

EHB 1368

THE STATE SENATE  
Thursday, March 27, 2003

ENGROSSED

House Bill No. 1368

As Amended

ENGROSSED HOUSE BILL NO. 1368 - By: JONES, PETTIGREW and NANCE of the House and PRUITT and GUMM of the Senate.

An Act relating to crimes and punishments; amending 21 O.S. 2001, Section 1167, which relates to injury to cemetery or tomb; adding certain marker to list of protected structures; making buying, selling or bartering for a certain marker unlawful; and providing an effective date.

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

SECTION 1. AMENDATORY 21 O.S. 2001, Section 1167, is amended to read as follows:

Section 1167. Every person who ~~shall~~:

1. Shall willfully with malicious intent destroy, mutilate, deface, injure or remove any tomb, monument or gravestone, or other structure placed in any cemetery or private burying ground, or any fence, railing, or other work for the protection or ornament of any such cemetery or place of burial of any human being, or tomb, monument or gravestone, memento, **veteran marker from any war**, or memorial, or other structure aforesaid, or of any lot within a cemetery, or shall willfully or with malicious intent destroy, cut, break, or injure any tree, shrub or plant, within the limits thereof; or

1        2. Knowingly buys, sells or barter for profit any **veteran**  
2 **marker from any war** that is placed on a lot within a cemetery or  
3 place of burial of any human being,  
4 shall be deemed guilty of a misdemeanor, and shall, upon conviction  
5 thereof, be punished by a fine of not less than Fifty Dollars  
6 (\$50.00), nor more than Five Thousand Dollars (\$5,000.00), or by  
7 imprisonment in the county jail for a term not to exceed six (6)  
8 months, or by both such fine and imprisonment.

9        SECTION 2. This act shall become effective November 1, 2003.

10        COMMITTEE REPORT BY: COMMITTEE ON VETERANS, MILITARY AFFAIRS &  
11        PUBLIC SAFETY, dated 3-24-03 - DO PASS, As Amended and Coauthored.