

1 ENGROSSED HOUSE
2 BILL NO. 1474

By: Armes of the House

and

Fields of the Senate

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7 An Act relating to game and fish; amending Section 2,
8 Chapter 63, O.S.L. 2008, as amended by Section 1,
9 Chapter 266, O.S.L. 2009 (29 O.S. Supp. 2010, Section
10 7-209), which relates to the Oklahoma Wildlife
11 Conservation Code; increasing maximum fine amount for
12 trespass; and providing an effective date.

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

14 SECTION 1. AMENDATORY Section 2, Chapter 63, O.S.L.
15 2008, as amended by Section 1, Chapter 266, O.S.L. 2009 (29 O.S.
16 Supp. 2010, Section 7-209), is amended to read as follows:

17 Section 7-209. A. Any person who willfully enters a facility
18 licensed pursuant to the Oklahoma Farmed Cervidae Act or a
19 commercial hunting area licensed pursuant to Section 4-106 of this
20 title without permission by the owner shall be deemed guilty of
21 trespass and, upon conviction thereof, shall be fined in any sum not
22 to exceed ~~Two Hundred Fifty Dollars (\$250.00)~~ One Thousand Five
23 Hundred Dollars (\$1,500.00).

1 B. Any person who willfully enters a facility licensed pursuant
2 to the Oklahoma Farmed Cervidae Act or a big game commercial hunting
3 area licensed pursuant to Section 4-106 of this title and hunts,
4 takes or attempts to take a cervidae or wildlife without permission
5 by the owner shall be deemed guilty of a misdemeanor and, upon
6 conviction thereof, shall be punished by a fine of not less than Two
7 Thousand Five Hundred Dollars (\$2,500.00) nor more than Ten Thousand
8 Dollars (\$10,000.00) or by imprisonment in the county jail not to
9 exceed sixty (60) days, or by both such fine and imprisonment, and
10 in addition, the court shall order restitution for actual damages
11 incurred. For purposes of this subsection, "actual damages"
12 includes, but is not limited to, damages to real or personal
13 property wherein the person willfully entering a licensed facility
14 hunts, shoots, shoots at, kills, attempts to kill, disturbs, hazes,
15 takes, or attempts to take any personal property of the owner
16 without permission from the owner.

17 SECTION 2. This act shall become effective November 1, 2011.
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