

SHORT TITLE: Game and fish; providing for administrative fine for certain offenses; directing fees to certain fund; providing penalty; codification; effective date.

STATE OF OKLAHOMA

2nd Session of the 45th Legislature (1996)

SENATE BILL NO. 915

By: Shurden

AS INTRODUCED

An Act relating to game and fish; authorizing the payment of certain administrative fine in lieu of certain court process; specifying violation; setting administrative fine; requiring certain receipt; providing penalty for submission of improper instrument; directing fees to certain fund; proscribing use of certain fees; providing punishments; directing Wildlife Conservation Commission to promulgate certain rules; providing for codification; and providing an effective date.

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

SECTION 1. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 8-121 of Title 29, unless there is created a duplication in numbering, reads as follows:

A. Any person who is cited for a first offense of any violation prescribed in Title 29 of the Oklahoma Statutes, where the minimum fine for such violation is not more than Twenty-five Dollars (\$25.00) may elect to pay to the Oklahoma Department of Wildlife an administrative fine not to exceed Seventy-five Dollars (\$75.00). The payment of the administrative fine shall be in lieu of appearing in an appropriate district court of competent jurisdiction.

B. The administrative fine set forth in subsection A of this section may be paid by cash, personal check or money order. Upon

payment of the fine, the officer shall issue a receipt and a copy of the violation citation to the person being cited. It shall be a misdemeanor violation for any person to offer an insufficient, bogus or forged instrument as payment for an administrative fine pursuant to this act.

C. All monies derived from the payment of administrative fines pursuant to subsection A of this section shall be deposited in the Wildlife Conservation Fund, as created by Section 3-302 of Title 29 of the Oklahoma Statutes, and shall be used exclusively for developing, managing, preserving and protecting wildlife and wildlife habitat.

D. Any person convicted of violating the provisions of this section shall be found guilty of a misdemeanor and be punished by the imposition of a fine not less than Five Hundred Dollars (\$500.00) or by imprisonment in the county jail for a period not to exceed six (6) months, or by both fine and imprisonment.

E. The Wildlife Conservation Commission shall promulgate any rules necessary to effectuate the provisions of this act.

SECTION 2. This act shall become effective November 1, 1996.

45-2-1826

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