

1 STATE OF OKLAHOMA

2 1st Session of the 54th Legislature (2013)

3 HOUSE BILL 1074

By: Renegar

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5
6 AS INTRODUCED

7 An Act relating to game and fish; amending 29 O.S.
8 2011, Section 4-101, which relates to license usage;
9 requiring the Department of Wildlife Conservation to
10 locate a check station in certain counties; requiring
11 an additional check station in certain counties; and
12 providing an effective date.

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

14 SECTION 1. AMENDATORY 29 O.S. 2011, Section 4-101, is
15 amended to read as follows:

16 Section 4-101. A. All licenses and permits issued by the
17 Director of Wildlife Conservation, the Department of Wildlife
18 Conservation or by any of its agents shall be used only in
19 conformity with the provisions of this title and the rules
20 promulgated by the Oklahoma Wildlife Conservation Commission.

21 B. All persons making application for any licenses required by
22 this section shall produce a valid license to operate a motor
23 vehicle or other positive proof of identification, age and
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1 residency, and any such license issued shall show such data as well
2 as the date and time of issuance.

3 C. All licenses are nontransferable. No person shall alter,
4 change, lend or transfer any license. No person shall use or borrow
5 a license which has not been issued to that person by the Director,
6 the Department or by any of its agents pursuant to the provisions of
7 this section.

8 D. No person may engage in activities requiring a license
9 without that person's carrying such license on their person and
10 producing the same for an inspection upon the demand of any Oklahoma
11 citizen or game warden.

12 E. Any person required to produce a license must also identify
13 themselves as the person to whom such license was issued, and
14 failure or refusal to comply shall be deemed prima facie evidence of
15 a violation of this section.

16 F. Unless otherwise provided in this Code:

17 1. Hunting licenses issued pursuant to paragraph 1 of
18 subsection C and paragraphs 1 and 3 of subsection E of Section 4-112
19 of this title and paragraphs 1 and 3 of subsection B of Section 4-
20 113 of this title shall expire on December 31 of the year issued.
21 Hunting licenses issued pursuant to paragraph 2 of subsection C and
22 paragraphs 2 and 4 of subsection E of Section 4-112 of this title
23 and paragraphs 2 and 4 of subsection B of Section 4-113 of this
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1 title shall expire on June 30 of the fiscal year issued. All other
2 licenses shall terminate December 31 for the year issued; and

3 2. Any person convicted of violating any of the provisions of
4 this title may have any or all licenses held by that person or the
5 privilege of applying for, purchasing or exercising the benefits
6 conferred by the licenses revoked by the Department in accordance
7 with rules promulgated by the Commission or by a court of competent
8 jurisdiction for a period of not less than one (1) year. For
9 purposes of this paragraph, a court conviction, a plea of guilty, a
10 plea of nolo contendere, the imposition of a deferred or suspended
11 sentence by a court, or forfeiture of bond shall be deemed a
12 conviction.

13 G. Should any license or permit issued pursuant to Part 1 of
14 Article IV of this title be lost or destroyed, duplicates will be
15 issued by the Department at a fee of One Dollar and fifty cents
16 (\$1.50).

17 H. Upon harvesting any whitetail or mule deer, or any other
18 wildlife where the hunter, according to Commission rules, is
19 required to check the wildlife in at a Department check station, the
20 taker of the wildlife shall:

21 1. Securely attach the name and license number to the carcass
22 of the wildlife;

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1 2. Transport to and check in the carcass of the wildlife at the
2 nearest hunter check station that is open or with an authorized
3 Department employee; and

4 3. Not remove evidence of the sex of the animal until after the
5 carcass of the animal has been checked in.

6 I. It shall be unlawful for any license or permit holder to
7 knowingly make a false statement or give false information to any
8 person operating an authorized hunter check station or to an
9 authorized Department employee when complying with the provisions of
10 subsection H of this section. Information which may be collected at
11 a Department check station shall include but not be limited to the
12 name, address, license or permit number and signature of the taker,
13 the date, time, county, method or weapon of the kill, sex and weight
14 of carcass, whether or not the animal was taken on public hunting
15 land and if so in what area, or any other information which may be
16 required by the Commission.

17 J. In addition to providing an online check station, the
18 Department shall provide for not less than one check station to be
19 located in each county which lies east of Interstate 35. Of those
20 counties east of Interstate 35, the Department shall provide for not
21 less than two check stations to be located in each of the ten
22 counties which had the highest number of deer harvested during the
23 previous calendar year.

1 K. Any person convicted of violating the provisions of this
2 section or of making a false statement or giving any false
3 information in order to acquire any license or permit, pursuant to
4 the provisions of this section, shall be punishable by a fine of not
5 less than Twenty-five Dollars (\$25.00) nor more than One Hundred
6 Dollars (\$100.00), or by imprisonment in the county jail for a
7 period not to exceed ten (10) days, or by both such fine and
8 imprisonment.

9 ~~K.~~ L. Any person who has had their license privileges revoked
10 shall not be entitled to purchase, apply for, or exercise the
11 benefits conferred by any license until the revocation period has
12 expired or the person has obtained approval from the Director. Any
13 person violating the provisions of this subsection, upon conviction,
14 shall be punished by a fine of not more than Five Hundred Dollars
15 (\$500.00), or by imprisonment in a county jail for a term of not
16 more than ninety (90) days or by both the fine and imprisonment.
17 Upon conviction under this subsection, the previously granted
18 license revocation period shall be extended by two (2) additional
19 years.

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

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