

2nd

OKLAHOMA STATE SENATE
CONFERENCE
COMMITTEE REPORT

March 7, 2018

Mr. President:

Mr. Speaker:

The Conference Committee, to which was rereferred

SB 786

By: Shaw and Pittman of the Senate and Loring and Cleveland of the House





Title: Burglary; modifying elements of offense; authorizing courts to order payment of restitution;
maximum sentences. Effective date.

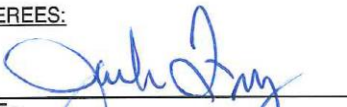


together with Engrossed House Amendments thereto, beg leave to report that we have had the
same under consideration and herewith return the same with the following recommendations:

1. That the House recede from all Amendments.
2. That the 2nd attached Conference Committee Substitute be adopted.

Respectfully submitted,

SENATE CONFEREES:


Shaw

Treat

Thompson

Jech


Fry

Floyd

Matthews

HOUSE CONFEREES:

Conference Committee on Judiciary

Senate Action _____ Date _____ House Action _____ Date _____

BH
epc

STATE OF OKLAHOMA

2nd Session of the 56th Legislature (2018)

2ND CONFERENCE COMMITTEE SUBSTITUTE
FOR ENGROSSED

SENATE BILL NO. 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.

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