

1 ENGROSSED SENATE  
2 BILL NO. 871

3 By: Reinhardt of the Senate

4 and

5 George of the House

6 An Act relating to crimes and punishment; amending 21  
7 O.S. 2021, Section 13.1, as amended by Section 1,  
8 Chapter 151, O.S.L. 2024 (21 O.S. Supp. 2024, Section  
9 13.1), which relates to required service of minimum  
10 percentage of sentence; modifying statutory  
11 references to certain criminal offenses; modifying  
name of certain unlawful act; adding certain criminal  
offense; amending 21 O.S. 2021, Section 540A, which  
relates to eluding peace officers; modifying certain  
penalty provisions; updating statutory language; and  
providing an effective date.

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

14 SECTION 1. AMENDATORY 21 O.S. 2021, Section 13.1, as  
15 amended by Section 1, Chapter 151, O.S.L. 2024 (21 O.S. Supp. 2024,  
16 Section 13.1), is amended to read as follows:

17 Section 13.1. Persons convicted of:

18 1. First degree murder as ~~defined provided for~~ in Section 701.7  
19 of this title;

20 2. Second degree murder as ~~defined by provided for~~ in Section  
21 701.8 of this title;

22 3. Manslaughter in the first degree as ~~defined by provided for~~  
23 in Section 711 of this title;

1       4. Poisoning with intent to kill as ~~defined by~~ provided for in  
2       Section 651 of this title;

3       5. Shooting with intent to kill, use of a vehicle to facilitate  
4       use of a firearm, crossbow or other weapon, assault, battery, or  
5       assault and battery with a deadly weapon or by other means likely to  
6       produce death or great bodily harm, as provided for in Section 652  
7       of this title;

8       6. Assault with intent to kill as provided for in Section 653  
9       of this title;

10      7. Conjoint robbery as ~~defined by~~ provided for in Section 800  
11      of this title;

12      8. Robbery with a dangerous weapon as ~~defined~~ provided for in  
13      Section 801 of this title;

14      9. First degree robbery as ~~defined~~ provided for in Section 797  
15      of this title;

16      10. First degree rape as provided for in Section 1111r or 1114  
17      or 1115 of this title;

18      11. First degree arson as ~~defined~~ provided for in Section 1401  
19      of this title;

20      12. First degree burglary as provided for in Section 1436 1431  
21      of this title;

22      13. Bombing as ~~defined~~ provided for in Section 1767.1 of this  
23      title;

1       14. Any crime against a child as provided for in Section 843.5  
2 of this title;

3       15. Forcible sodomy as defined provided for in Section 888 of  
4 this title;

5       16. Child pornography sexual abuse material or aggravated child  
6 pornography sexual abuse material as defined provided for in Section  
7 1021.2, 1021.3, 1024.1, 1024.2, or 1040.12a of this title;

8       17. Child sex trafficking as defined in Section 1030 of this  
9 title;

10      18. Lewd molestation of a child as defined provided for in  
11 Section 1123 of this title;

12      19. Abuse of a vulnerable adult as defined in Section 10-103 of  
13 Title 43A of the Oklahoma Statutes;

14      20. Aggravated trafficking as provided for in subsection C of  
15 Section 2-415 of Title 63 of the Oklahoma Statutes;

16      21. Aggravated assault and battery as provided for in Section  
17 646 of this title upon any person defending another person from  
18 assault and battery; or

19      22. Human trafficking as provided for defined in Section 748 of  
20 this title; or

21      23. Causing an accident, while eluding or attempting to elude  
22 an officer, that results in great bodily injury to any other person  
23 as provided for in Section 540A of this title,

1 shall be required to serve not less than eighty-five percent (85%)  
2 of any sentence of imprisonment imposed by the judicial system prior  
3 to becoming eligible for consideration for parole. Persons  
4 convicted of these offenses shall not be eligible for earned credits  
5 or any other type of credits which have the effect of reducing the  
6 length of the sentence to less than eighty-five percent (85%) of the  
7 sentence imposed.

8 SECTION 2. AMENDATORY 21 O.S. 2021, Section 540A, is  
9 amended to read as follows:

10 Section 540A. A. Any operator of a motor vehicle who has  
11 received a visual and audible signal, a red light,\_ and a siren from  
12 a peace officer driving a motor vehicle showing the same to be an  
13 official police, sheriff, highway patrol,\_ or state game ranger  
14 vehicle directing the operator to bring the vehicle to a stop and  
15 who willfully increases the speed or extinguishes the lights of the  
16 vehicle in an attempt to elude such peace officer, or willfully  
17 attempts in any other manner to elude the peace officer, or who does  
18 elude such peace officer, is guilty of a misdemeanor. The peace  
19 officer, while attempting to stop a violator of this section, may  
20 communicate a request for the assistance of other peace officers  
21 from any office, department,\_ or agency. Any peace officer within  
22 this state having knowledge of such request is authorized to render  
23 such assistance in stopping the violator and may effect an arrest  
24 under this section upon probable cause. Violation of this

1 subsection shall, upon conviction, constitute a misdemeanor and  
2 ~~shall be~~ punishable by not more than one (1) year of imprisonment in  
3 the county jail ~~or,~~ by a fine ~~of~~ not less than One Hundred Dollars  
4 (\$100.00) nor more than Two Thousand Dollars (\$2,000.00), or by both  
5 such fine and imprisonment. A second or subsequent violation of  
6 this subsection shall be punishable by not more than one (1) year of  
7 imprisonment in the county jail ~~or,~~ by a fine ~~of~~ not less than Five  
8 Hundred Dollars (\$500.00) nor more than Five Thousand Dollars  
9 (\$5,000.00), or by both such fine and imprisonment.

10       B. Any person who violates the provisions of subsection A of  
11 this section in such manner as to endanger any other person shall,  
12 upon conviction, be deemed guilty of a felony punishable by  
13 imprisonment in the ~~State Penitentiary~~ custody of the Department of  
14 Corrections for a term ~~of~~ not less than one (1) year nor more than  
15 five (5) years, ~~or~~ by a fine ~~of~~ not less than One Thousand Dollars  
16 (\$1,000.00) nor more than Five Thousand Dollars (\$5,000.00), or by  
17 both such fine and imprisonment.

18       C. 1. Any person who causes an accident, while eluding or  
19 attempting to elude an officer, resulting in great bodily injury to  
20 any other person while driving or operating a motor vehicle within  
21 this state and who is in violation of the provisions of subsection A  
22 of this section may be charged with a violation of the provisions of  
23 this subsection. Any person who is convicted of a violation of the  
24 provisions of this subsection shall be deemed guilty of a felony

1 punishable by imprisonment in a state correctional institution the  
2 custody of the Department of Corrections for not less than one (1)  
3 year and not five (5) years nor more than five (5) seven (7) years,  
4 and a fine of not more than Five Thousand Dollars (\$5,000.00).

5       2. As used in this subsection, "great bodily injury" means  
6       bodily injury which creates a substantial risk of death or which  
7       causes serious, permanent disfigurement or protracted loss or  
8       impairment of the function of any bodily member or organ.

9 SECTION 3. This act shall become effective November 1, 2025.

10 | Passed the Senate the 27th day of March, 2025.

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Presiding Officer of the Senate

14        Passed the House of Representatives the \_\_\_\_\_ day of \_\_\_\_\_,  
15      2025.

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Presiding Officer of the House  
of Representatives