

1 ENGROSSED SENATE
2 BILL NO. 1744

By: Murdock of the Senate

3 and

4 Burns of the Senate

5 An Act relating to livestock; authorizing the
6 Oklahoma Department of Agriculture, Food, and
7 Forestry to create the Livestock Offender Registry;
8 authorizing the promulgation of rules; authorizing
9 the Department to contract with certain entities;
10 amending 21 O.S. 2011, Section 1716, as amended by
11 Section 1, Chapter 89, O.S.L. 2016 (21 O.S. Supp.
12 2019, Section 1716), which relates to the larceny of
13 livestock or implements of husbandry; requiring
14 registry of certain persons in the Livestock Offender
15 Registry; requiring submission of certain records to
16 the Oklahoma Department of Agriculture, Food, and
17 Forestry; providing for codification; and providing
18 an effective date.

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

20 SECTION 1. NEW LAW A new section of law to be codified
21 in the Oklahoma Statutes as Section 2-16.1 of Title 2, unless there
22 is created a duplication in numbering, reads as follows:

23 A. The Oklahoma Department of Agriculture, Food, and Forestry
24 is authorized to create and maintain the Livestock Offender
25 Registry. Access to the registry shall be provided to the public on
26 the Department's website.

27 B. The Livestock Offender Registry shall contain all persons
28 convicted of violating Section 1716 of Title 21 of the Oklahoma
29 Statutes.

1 C. The Department may promulgate rules to implement the
2 provisions of this section.

3 D. The Department is authorized to contract with a statewide
4 livestock organization, as defined in Section 4-2 of Title 2 of the
5 Oklahoma Statutes, to create and maintain the Livestock Offender
6 Registry.

7 SECTION 2. AMENDATORY 21 O.S. 2011, Section 1716, as
8 amended by Section 1, Chapter 89, O.S.L. 2016 (21 O.S. Supp. 2019,
9 Section 1716), is amended to read as follows:

10 Section 1716. A. Any person in this state who shall steal any
11 horse, jackass, jennet, mule, cow, hog or implement of husbandry as
12 defined in Section 1-125 of Title 47 of the Oklahoma Statutes shall,
13 upon conviction, be guilty of a felony punishable by imprisonment in
14 the custody of the Department of Corrections for a term of not less
15 than three (3) years nor more than ten (10) years, or by a fine in
16 an amount that is equal to three times the value of animals and
17 machinery that were stolen but not more than Five Hundred Thousand
18 Dollars (\$500,000.00), or by both such fine and imprisonment. Each
19 head of cattle stolen may constitute a separate offense and may be
20 punishable as a separate violation.

21 B. Any person in this state who shall steal any dog, sheep or
22 goat shall, upon conviction, be guilty of a felony punishable by
23 imprisonment in the custody of the Department of Corrections for a
24 term of not less than six (6) months nor more than three (3) years,

1 or by a fine in an amount that is equal to three times the value of
2 the animals that were stolen but not more than Five Hundred Thousand
3 Dollars (\$500,000.00), or by both such fine and imprisonment.

4 C. The word "horse" as used in this section includes all
5 animals of the equine species, and the word "cow" includes all
6 animals of the bovine species.

7 D. Persons convicted of violating the provisions of subsection
8 A of this section shall be registered by the Oklahoma Department of
9 Agriculture, Food, and Forestry in the Livestock Offender Registry
10 created in Section 1 of this act.

11 E. The county in which the offender is convicted shall submit a
12 certified copy of the judgment and sentence confirming the
13 conviction for entry in the Livestock Offender Registry to the
14 Oklahoma Department of Agriculture, Food, and Forestry or, if
15 designated by the Department, to a statewide livestock organization.

16 SECTION 3. This act shall become effective November 1, 2020.
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