

1 STATE OF OKLAHOMA

2 1st Session of the 52nd Legislature (2009)

3 HOUSE BILL 2154

By: Armes

4  
5 AS INTRODUCED

6 An Act relating to game and fish; amending Section 2,  
7 Chapter 63, O.S.L. 2008 (29 O.S. Supp. 2008, Section  
8 7-209), which relates to trespass on certain lands;  
9 modifying penalty; defining term; and providing an  
10 effective date.

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

12 SECTION 1. AMENDATORY Section 2, Chapter 63, O.S.L. 2008  
13 (29 O.S. Supp. 2008, Section 7-209), is amended to read as follows:

14 Section 7-209. A. Any person who willfully enters a facility  
15 licensed pursuant to the Oklahoma Farmed Cervidae Act or a  
16 commercial hunting area licensed pursuant to Section 4-106 of Title  
17 ~~29 of the Oklahoma Statutes~~ this title without permission by the  
18 owner shall be deemed guilty of trespass and, upon conviction  
19 thereof, shall be fined in any sum not to exceed Two Hundred Fifty  
20 Dollars (\$250.00).

21 B. Any person who willfully enters a facility licensed pursuant  
22 to the Oklahoma Farmed Cervidae Act or a big game commercial hunting  
23 area licensed pursuant to Section 4-106 of ~~Title 29 of the Oklahoma~~  
24 ~~Statutes~~ this title and hunts, takes or attempts to take a cervidae

1 or wildlife without permission by the owner shall be deemed guilty  
2 of a misdemeanor and, upon conviction thereof, shall be punished by  
3 a fine of not less than ~~One Thousand Five Hundred Dollars~~  
4 ~~(\$1,500.00)~~ Two Thousand Five Hundred Dollars (\$2,500.00) nor more  
5 than ~~Five Thousand Dollars (\$5,000.00)~~ Ten Thousand Dollars  
6 (\$10,000.00) or by imprisonment in the county jail not to exceed  
7 sixty (60) days, or by both such fine and imprisonment, and in  
8 addition, the court shall order restitution for actual damages  
9 incurred. For purposes of this subsection, "actual damages"  
10 includes, but is not limited to, damages to real or personal  
11 property wherein the person willfully entering a licensed facility  
12 hunts, shoots, shoots at, kills, attempts to kill, disturbs, hazes,  
13 takes, or attempts to take any personal property of the owner  
14 without permission from the owner.

15 SECTION 2. This act shall become effective November 1, 2009.

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17 52-1-5507 MMP 12/31/08  
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