

1 STATE OF OKLAHOMA

2 1st Session of the 51st Legislature (2007)

3 COMMITTEE SUBSTITUTE
4 FOR

5 SENATE BILL 161

6 By: Justice

7 COMMITTEE SUBSTITUTE

8 An Act relating to animals; amending 4 O.S. 2001,
9 Section 41, as amended by Section 2, Chapter 187,
10 O.S.L. 2002 (4 O.S. Supp. 2006, Section 41), which
11 relates to animals chasing or injuring livestock;
12 modifying authorization to kill certain animals for
13 the protection of livestock; providing an effective
14 date; and declaring an emergency.

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

16 SECTION 1. AMENDATORY 4 O.S. 2001, Section 41, as
17 amended by Section 2, Chapter 187, O.S.L. 2002 (4 O.S. Supp. 2006,
18 Section 41), is amended to read as follows:

19 Section 41. A. It shall be lawful for ~~any~~ a person to kill any
20 animal of the family canidae or the family felidae found chasing
21 livestock off the premises of the owner of such animal if the person
22 is the owner or occupant of the property on which the animal is
23 chasing the livestock or if the person is authorized to kill such an
24 animal by the owner or occupant of such property. The owner of any
such animal that kills or injures any livestock shall be jointly and

1 severally liable to any person so damaged, to the full amount of the
2 injury done. The court, before whom a recovery is had for any such
3 injury, shall declare the animal found to have occasioned the injury
4 to be a common nuisance, and order the defendant to kill or cause to
5 be killed, such animal within twenty-four (24) hours after the
6 rendition of the judgment. Appeals shall be allowed in all such
7 cases. Such appeals shall be prosecuted in such manner as
8 prescribed by general statutes governing appeals.

9 B. For purposes of this section:

10 1. "Livestock" means any cattle, bison, hog, sheep, goat,
11 equine, domesticated rabbits, chicken or other poultry and shall
12 include exotic livestock; and

13 2. "Exotic livestock" means commercially raised exotic
14 livestock including animals of the families bovidae, cervidae and
15 antilocapridae or birds of the ratite group.

16 SECTION 2. This act shall become effective July 1, 2007.

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

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