

ENROLLED HOUSE
BILL NO. 1860

By: Mitchell of the House

and

Shurden of the Senate

An Act relating to game and fish; amending 29 O.S. 2001, Section 4-135, which relates to permits to control nuisance or damage by wildlife; allowing landowners, lessees and designated agents to hunt feral hogs at night under certain circumstances; specifying permit process; providing an effective date; and declaring an emergency.

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

SECTION 1. AMENDATORY 29 O.S. 2001, Section 4-135, is amended to read as follows:

Section 4-135. A. The Department is authorized to issue permits to landowners, lessees or their designated agents and to any entity of state, county or local government to control nuisance or damage by any species of wildlife or feral hogs under rules promulgated by the Commission. ~~Such~~ The permits may be issued without limitation to statewide season regulations, bag limits or methods of taking. A landowner, lessee or a designated agent of the landowner or lessee may, with a permit, hunt feral hogs at night to protect crops from damage by feral hogs. The permit to hunt at night shall be valid for a period of ninety (90) days and may be renewed upon request of the permit holder. Any person who has been convicted of, or plead guilty to, a violation of Section 5-203.1 or Section 5-411 of this code within the previous three (3) years shall not be eligible to receive a permit pursuant to this section. The permit can be issued by the local game warden in the county for which the permit is to be used or by the Law Enforcement Division of the Department of Wildlife.

B. Notwithstanding the provisions of Section 1289.13 of Title 21 of the Oklahoma Statutes, it shall be lawful for any private landowner or designated employee of such landowner or lessee to have a chamber-loaded firearm on his or her property provided, however, nothing in this act shall authorize any convicted felon to carry a firearm.

SECTION 2. This act shall become effective July 1, 2004.

SECTION 3. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.

Passed the House of Representatives the 27th day of April, 2004.

Presiding Officer of the House of
Representatives

Passed the Senate the 5th day of April, 2004.

Presiding Officer of the Senate