

STATE OF OKLAHOMA

2nd Session of the 55th Legislature (2016)

HOUSE BILL 2367

By: Murdock

AS INTRODUCED

An Act relating to crimes and punishments; amending 21 O.S. 2011, Section 1716, which relates to theft of domestic animals; updating language; providing separate penalties for certain crime; adding definition; and providing an effective date.

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

SECTION 1. AMENDATORY 21 O.S. 2011, Section 1716, is amended to read as follows:

Section 1716. A. Any person in this state who shall steal any horse, jackass, jennet, mule, unbranded cow, hog, or implement of husbandry, as defined in Section 1-125 of Title 47 of the Oklahoma Statutes shall, upon conviction, be guilty of a felony ~~and upon conviction shall be punished~~ punishable by ~~confinement~~ imprisonment in the ~~State Penitentiary~~ custody of the Department of Corrections for a term of not less than three (3) years, nor more than ten (10) years; ~~and any,~~ or by a fine in an amount that is equal to three times the value of the animals and machinery that were stolen but

1 not more than Five Hundred Thousand Dollars (\$500,000.00), or by  
2 both such fine and imprisonment.

3 B. Any person in this state who shall steal a branded cow  
4 shall, upon conviction, be guilty of a felony punishable by  
5 imprisonment in the custody of the Department of Corrections for a  
6 term of not less than five (5) years nor more than ten (10) years,  
7 or by a fine in an amount that is equal to three times the value of  
8 the animal that was stolen but not more than Five Hundred Thousand  
9 Dollars (\$500,000.00), or by both such fine and imprisonment.

10 C. Any person in this state who shall steal any dog, sheep, or  
11 goat, shall, upon conviction, be guilty of a felony and upon  
12 ~~conviction therefor shall be punished~~ punishable by confinement  
13 imprisonment in the ~~State Penitentiary~~ custody of the Department of  
14 Corrections for a term of not less than six (6) months, nor more  
15 than three (3) years, or by a fine in an amount that is equal to  
16 three times the value of the animals and ~~machinery~~ that were stolen  
17 but not more than Five Hundred Thousand Dollars (\$500,000.00), or by  
18 both such fine and imprisonment.

19 D. ~~The word "horse" as used in this section~~ As used in this  
20 section:

21 1. "Horse" includes all animals of the equine species and the  
22 word "cow";

23 2. "Cow" includes all animals of the bovine species; and  
24

1        3. "Branded" means a mark made by burning or otherwise to  
2 indicate kind, grade, make or ownership and shall include a brand  
3 that is peeled.

4        SECTION 2. This act shall become effective November 1, 2016.

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