

STATE OF OKLAHOMA

1st Session of the 55th Legislature (2015)

HOUSE BILL 1104

By: Biggs

AS INTRODUCED

An Act relating to feral swine; amending 2 O.S. 2011, Sections 6-602, 6-608, as amended by Section 1, Chapter 28, O.S.L. 2012, 6-609, as amended by Section 2, Chapter 28, O.S.L. 2012 and 6-613, as amended by Section 3, Chapter 32, O.S.L. 2012 (2 O.S. Supp. 2014, Sections 6-608, 6-609 and 6-613), which relate to the Feral Swine Control Act; requiring certain persons to kill all feral swine upon capture; modifying exception to importing feral swine; specifying license required to transport feral swine; removing approved purpose to transport feral swine; prohibiting the Oklahoma Department of Agriculture, Food, and Forestry from issuing licenses after certain date; requiring castration and killing of certain feral swine; prohibiting commingling of certain swine; specifying tagging system; and providing an effective date.

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

SECTION 1. AMENDATORY 2 O.S. 2011, Section 6-602, is amended to read as follows:

Section 6-602. A. The purpose of the Feral Swine Control Act is to provide aggressive measures to reduce the number of feral swine in Oklahoma. Feral swine are a nonnative invasive species in Oklahoma that are detrimental to the natural resources of Oklahoma

1 and agriculture production, and a disease risk. As the feral swine
2 population increases, the citizens of Oklahoma continue to see
3 increased damage to crops, livestock, and wildlife habitat. As
4 carriers of diseases like brucellosis, pseudorabies, tuberculosis,
5 anthrax, and trichinosis, feral swine pose an increasing health risk
6 to humans, livestock, companion animals, pets, and native wildlife.

7 B. Any person who meets the hunting requirements of the
8 Department of Wildlife Conservation shall be obligated to kill any
9 and all feral swine upon capture, unless licensed to transport
10 pursuant to the Feral Swine Control Act.

11 SECTION 2. AMENDATORY 2 O.S. 2011, Section 6-608, as
12 amended by Section 1, Chapter 28, O.S.L. 2012 (2 O.S. Supp. 2014,
13 Section 6-608), is amended to read as follows:

14 Section 6-608. A. No person shall import live feral swine into
15 this state ~~unless the live feral swine are going directly to a~~
16 ~~slaughter facility in a sealed trailer and accompanied by a USDA vs~~
17 ~~1-27 permit for the movement of restricted animals~~ except by order
18 of the State Veterinarian.

19 B. All feral swine in this state that test positive for
20 brucellosis or pseudorabies shall be immediately sent directly to
21 slaughter or slaughtered on the premises pursuant to an order issued
22 by the State Veterinarian.

1 SECTION 3. AMENDATORY 2 O.S. 2011, Section 6-609, as
2 amended by Section 2, Chapter 28, O.S.L. 2012 (2 O.S. Supp. 2014,
3 Section 6-609), is amended to read as follows:

4 Section 6-609. A. The State Board of Agriculture shall
5 promulgate rules for the testing and intrastate movement of live
6 feral swine.

7 B. All persons that transport live feral swine in this state
8 shall be required to obtain a transporter and handling facility
9 license from the Oklahoma Department of Agriculture, Food, and
10 Forestry.

11 C. Live feral swine shall only be transported to the following:

12 1. A licensed sporting facility;

13 2. A licensed handling facility; or

14 3. ~~Directly to an approved slaughter facility; or~~

15 4. Pursuant to an order issued by the State Veterinarian.

16 D. The Department shall not issue a new license for a licensed
17 sporting facility or a licensed handling facility after July 1,
18 2015.

19 E. Any feral swine transported to or held in a licensed
20 sporting or handling facility shall be castrated prior to
21 transportation. All female feral swine shall be killed upon
22 capture.

23 F. No person shall commingle feral swine with domestic swine at
24 any time.

1 SECTION 4. AMENDATORY 2 O.S. 2011, Section 6-613, as
2 amended by Section 3, Chapter 32, O.S.L. 2012 (2 O.S. Supp. 2014,
3 Section 6-613), is amended to read as follows:

4 Section 6-613. A person shall not be considered the owner of a
5 feral swine if, within a twenty-four-hour period, the person
6 catches, tags the feral swine utilizing the Judas pig tagging
7 system, and releases the feral swine in the same location that it
8 was caught.

9 SECTION 5. This act shall become effective November 1, 2015.

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