

1 ENGROSSED SENATE
2 BILL NO. 1463

By: Williamson of the Senate

3 -and

4 Richardson of the House

5
6
7 [game and fish - computer-assisted remote control
8 hunting - penalties - license - codification -
9 emergency]

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

12 SECTION 1. AMENDATORY 29 O.S. 2001, Section 5-201, is
13 amended to read as follows:

14 Section 5-201. A. Except as otherwise provided for in this
15 section, no person may utilize at any time, for the purpose of
16 killing or capturing any game mammal, game bird or nongame bird, the
17 following means:

18 1. Any trap, net, snare, cage, pitfall, baited hook or similar
19 device;

20 2. Any drug, poison, narcotic, explosive or similar substance;

21 3. Any swivel or punt gun of greater calibre than ten (10)
22 gauge;

23 4. Any device which generates electricity; or

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1 5. Any device which noticeably suppresses noise from a firearm,
2 commonly known as a silencer.

3 B. No person shall hunt wildlife by computer-assisted remote
4 control hunting.

5 C. No person shall engage in any activity that provides, sells,
6 offers for sale, assists in, or provides facilities for computer-
7 assisted remote control hunting of wildlife.

8 D. The following persons shall be exempt from the prohibition
9 in subsection A of this section:

10 1. The Director, departmental employees and authorized agents
11 when capturing wildlife for propagation or management purposes;

12 2. Any person, group or governmental agency the Director may by
13 written permit authorize, where any species of nongame birds are
14 causing a nuisance or undue economic loss, as may be determined by
15 the Director. Such permit shall state the method of control and
16 specific procedures and conditions as may be deemed appropriate by
17 the Director;

18 3. Any person possessing a scientific purposes license under
19 Section 4-118 of this title; or

20 4. Employees of the ~~State~~ Oklahoma Department of Agriculture,
21 Food, and Forestry Wildlife Services Division and the United States
22 Department of Agriculture Wildlife Services while engaged in
23 wildlife management activities for the protection of agriculture,
24 property, human health and safety and natural resources.

1 ~~C.~~ E. 1. Any person convicted of violating the provisions of
2 subsection A of this section shall be punished by a fine of not less
3 than One Hundred Dollars (\$100.00) nor more than Five Hundred
4 Dollars (\$500.00).

5 2. Any person convicted of violating the provisions of
6 subsection B or C of this section shall be punished by a fine of not
7 less than Two Hundred Fifty Dollars (\$250.00) nor more than Five
8 Hundred Dollars (\$500.00) or by imprisonment in the county jail not
9 exceeding one (1) year, or by both the fine and imprisonment. In
10 addition, the court may order that the hunting or fishing license
11 and privileges of any person convicted of violating the provisions
12 of subsection B or C of this section be revoked for a period of not
13 less than one (1) year but not exceeding five (5) years. The cost
14 of reinstating a hunting or fishing license revoked pursuant to this
15 subsection for residents shall be Two Hundred Dollars (\$200.00) for
16 each license and for nonresidents shall be Five Hundred Dollars
17 (\$500.00) for each license. The reinstatement fee shall be in
18 addition to any other fees required for the hunting or fishing
19 license.

20 SECTION 2. NEW LAW A new section of law to be codified
21 in the Oklahoma Statutes as Section 2-106.1a of Title 29, unless
22 there is created a duplication in numbering, reads as follows:
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1 "Computer-assisted remote control hunting" means the use of a
2 computer or any other device, equipment, or software to remotely
3 control the hunting, taking, or attempting to take wildlife.

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

8 Passed the Senate the 3rd day of March, 2008.

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Presiding Officer of the Senate

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12 Passed the House of Representatives the ____ day of _____,
13 2008.

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Presiding Officer of the House
of Representatives

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