

ENROLLED HOUSE
BILL NO. 1761

By: Enns and Sherrer of the
House

and

Barrington of the Senate

An Act relating to game and fish; amending 29 O.S. 2001, Sections 5-209 and 5-210, as amended by Sections 1 and 2, Chapter 136, O.S.L. 2008 (29 O.S. Supp. 2008, Sections 5-209 and 5-210), which relate to crossbow permits; authorizing the use of a mechanical bow draw device by certain persons; providing for issuance of a permit; modifying certain prohibition; and declaring an emergency.

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

SECTION 1. AMENDATORY 29 O.S. 2001, Section 5-209, as amended by Section 1, Chapter 136, O.S.L. 2008 (29 O.S. Supp. 2008, Section 5-209), is amended to read as follows:

Section 5-209. A. The Director of the Department of Wildlife Conservation may permit the hunting or taking of wildlife by the use of a crossbow or by use of a conventional longbow with a device that permits the bow to be held mechanically at full or partial draw by persons, otherwise qualified, who:

1. Have a permanent disability to the extent that they cannot physically use a conventional longbow, as certified by a physician licensed to practice medicine in this state or in any state which borders this state. A person who qualifies to use a crossbow or mechanical bow draw device pursuant to this paragraph shall have in their possession while in the field, written evidence of the certification; or

2. Are legal residents of Oklahoma and are sixty (60) years of age or older.

B. Any ~~crossbow~~ permit issued pursuant to this section shall also allow the permittee to take deer by crossbow or by a conventional longbow with a mechanical bow draw device according to Department rules during legal open archery deer season.

C. Upon the request of a person holding a crossbow permit issued by the Director before July 1, 2000, the Department shall send to the person a copy of the physician-issued certificate on file for that person.

SECTION 2. AMENDATORY 29 O.S. 2001, Section 5-210, as amended by Section 2, Chapter 136, O.S.L. 2008 (29 O.S. Supp. 2008, Section 5-210), is amended to read as follows:

Section 5-210. Except as otherwise authorized in Section 5-209 of this title, the use of the crossbow or a conventional longbow with a device that permits the bow to be held mechanically at full or partial draw shall be prohibited in the hunting, taking or attempting to take of any wildlife.

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

Passed the House of Representatives the 2nd day of March, 2009.

Presiding Officer of the House of
Representatives

Passed the Senate the 14th day of April, 2009.

Presiding Officer of the Senate