

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 1st Session of the 54th Legislature (2013)

4 COMMITTEE SUBSTITUTE
5 FOR ENGROSSED
6 SENATE BILL NO. 780

By: Brecheen of the Senate

and

McCall of the House

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10 COMMITTEE SUBSTITUTE

11 An Act relating to game and fish; amending 29 O.S.
12 2011, Section 7-205, which relates to fines for
13 persons convicted of improper disposal of wildlife;
14 raising the minimum fine; providing for revocation of
15 certain licenses for violations; and providing an
16 effective date.

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

18 SECTION 1. AMENDATORY 29 O.S. 2011, Section 7-205, is
19 amended to read as follows:

20 Section 7-205. A. ~~No~~ Excluding furbearers and coyotes, no
21 person may capture, kill, mutilate or destroy any wildlife protected
22 by law and remove the head, claws, teeth, hide, antlers, horns or
23 any or all of such parts from the body with the intent to abandon
24 the body.

1 B. ~~No~~ Excluding furbearers and coyotes, no person may capture
2 or mutilate any living wildlife protected by law by removing the
3 claws, teeth, hide, antlers, horns or any or all of such parts from
4 the body.

5 C. No person may kill any wildlife protected by law and abandon
6 the body without disposing of the body in the most appropriate
7 manner.

8 D. Any person convicted of violating the provisions of this
9 section shall be punished by a fine of not less than ~~One Hundred~~
10 ~~Dollars (\$100.00)~~ Five Hundred Dollars (\$500.00) nor more than One
11 Thousand Dollars (\$1,000.00), or by imprisonment in the county jail
12 for not more than one (1) year, or by both fine and imprisonment.

13 E. Any hunting or fishing license issued to a person by the
14 Department of Wildlife Conservation shall be automatically revoked
15 upon conviction of the person of violating the provisions of this
16 section. The revocation shall be for a period set by the court of
17 not less than one (1) year nor more than ten (10) years. If the
18 court does not set a period, the revocation shall be for one (1)
19 year from the date of the conviction. During this period of
20 revocation, the Department shall not issue the person a hunting or
21 fishing license. If the court does not set a revocation period, the
22 Department shall not issue that person a license within one (1) year
23 of the conviction of the person pursuant to this section. A person
24 who has a license or permit revoked pursuant to this section shall

1 surrender the revoked license or permit to the court. The court
2 shall send the Department of Wildlife Conservation the revoked
3 license and a copy of the judgment of conviction. For purposes of
4 this section, "conviction" shall include a plea of guilty or nolo
5 contendere to an offense or the imposition of deferred adjudication
6 for an offense.

7 SECTION 2. This act shall become effective November 1, 2013.

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9 COMMITTEE REPORT BY: COMMITTEE ON AGRICULTURE AND WILDLIFE, dated
10 04/08/2013 - DO PASS, As Amended.

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