate Bill No. 1164 of the 2nd Session of
21 the 56th Oklahoma Legislature or subsection A of Section 2 of
22 Enrolled Senate Bill No. 1163 of the 2nd Session of the 56th
23 Oklahoma Legislature. A violation of this subsection shall be a
24 misdemeanor and shall be punishable by a fine of not more than Five

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

3 SECTION 3. The provisions of this act shall not become
4 effective as law unless Enrolled Senate Bill No. 1163 of the 2nd
5 Session of the 56th Oklahoma Legislature and Enrolled Senate Bill
6 No. 1164 of the 2nd Session of the 56th Oklahoma Legislature become
7 effective as law.

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