

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 2nd Session of the 54th Legislature (2014)

4 COMMITTEE SUBSTITUTE
5 FOR ENGROSSED
6 SENATE BILL NO. 2071

By: Sykes of the Senate

and

McBride and Cleveland of
the House

10 COMMITTEE SUBSTITUTE

11 An Act relating to crimes and punishments; amending
12 21 O.S. 2011, Sections 1212 and 1213, as amended by
13 Section 1, Chapter 187, O.S.L. 2012 (21 O.S. Supp.
14 2013, Section 1213), which relate to the unlawful
15 removal of objects from a disaster area; clarifying
16 scope of crime; providing penalty; and providing an
17 effective date.

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

19 SECTION 1. AMENDATORY 21 O.S. 2011, Section 1212, is
20 amended to read as follows:

21 Section 1212. A. It shall be unlawful for any person except an
22 authorized person to proceed to or to remain at a disaster area for
23 the purpose of being a bystander, spectator, sightseer or souvenir
24 hunter; ~~or.~~

1 B. It shall be unlawful for any such person to take or remove
2 from the disaster area, or disturb or move, any material objects,
3 equipment or thing either directly or indirectly relating or
4 pertaining to the disaster.

5 SECTION 2. AMENDATORY 21 O.S. 2011, Section 1213, as
6 amended by Section 1, Chapter 187, O.S.L. 2012 (21 O.S. Supp. 2013,
7 Section 1213), is amended to read as follows:

8 Section 1213. 1. It is a misdemeanor for any person to violate
9 any of the provisions of Section 1209 et seq. of this title.

10 2. Every person convicted of a misdemeanor for violating any
11 provision of Section 1209 et seq. of this title shall be punished by
12 a fine of not more than Three Thousand Dollars (\$3,000.00) or by
13 imprisonment for not more than one (1) year, or by both such fine
14 and imprisonment.

15 3. Notwithstanding the provisions of paragraph 1 of this
16 section, a violation of subsection B of Section 1212 of this title
17 is a felony punishable by imprisonment in the custody of the
18 Department of Corrections not exceeding seven (7) years and not less
19 than two (2) years.

20 SECTION 3. This act shall become effective November 1, 2014.

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22 COMMITTEE REPORT BY: COMMITTEE ON JUDICIARY, dated 04/09/2014 - DO
23 PASS, As Amended and Coauthored.

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