

1 ENGROSSED HOUSE
2 BILL NO. 1348

By: Newell of the House

3 and

4 Coates of the Senate
5
6

7 An Act relating to game and fish; allowing a certain
8 taxidermy specimen to be sold at an estate sale under
9 certain conditions; requiring written permission of
10 the Director of Wildlife Conservation; authorizing
11 the Director to require submission of certain
12 documents or information; providing exception for
13 certain animals; defining terms; providing for
14 codification; and declaring an emergency.

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

16 SECTION 1. NEW LAW A new section of law to be codified
17 in the Oklahoma Statutes as Section 5-411.2 of Title 29, unless
18 there is created a duplication in numbering, reads as follows:

19 A. A taxidermy specimen of native wildlife may be sold at an
20 estate sale only if the specimen is a part of the personal property
21 of an owner whose estate is being liquidated at the sale and the
22 Director of Wildlife Conservation grants written permission prior to
23 the sale. The Director may require submission of any documents or
24 information as is necessary to determine the reason for and type of
sale that is being conducted.

1 B. 1. The provisions of this section shall not apply to a
2 taxidermy specimen of:

- 3 a. privately owned domesticated animal as defined in
4 Section 2-108.1 of Title 29 of the Oklahoma Statutes,
- 5 b. farmed cervidae from a farmed cervidae facility licensed
6 pursuant to the Oklahoma Farmed Cervidae Act,
- 7 c. any exotic wildlife as defined in Section 2-109.1 of
8 Title 29 of the Oklahoma Statutes,
- 9 d. any wildlife or domesticated animal legally harvested
10 from a commercial hunting area licensed pursuant to
11 Section 4-106 of Title 29 of the Oklahoma Statutes, and
- 12 e. any native wildlife, the selling, buying, or trading of
13 which is otherwise allowed by state law.

14 2. The provisions of this section shall not be construed to
15 allow the selling, buying or trading of a taxidermy specimen of any
16 wildlife which is otherwise prohibited by state law or by federal
17 law or regulation, including but not limited to migratory birds.

18 C. For purposes of this section:

19 1. "Estate sale" means a type of sale or auction to dispose of
20 a substantial portion of the real or personal property owned by a
21 person who is recently deceased or owned by a person who must
22 dispose of property to facilitate a move into a situation where the
23 person will be unable to keep the property, such as to an assisted
24 living facility, retirement community, rest home or other living

