

COMMITTEE AMENDMENT
HOUSE OF REPRESENTATIVES
State of Oklahoma

SPEAKER:

CHAIR:

I move to amend HB2613 _____
Of the printed Bill
Page _____ Section _____ Lines _____
Of the Engrossed Bill

By striking the Title, the Enacting Clause, the entire bill, and by inserting in lieu thereof the following language:

AMEND TITLE TO CONFORM TO AMENDMENTS

Adopted: _____

Amendment submitted by: Steve Martin

Reading Clerk

1 STATE OF OKLAHOMA

2 2nd Session of the 54th Legislature (2014)

3 PROPOSED COMMITTEE
4 SUBSTITUTE
5 FOR
6 HOUSE BILL NO. 2613

By: Martin (Steve)

7
8 PROPOSED COMMITTEE SUBSTITUTE

9 An Act relating to crimes and punishments; amending
10 21 O.S. 2011, Section 1685, which relates to cruelty
11 to animals; modifying certain felony acts; providing
12 that certain acts will be a misdemeanor; providing
13 that certain acts are not prohibited; providing that
14 certain acts are not required; and providing an
15 effective date.

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

17 SECTION 1. AMENDATORY 21 O.S. 2011, Section 1685, is
18 amended to read as follows:

19 Section 1685. A. Any person who shall willfully or maliciously
20 torture, destroy or kill, or cruelly beat or injure, maim or
21 mutilate any animal in subjugation or captivity, whether wild or
22 tame, and whether belonging to the person or to another, or deprive
23 any such animal of necessary food, drink, or shelter, ~~or veterinary~~
24 ~~care to prevent suffering~~ and, as a result, cause the death, severe
physical pain or prolonged suffering to the animal; or who shall
cause, procure or permit any such animal to be so tortured,

1 destroyed or killed, or cruelly beaten or injured, maimed or
2 mutilated, or deprived of necessary food, drink, or shelter, ~~or~~
3 ~~veterinary care to prevent suffering~~ and, as a result, cause the
4 death, severe physical pain or prolonged suffering to the animal; or
5 who shall willfully set on foot, instigate, engage in, or in any way
6 further any act of cruelty to any animal, or any act tending to
7 produce such cruelty, shall be guilty of a felony and shall be
8 punished by imprisonment in the ~~State Penitentiary~~ custody of the
9 Department of Corrections not exceeding five (5) years, or by
10 imprisonment in the county jail not exceeding one (1) year, or by a
11 fine not exceeding Five Thousand Dollars (\$5,000.00). Any animal so
12 maltreated or abused shall be considered an abused or neglected
13 animal.

14 B. Any person who overdrives, overworks, ill-treats any animal,
15 inflicts unnecessary pain or suffering upon any animal, or
16 unnecessarily fails to provide any animal with proper food, drink,
17 shelter, air, space, protection from the weather or veterinary care
18 to prevent suffering shall be guilty of a misdemeanor.

19 C. Nothing in this section shall be interpreted as prohibiting
20 any owner of an animal, or person who has effective consent of the
21 owner, from humanely destroying or causing to be humanely destroyed
22 said animal by use of a firearm.

23 D. Nothing in this section shall be interpreted as requiring
24 the owner of an animal, or a person having effective consent of the

1 owner, to seek veterinary care prior to humanely destroying said
2 animal pursuant to subsection B of this section.

3 E. Nothing in this section shall be interpreted as requiring
4 the owner of an animal, or a person having the effective consent of
5 the owner, to seek a new owner, caregiver or animal shelter for the
6 animal prior to humanely destroying said animal pursuant to
7 subsection B of this section.

8 SECTION 2. This act shall become effective November 1, 2014.

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10 54-2-9851 AMM 02/05/14

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