ENGROSSED HOUSE AMENDMENT
TO
ENGROSSED SENATE BILL NO. 708 By: Sparks and Fields of the Senate

and

Hardin of the House

[crimes and punishments - making it unlawful to cut or damage a fence used for certain purposes - providing penalties - providing exceptions - codification - effective date - emergency]

AUTHORS: Add the following House Coauthors: Biggs, Roberts (Sean) and Cockroft

AMENDMENT NO. 1. Strike the stricken title, enacting clause and entire bill and insert

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

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

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

A. Any person who, without good cause, maliciously and knowingly cuts or damages a fence used for the production or containment of cattle, bison, horses, sheep, swine, goats, domestic fowl, exotic livestock, exotic poultry or any game animals or domesticated game such that there is a loss or damage to the property is guilty of a misdemeanor. Any person convicted of a second or subsequent offense pursuant to this section shall be guilty of a felony punishable by a fine not exceeding One Thousand Dollars ($1,000.00), or by imprisonment in the custody of the Department of Corrections not exceeding two (2) years, or by both such fine and imprisonment.

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

1. Performed pursuant to the Seismic Exploration Regulation Act;

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

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

SECTION 2. This act shall become effective July 1, 2013.

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

Passed the House of Representatives the 16th day of April, 2013.

_____
Presiding Officer of the House of Representatives

Passed the Senate the ____ day of _____, 2013.

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Presiding Officer of the Senate

ENGROSSED SENATE
BILL NO. 708 By: Sparks and Fields of the Senate

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[crimes and punishments - making it unlawful to cut or damage a fence used for certain purposes - providing penalties - providing exceptions - codification - effective date - emergency]

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

SECTION 4. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 1791 of Title 21, unless there is created a duplication in numbering, reads as follows:

A. Any person who, without good cause, maliciously and knowingly cuts or damages a fence used for the production or containment of cattle, bison, horses, sheep, swine, goats, domestic fowl, exotic livestock, exotic poultry or any game animals or domesticated game such that there is a loss or damage to the property is guilty of a misdemeanor. Any person convicted of a second or subsequent offense pursuant to this section shall be guilty of a felony punishable by a fine not exceeding One Thousand Dollars ($1,000.00), or by imprisonment in the custody of the

Department of Corrections not exceeding two (2) years, or by both such fine and imprisonment.

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

1. Performed pursuant to the Seismic Exploration Regulation Act;

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

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

SECTION 5. This act shall become effective July 1, 2013.

SECTION 6. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.

Passed the Senate the 13th day of March, 2013.

_____
Presiding Officer of the Senate

Passed the House of Representatives the ____ day of _____, 2013.

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Presiding Officer of the House of Representatives