

1 STATE OF OKLAHOMA

2 2nd Session of the 51st Legislature (2008)

3 SENATE BILL 1732

By: Sparks

4
5 AS INTRODUCED

6 An Act relating to game and fish; amending 29 O.S.
7 2001, Section 4-106, as last amended by Section 13,
8 Chapter 138, O.S.L. 2006 (29 O.S. Supp. 2007, Section
9 4-106), which relates to commercial hunting area
licenses; removing residency requirement; and
providing effective date.

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

13 SECTION 1. AMENDATORY 29 O.S. 2001, Section 4-106, as
14 last amended by Section 13, Chapter 138, O.S.L. 2006 (29 O.S. Supp.
15 2007, Section 4-106), is amended to read as follows:

16 Section 4-106. A. No person may propagate or hold in captivity
17 any wildlife or domesticated animals hunted for sport for commercial
18 hunting area purposes without having procured a license for such
19 from the Director. Licenses shall be classified as big game, upland
20 game, or a combination of big game and upland game.

21 1. A big game license shall be required for legally acquired
22 exotic ungulates, domesticated animals so designated by the Oklahoma
23 Wildlife Conservation Commission, exotic swine, and legally acquired
24 whitetail and mule deer, turkey and other species of big game

1 lawfully taken under the provisions of subsection A of Section 5-411
2 and Section 5-401 of this title. Wildlife that has been crossbred
3 with exotic wildlife shall be considered native and not exotic
4 unless documentation shows otherwise.

5 2. An upland game license shall be required for legally
6 acquired captive-raised pheasants, all species of quail, Indian
7 chukars, water fowl, and other similar or suitable gallinaceous
8 birds; and shall include turkey if no other big game species are
9 listed on the license/application.

10 B. Before obtaining such license or a renewal of such license
11 the applicant shall:

12 1. Submit proof that such wildlife or domesticated animals
13 hunted for sport will be or have been secured from a source other
14 than the wild stock in this state. Any person obtaining or renewing
15 such license shall submit a true and complete inventory of said
16 animals before such license shall be approved; and

17 2. Such license shall specifically list the different species
18 and/or subspecies to be hunted on the listed hunting area or
19 premises; ~~and~~

20 ~~3. Submit proof of being an Oklahoma resident.~~

21 C. Any game warden of the Oklahoma Department of Wildlife
22 Conservation shall have authority to inspect any and all records and
23 invoices pertaining to the commercial hunting operations of any
24 person licensed or requesting licensure pursuant to this section and

1 additionally shall have the authority to inspect any and all
2 facilities, equipment and property connected to the hunting
3 operation of any person licensed or requesting licensure pursuant to
4 this section.

5 D. 1. The annual fee for a commercial hunting area license for
6 upland game under this section shall be One Hundred Dollars
7 (\$100.00).

8 2. The annual fee for a commercial hunting area license for big
9 game or a combination of big game and upland game pursuant to this
10 section shall be Five Hundred Dollars (\$500.00).

11 E. All licenses issued pursuant to this section shall expire on
12 June 30 of each year.

13 F. Exemptions from this license requirement shall be operators
14 of running pens used for the performance test or training of dogs.
15 Operators of such running pens may acquire coyotes from wild stock
16 without having to possess a fur dealer's license for such purpose
17 and no license shall be required of those involved in performance
18 testing or training dogs in such running pens so long as no other
19 wildlife are taken or hunted in any manner.

20 G. Any person convicted of violating the provisions of this
21 section shall be punished by a fine of not less than Five Hundred
22 Dollars (\$500.00) nor more than One Thousand Five Hundred Dollars
23 (\$1,500.00), or by imprisonment in the county jail not to exceed
24 sixty (60) days, or by both such fine and imprisonment.

1 H. Any person convicted of violating the provisions of this
2 section shall have the commercial hunting area license revoked. No
3 new license shall be issued for a period of six (6) months from and
4 after the date on which the revocation order becomes effective.

5 I. The Department is authorized to promulgate rules pertaining
6 to commercial hunting areas.

7 SECTION 2. This act shall become effective November 1, 2008.

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