

1 STATE OF OKLAHOMA

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

3 SENATE BILL 248

By: Ford

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7 AS INTRODUCED

8 An Act relating to game and fish; amending 29 O.S.
9 2001, Section 7-101, which relates to dams
10 constructed by the United States; expanding
11 exceptions to certain prohibitions; deleting obsolete
12 language; and providing an effective date.

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

15 SECTION 1. AMENDATORY 29 O.S. 2001, Section 7-101, is
16 amended to read as follows:

17 Section 7-101. A. No person shall enter, swim, wade, operate a
18 boat or operate or float any floating device in any safety zone.
19 This provision shall not be construed to prohibit fishing from the
20 bank or shore when otherwise lawful.

21 B. The Oklahoma Department of Wildlife Conservation shall have
22 the authority to maintain buoy lines, cable nets or any other device
23 which it may find necessary to keep persons, boats or floating
24 devices out of the safety zone and shall have authority to erect

1 signs or other warning devices to mark the existence and extent of
2 safety zones. The Department shall be exempt from any penalty
3 should it fail to comply with this provision.

4 C. In all water bounded by a turbine outlet, a continuous
5 warning signal by means of a horn shall be sounded for a period of
6 five (5) minutes prior to the opening of the dam's gates and the
7 releasing of water through the same, in order that the public shall
8 have notice thereof.

9 D. Subsections A and B of this section shall not be applicable
10 to the waters below any particular dam when, and to the extent that,
11 such application would be in conflict with the laws of the United
12 States or valid rules and regulations promulgated thereunder.
13 Further, the lack of any such line, net, device or sign, pursuant to
14 subsection B of this section, shall not prevent a violation of
15 subsection A from taking effect.

16 E. This section shall apply to all federal dams with the
17 exception of Salt Plains Lake, Tenkiller Lake, Fort Supply Lake,
18 Copan Lake, Hulah Lake, and Canton Lake.

19 F. Any person convicted of violating the provisions of this
20 section shall be punished by ~~the imposition of~~ a fine of not less
21 than Ten Dollars (\$10.00) nor more than Fifty Dollars (\$50.00), or
22 by imprisonment in the county jail ~~for a period not to exceed~~ not
23 exceeding thirty (30) days, or ~~by both said~~ such fine and
24 imprisonment.

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

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