

THE HOUSE OF REPRESENTATIVES
Wednesday, February 24, 2010

House Bill No. 2720

HOUSE BILL NO. 2720 - By: MCCULLOUGH of the House and ANDERSON of the Senate.

An Act relating to crimes and punishments; making certain acts unlawful; providing penalties; repealing 21 O.S. 2001, Sections 1702, 1703, 1704, 1705, 1706, 1707, 1708, 1709, 1710, 1711, 1712, 1713, Section 2, Chapter 186, O.S.L. 2002, 1714, 1715, 1716, as amended by Section 1, Chapter 324, O.S.L. 2002, 1717, 1718, 1719, 1719.1, 1719.2, 1720, as amended by Section 1, Chapter 186, O.S.L. 2002, 1721, 1722, 1723, 1724, 1726, 1727, 1728, 1731, 1731.1, 1732, as amended by Section 1, Chapter 287, O.S.L. 2009, 1737, 1740, as amended by Section 1, Chapter 21, O.S.L. 2005, Section 1, Chapter 54, O.S.L. 2009, Section 1, Chapter 122, O.S.L. 2004, and Sections 1, 2, 3 and 4, Chapter 147, O.S.L. 2006 (21 O.S. Supp. 2009, Sections 1713.1, 1716, 1720, 1732, 1740, 1740.1, 1741, 1742.1, 1742.2, 1742.3 and 1742.4), which relate to larceny; providing for codification; and providing an effective date.

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

- 1 SECTION 1. NEW LAW A new section of law to be codified in the Oklahoma
2 Statutes as Section 1745 of Title 21, unless there is created a duplication in numbering,
3 reads as follows:
- 4 A. When the property taken is of a value of Ten Thousand Dollars (\$10,000.00) or
5 more, or if the property was taken from the person of another, the offender shall be guilty
6 of a felony punishable by imprisonment in the custody of the Department of Corrections
7 not to exceed ten (10) years, or by a fine not to exceed the value of the property taken or

1 Ten Thousand Dollars (\$10,000.00), whichever is greater, or by both such fine and
2 imprisonment.

3 B. When the property taken is of a value of Five Thousand Dollars (\$5,000.00) or
4 more but less than Ten Thousand Dollars (\$10,000.00), or if the property was taken from
5 any dwelling, the offender shall be guilty of a felony punishable by imprisonment in the
6 custody of the Department of Corrections not to exceed five (5) years, or by a fine not to
7 exceed Ten Thousand Dollars (\$10,000.00), or by both such fine and imprisonment.

8 C. When the property taken is of a value of One Thousand Dollars (\$1,000.00) or
9 more but less than Five Thousand Dollars (\$5,000.00), or if the property was taken from
10 any structure, the offender shall be guilty of a felony punishable by incarceration in the
11 county jail not to exceed one (1) year or by imprisonment in the custody of the
12 Department of Corrections not to exceed two (2) years, or by a fine not to exceed Five
13 Thousand Dollars (\$5,000.00), or by both such fine and imprisonment.

14 D. When the property taken is of a value of Five Hundred Dollars (\$500.00) or more
15 but less than One Thousand Dollars (\$1,000.00), the offender shall be guilty of a felony
16 punishable by incarceration in the county jail not to exceed one (1) year, or by a fine not
17 to exceed One Thousand Dollars (\$1,000.00), or by both such fine and imprisonment.

18 E. When the property taken is of a value less than Five Hundred Dollars (\$500.00),
19 the offender shall be guilty of a misdemeanor punishable by incarceration in the county
20 jail not to exceed one (1) year, or by a fine not to exceed Five Hundred Dollars (\$500.00),
21 or by both such fine and imprisonment.

1 SECTION 2. REPEALER 21 O.S. 2001, Sections 1702, 1703, 1704, 1705, 1706,
2 1707, 1708, 1709, 1710, 1711, 1712 and 1713, are hereby repealed.

3 SECTION 3. REPEALER Section 2, Chapter 186, O.S.L. 2002 (21 O.S. Supp.
4 2009, Section 1713.1), is hereby repealed.

5 SECTION 4. REPEALER 21 O.S. 2001, Sections 1714 and 1715, are hereby
6 repealed.

7 SECTION 5. REPEALER 21 O.S. 2001, Section 1716, as amended by Section
8 1, Chapter 324, O.S.L. 2002 (21 O.S. Supp. 2009, Section 1716), is hereby repealed.

9 SECTION 6. REPEALER 21 O.S. 2001, Sections 1717, 1718, 1719, 1719.1 and
10 1719.2, are hereby repealed.

11 SECTION 7. REPEALER 21 O.S. 2001, Section 1720, as amended by Section
12 1, Chapter 186, O.S.L. 2002 (21 O.S. Supp. 2009, Section 1720), is hereby repealed.

13 SECTION 8. REPEALER 21 O.S. 2001, Sections 1721, 1722, 1723, 1724, 1726,
14 1727, 1728, 1731 and 1731.1, are hereby repealed.

15 SECTION 9. REPEALER 21 O.S. 2001, Section 1732, as amended by Section
16 1, Chapter 287, O.S.L. 2009 (21 O.S. Supp. 2009, Section 1732), is hereby repealed.

17 SECTION 10. REPEALER 21 O.S. 2001, Section 1737, is hereby repealed.

18 SECTION 11. REPEALER 21 O.S. 2001, Section 1740, as amended by Section
19 1, Chapter 21, O.S.L. 2005 (21 O.S. Supp. 2009, Section 1740), is hereby repealed.

20 SECTION 12. REPEALER Section 1, Chapter 54, O.S.L. 2009 (21 O.S. Supp.
21 2009, Section 1740.1), is hereby repealed.

1 SECTION 13. REPEALER Section 1, Chapter 122, O.S.L. 2004 (21 O.S. Supp.
2 2009, Section 1741), is hereby repealed.

3 SECTION 14. REPEALER Sections 1, 2, 3 and 4, Chapter 147, O.S.L. 2006 (21
4 O.S. Supp. 2009, Sections 1742.1, 1742.2, 1742.3 and 1742.4), are hereby repealed.

5 SECTION 15. This act shall become effective November 1, 2010.

6 COMMITTEE REPORT BY: COMMITTEE ON JUDICIARY, dated 02-23-10 - DO PASS,
7 As Coauthored.