

1 **SENATE FLOOR VERSION**

2 February 27, 2013

3 **AS AMENDED**

4 SENATE BILL NO. 708

By: Sparks of the Senate

and

Hardin of the House

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

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

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

17 A. Any person who, without good cause, maliciously and
18 knowingly cuts or damages a fence used for the production or
19 containment of cattle, bison, horses, sheep, swine, goats, domestic
20 fowl, exotic livestock, exotic poultry or any game animals or
21 domesticated game such that there is a loss or damage to the
22 property is guilty of a misdemeanor. Any person convicted of a
23 second or subsequent offense pursuant to this section shall be
24 guilty of a felony punishable by a fine not exceeding One Thousand

1 Dollars (\$1,000.00), or by imprisonment in the custody of the
2 Department of Corrections not exceeding two (2) years, or by both
3 such fine and imprisonment.

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

6 1. Performed pursuant to the Seismic Exploration Regulation
7 Act;

8 2. Performed pursuant to Sections 318.2 through 318.9 of Title
9 52 of the Oklahoma Statutes; or

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

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

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

17 COMMITTEE REPORT BY: COMMITTEE ON APPROPRIATIONS
18 February 27, 2013 - DO PASS AS AMENDED

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