

**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

STATE OF OKLAHOMA

2nd Session of the 54th Legislature (2014)

PROPOSED COMMITTEE  
SUBSTITUTE  
FOR  
HOUSE BILL NO. 2613

By: Martin (Steve)

PROPOSED COMMITTEE SUBSTITUTE

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

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

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

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

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

15 B. Any person who inflicts unnecessary pain or suffering upon  
16 any animal, or unnecessarily fails to provide any animal with proper  
17 nutrition, hydration or veterinary care to prevent suffering, shall  
18 be guilty of a misdemeanor.

19 C. Nothing in this section shall be interpreted as prohibiting  
20 the 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 C 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 C of this section.

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

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10 54-2-10343 AMM 02/24/14

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