

1 STATE OF OKLAHOMA

2 2nd Session of the 53rd Legislature (2012)

3 CONFERENCE COMMITTEE SUBSTITUTE
4 FOR ENGROSSED

5 SENATE BILL 1716

By: Sparks and Brecheen of the
Senate

6 and

7 Armes, Roberts (Sean),
8 Cockroft and Dorman of the
9 House

10 CONFERENCE COMMITTEE SUBSTITUTE

11 An Act relating to crimes and punishments; making it
12 unlawful to cut or damage a fence used for certain
13 purposes; providing penalties; providing exceptions;
14 providing for codification; providing an effective
15 date; and declaring an emergency.

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

17 SECTION 1. NEW LAW A new section of law to be codified
18 in the Oklahoma Statutes as Section 1791 of Title 21, unless there
19 is created a duplication in numbering, reads as follows:

20 A. Any person who, without good cause, maliciously and
21 knowingly cuts or damages a fence used for the production or
22 containment of cattle, bison, horses, sheep, swine, goats, domestic
23 fowl, exotic livestock, exotic poultry or any game animals or
24 domesticated game such that there is a loss or damage to the

1 property is guilty of a misdemeanor. Any person convicted of a
2 second or subsequent offense pursuant to this section shall be
3 guilty of a felony punishable by a fine not exceeding One Thousand
4 Dollars (\$1,000.00), or by imprisonment in the State Penitentiary
5 not exceeding two (2) years, or by both such fine and imprisonment.

6 B. The provisions of subsection A of this section shall not
7 apply to any activities:

8 1. Performed pursuant to the Seismic Exploration Regulation
9 Act;

10 2. Performed pursuant to Sections 318.2 through 318.9 of Title
11 52 of the Oklahoma Statutes; or

12 3. That are subject to the regulation of the Oklahoma
13 Corporation Commission or the Federal Energy Regulatory Commission.

14 SECTION 2. This act shall become effective July 1, 2012.

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

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