

SB 1402

THE STATE SENATE
Tuesday, February 17, 2004

Senate Bill No. 1402

As Amended

SENATE BILL NO. 1402 - By: ROBINSON of the Senate and LINDLEY of the House.

[crimes and punishments - prohibiting harming or killing service dogs - codification - emergency]

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 649.3 of Title 21, unless there is created a duplication in numbering, reads as follows:

A. No person shall willfully harm, including torture, torment, beat, mutilate, injure, disable, or otherwise mistreat or kill a service dog that is used for the benefit of any handicapped person in the state.

B. No person shall willfully interfere with the lawful performance of any service dog used for the benefit of any handicapped person in the state.

C. Except as provided in subsection D of this section, any person convicted of violating any of the provisions of this section shall be guilty of a misdemeanor, punishable by the imposition of a fine not exceeding One Thousand Dollars (\$1,000.00), or by

1 imprisonment in the county jail not exceeding one (1) year, or by
2 both such fine and imprisonment.

3 D. Any person who knowingly and willfully and without lawful
4 cause or justification violates the provisions of this section,
5 during the commission of a misdemeanor or felony, shall be guilty of
6 a felony, punishable by the imposition of a fine not exceeding One
7 Thousand Dollars (\$1,000.00), or by imprisonment in the Department
8 of Corrections not exceeding two (2) years, or by both such fine and
9 imprisonment.

10 SECTION 2. It being immediately necessary for the preservation
11 of the public peace, health and safety, an emergency is hereby
12 declared to exist, by reason whereof this act shall take effect and
13 be in full force from and after its passage and approval.

14 COMMITTEE REPORT BY: COMMITTEE ON APPROPRIATIONS, dated 2-11-04 - DO
15 PASS, As Amended and Coauthored.