

1 STATE OF OKLAHOMA

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

3 SENATE BILL 277

By: Schulz

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5
6 AS INTRODUCED

7 An Act relating to game and fish; amending Section 2,
8 Chapter 63, O.S.L. 2008 (29 O.S. Supp. 2008, Section
9 7-209), which relates to trespassing and unauthorized
10 hunting on commercial hunting areas; modifying
11 penalty; and providing an effective date.

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

13 SECTION 1. AMENDATORY Section 2, Chapter 63, O.S.L. 2008
14 (29 O.S. Supp. 2008, Section 7-209), is amended to read as follows:

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

22 B. Any person who willfully enters a facility licensed pursuant
23 to the Oklahoma Farmed Cervidae Act or a big game commercial hunting
24 area licensed pursuant to Section 4-106 of ~~Title 29 of the Oklahoma~~

1 ~~Statutes~~ this title and hunts, takes or attempts to take a cervidae
2 or wildlife without permission by the owner shall:

3 1. For the first offense, be deemed guilty of a misdemeanor
4 and, upon conviction thereof, shall be punished by a fine of not
5 less than One Thousand Five Hundred Dollars (\$1,500.00) nor more
6 than Five Thousand Dollars (\$5,000.00) or by imprisonment in the
7 county jail not to exceed sixty (60) days, or by both such fine and
8 imprisonment, and in addition, the court shall order restitution for
9 actual damages incurred; and

10 2. For a second or any subsequent offense, be deemed guilty of
11 a felony and, upon conviction thereof, shall be punished by a fine
12 of not less than One Thousand Five Hundred Dollars (\$1,500.00) nor
13 more than Five Thousand Dollars (\$5,000.00) or by imprisonment in
14 the custody of the Department of Corrections for a period of not
15 more than one (1) year, or by both such fine and imprisonment, and
16 in addition, the court shall order restitution for actual damages
17 incurred.

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

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20 52-1-948 JT 3/6/2009 3:32:18 AM

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