

STATE OF OKLAHOMA

2nd Session of the 56th Legislature (2018)

2ND CONFERENCE COMMITTEE SUBSTITUTE  
FOR ENGROSSED

SENATE BILL 786

By: Shaw and Pittman of the  
Senate

and

Loring and Cleveland of the  
House

2ND CONFERENCE COMMITTEE SUBSTITUTE

An Act relating to crime and punishment; amending 21  
O.S. 2011, Section 1435, which relates to burglary in  
the second degree; modifying offenses; amending 21  
O.S. 2011, Section 1436, which relates to penalties  
for burglary; clarifying language; modifying  
penalties; creating new classification of offense;  
and providing an effective date.

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

SECTION 1. AMENDATORY 21 O.S. 2011, Section 1435, is  
amended to read as follows:

Section 1435. A. Every person who breaks and enters the  
dwelling house of another, in which there is at the time no human  
being present, or any commercial building or any part of any  
building, room, booth, tent, railroad car, ~~automobile, truck,~~  
~~trailer, vessel~~ or other structure or erection, in which any

1 property is kept, or breaks into or forcibly opens, any coin  
2 operated or vending machine or device with intent to steal any  
3 property therein or to commit any felony, is guilty of burglary in  
4 the second degree.

5 B. Every person who breaks and enters any automobile, truck,  
6 trailer or vessel of another, in which any property is kept, with  
7 intent to steal any property therein or to commit any felony, is  
8 guilty of burglary in the third degree.

9 SECTION 2. AMENDATORY 21 O.S. 2011, Section 1436, is  
10 amended to read as follows:

11 Section 1436. Burglary is a felony punishable by imprisonment  
12 in the ~~State Penitentiary~~ custody of the Department of Corrections  
13 as follows:

14 1. Burglary in the first degree for any term not less than  
15 seven (7) years nor more than twenty (20) years; ~~and~~

16 2. Burglary in the second degree not exceeding seven (7) years  
17 ~~and not less than two (2) years; and~~

18 3. Burglary in the third degree not exceeding five (5) years.

19 SECTION 3. This act shall become effective November 1, 2018.

20  
21 56-2-3469 BH 7/17/2018 9:59:00 AM  
22  
23  
24