

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 1st Session of the 56th Legislature (2017)

4 ENGROSSED SENATE
5 BILL NO. 238

By: Boggs of the Senate

and

Enns of the House

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9 An Act relating to wildlife services; amending 2 O.S.
10 2011, Section 12-1, which relates to wildlife damage
11 management agreements and purchases; adding feral
12 swine; clarifying statutory language; amending 2 O.S.
13 2011, Section 12-2, which relates to authorization to
14 carry firearms; authorizing agents to carry firearms;
15 clarifying statutory language; and providing an
16 effective date.

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

17 SECTION 1. AMENDATORY 2 O.S. 2011, Section 12-1, is
18 amended to read as follows:

19 Section 12-1. A. The ~~State~~ Oklahoma Department of Agriculture,
20 Food, and Forestry shall enter into a written agreement on behalf of
21 the State of Oklahoma with the United States Department of
22 Agriculture Wildlife Services, ~~Animal and Plant Health Inspection~~
23 ~~Service, United States Department of Agriculture~~. The agreement
24 shall be for the purpose of cooperating with Wildlife Services,

1 ~~United States Department of Agriculture~~, in conducting wildlife
2 damage management for beavers, coyotes, bobcats, feral swine, and
3 other wildlife or invasive species causing destruction to livestock,
4 poultry, crops, range land, forests, and other resources, including
5 human health and safety.

6 B. Wildlife damage management of predatory animals and other
7 ~~wildlife~~ species causing damage shall include but not be limited to
8 hunting, trapping, or other practical methods for the control of
9 ~~wildlife~~ damage to resources. Operations shall be directly
10 supervised by United States Department of Agriculture Wildlife
11 Services in association with the Department. The Department is
12 authorized to enter into cooperative agreements with counties,
13 associations, corporations, and individuals for hunting and trapping
14 operations and control of wildlife damage.

15 C. In cooperation with Wildlife Services, the Department is
16 authorized to purchase ~~wildlife~~ animal damage management supplies,
17 including but not limited to bait, for cooperating governmental
18 agencies, counties, associations, corporations, and individuals for
19 the control of damage caused by predatory animals and other ~~wildlife~~
20 species. The Department shall make these supplies and baits
21 available to cooperators at approximate cost. The receipts from the
22 sale of supplies and baits shall be credited to the State Department
23 of Agriculture Revolving Fund.

1 D. Furs, skins, ~~and~~ specimens, or other parts or byproducts of
2 commercial value collected by ~~wildlife services~~ Wildlife Services
3 agents shall be sold upon sealed bids after advertisement of the
4 sales, as prescribed by the Department. The proceeds of all sales
5 shall be credited to the State Department of Agriculture Revolving
6 Fund. Any specimen may be presented, free of charge, to any state
7 institution subject to the jurisdiction and control of the State of
8 Oklahoma. No bounty shall be collected from any source for
9 ~~predatory~~ animals and wildlife taken by ~~wildlife services~~ Wildlife
10 Services agents operating pursuant to a cooperative agreement.

11 SECTION 2. AMENDATORY 2 O.S. 2011, Section 12-2, is
12 amended to read as follows:

13 Section 12-2. It shall be lawful for an authorized agent of the
14 State Board of Agriculture engaged in wildlife damage management,
15 pursuant to the provisions of Section 12-1 of this title, to carry a
16 ~~clip-loaded or magazine-loaded rifle or shotgun in a vehicle,~~
17 ~~provided the rifle or shotgun is not chamber-loaded~~ firearms in the
18 course of their official duties. Authorized agents shall
19 successfully pass a background check by the Oklahoma Department of
20 Agriculture, Food, and Forestry and be trained in accordance with
21 United States Department of Agriculture Wildlife Services guidelines
22 for the use of firearms in wildlife damage management.
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1 The names of agents authorized by the Board to carry a ~~rifle~~ and
2 ~~shotgun~~ firearms shall be furnished to the Department of Public
3 Safety.

4 SECTION 3. This act shall become effective November 1, 2017.

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6 COMMITTEE REPORT BY: COMMITTEE ON AGRICULTURE AND RURAL DEVELOPMENT,
7 dated 03/28/2017 - DO PASS.
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