

1 STATE OF OKLAHOMA

2 1st Session of the 56th Legislature (2017)

3 SENATE BILL 634

By: Brecheen

6 AS INTRODUCED

7 An Act relating to wildlife; amending 29 O.S. 2011,
8 Section 4-135, which relates to permits to control
9 nuisance or damage by wildlife; adding species to
10 control; and providing an effective date.

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

12 SECTION 1. AMENDATORY 29 O.S. 2011, Section 4-135, is
13 amended to read as follows:

14 Section 4-135. A. The Department of Wildlife Conservation is
15 authorized to issue permits to landowners, lessees, or their
16 designated agents and to any entity of state, county, or local
17 government to control nuisance or damage by any species of wildlife
18 including, but not limited to beaver, coyote, deer, bobcat, raccoon,
19 black vulture and crow under rules promulgated by the Oklahoma
20 Wildlife Conservation Commission. The permits may be issued without
21 limitation by statewide season regulations, bag limits or methods of
22 taking. A permitted landowner, lessee or a designated agent of the
23 landowner or lessee may, with a valid permit issued pursuant to this
24 section, control the wildlife specified in this subsection and feral

1 swine at night to protect marketable agricultural crops, livestock,
2 or processed feed, seed or other materials used in the production of
3 an agricultural commodity.

4 B. Except as otherwise specified in this subsection, the permit
5 to hunt at night shall be valid for a period of up to one (1) year
6 from the date the permit was issued. Each landowner, lessee, or
7 designated agent with a valid permit shall be required to have a
8 current agricultural exemption permit issued by the Oklahoma Tax
9 Commission.

10 C. Notwithstanding the provisions of Section 5-203.1 of this
11 title, a landowner, lessee, or designated agent of the landowner or
12 lessee with a valid permit may use a headlight carried on the person
13 while hunting at night. Nothing in this section shall authorize the
14 use of a headlight mounted on a vehicle or the use of a headlight
15 from a public roadway.

16 D. Any person who has been convicted of, or pled guilty to, a
17 violation of Section 5-203.1 or Section 5-411 of this title within
18 the previous three (3) years shall not be eligible to receive a
19 permit pursuant to this section. The permit can be issued by the
20 local game warden in the county for which the permit is to be used
21 or by the Law Enforcement Division of the Department of Wildlife
22 Conservation.

23 E. Notwithstanding the provisions of Section 1289.13 of Title
24 21 of the Oklahoma Statutes, it shall be lawful for any private

1 landowner or designated employee of the landowner or lessee to have
2 a chamber-loaded firearm on property owned by the landowner, and to
3 use the firearm for the purpose of controlling nuisance or damage by
4 any wildlife or feral swine. Nothing in this section shall
5 authorize any convicted felon to carry a firearm.

6 SECTION 2. This act shall become effective November 1, 2017.
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