

STATE OF OKLAHOMA

1st Session of the 58th Legislature (2021)

COMMITTEE SUBSTITUTE

FOR ENGROSSED

HOUSE BILL NO. 2214

By: McDugle and Burns of the
House

and

Murdock of the Senate

COMMITTEE SUBSTITUTE

An Act relating to game and fish; requiring license, permit or stamp issued by Oklahoma Wildlife Conservation Commission to hunting or fishing; requiring possession; directing the Commission to promulgate rules to establish licenses; authorizing certain discounts; providing for increase in fees in certain percentage; requiring certain notification for increase in fees; providing for certain annual report by certain time; requiring license for certain wildlife activities; directing the Commission to promulgate rules establishing licenses; providing penalties for certain violations; authorizing the Commission to promulgate rules establishing fishing and hunting licenses; amending 29 O.S. 2011, Sections 4-101, as amended by Section 1, Chapter 341, O.S.L. 2013, 4-110, as last amended by Section 2, Chapter 229, O.S.L. 2017, 4-112, as last amended by Section 3, Chapter 229, O.S.L. 2017, 4-132, as amended by Section 120, Chapter 304, O.S.L. 2012, 4-134, as amended by Section 121, Chapter 304, O.S.L. 2012 and 4-141 (29 O.S. Supp. 2020, Sections 4-101, 4-110, 4-112, 4-132 and 4-134), which relate to licenses; eliminating Oklahoma citizen authority to demand certain license inspection; eliminating hunting license expiration dates; modifying license duplication fee; eliminating fishing license exemptions; eliminating resident and nonresident fishing license fees; eliminating fishing license fee distribution requirements; eliminating disability

1 fishing license; directing the Commission to
2 promulgate rules; modifying fees and fines for
3 certain fishing violations; eliminating hunting
4 license exemptions; eliminating resident and
5 nonresident hunting license fees; eliminating hunting
6 license fee distribution requirements; directing the
7 Commission to promulgate rules; modifying fees and
8 fines for certain hunting violations; modifying
9 certain substitute license fees; eliminating Oklahoma
10 Wildlife Habitat Stamp; modifying Wildlife Land
11 Acquisition Fund contents; requiring land purchased
12 from certain funds be publicly offered for sale prior
13 to Commission acquisition; modifying purpose of
14 certain land acquisition; directing the Commission to
15 promulgate rules; modifying Wildlife Heritage Fund
16 contents; modifying Oklahoma Wildlife Land Fund
17 contents and expenditures; directing the Commission
18 to promulgate rules; amending 29 O.S. 2011, Section
19 5-203, which relates to carrying firearms while
20 training dogs; modifying requirements to carry
21 firearms in certain places while training dogs;
22 repealing 29 O.S. 2011, Sections 4-103, 4-103A, 4-
23 103B, 4-104, 4-104A, 4-105, 4-107, 4-108, 4-108A, 4-
24 109, 4-111, as amended by Section 1, Chapter 132,
O.S.L. 2015, 4-113, 4-113A, 4-113.1, 4-114, as last
amended by Section 4, Chapter 229, O.S.L. 2017, 4-
114, as amended by Section 1, Chapter 112, O.S.L.
2014, 4-115, 4-116, 4-117, 4-118, 4-119, 4-120, 4-
121, 4-122, 4-123, 4-124, 4-128, 4-128.1, 4-129, 4-
130, as amended by Section 1, Chapter 235, O.S.L.
2018, Section 1, Chapter 115, O.S.L. 2014, 4-136, as
amended by Section 1, Chapter 134, O.S.L. 2016, 4-
138, as amended by Section 1, Chapter 167, O.S.L.
2015, 4-140, as amended by Section 5, Chapter 229,
O.S.L. 2017, 4-143 and 4-144 (29 O.S. Supp. 2020,
Sections 4-111, 4-114, 4-130, 4-135.1, 4-136, 4-138
and 4-140), which relate to hunting and fishing
licenses; providing for codification; and providing
effective dates.

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

1 SECTION 1. NEW LAW A new section of law to be codified
2 in the Oklahoma Statutes as Section 4-301 of Title 29, unless there
3 is created a duplication in numbering, reads as follows:

4 A. Except as otherwise provided, no person may hunt, pursue,
5 trap, harass, catch, kill, take, or attempt to take in any manner,
6 use, have in possession, sell, or transport all or any portion of
7 any wildlife including fish, or enter any land owned, leased or
8 managed by the Department unless the person has first obtained a
9 license, permit or stamp from the Director of Wildlife Conservation
10 or any authorized agents of the Department of Wildlife Conservation.
11 Each person shall have the license, permit or stamp in their
12 possession when hunting, fishing, taking or transporting any
13 wildlife, and when entering any land owned, leased or managed by the
14 Department.

15 B. The Oklahoma Wildlife Conservation Commission shall
16 prescribe, by rule, the form, type, design, manner of issuance and
17 the fee for these licenses, permits and stamps and any rules
18 necessary to implement the provisions of this section; provided that
19 the Commission shall offer, but not be limited to, a three-hundred-
20 sixty-five-day hunting and fishing license.

21 C. The Commission may, by rule or resolution, designate
22 discounts, sales or exemptions to any license, permit or stamp.

23 D. The Commission may, by rule, increase the fee(s) of
24 licenses, permits and stamps by an amount no greater than the annual

1 percentage change in the United States Department of Labor's bureau
2 of labor statistics consumer price index for the south region
3 statistical area for all items and all urban consumers, and all
4 goods or its successor index. Fee increases shall not be effective
5 until the Commission notifies the appropriate entities as specified
6 in the reporting requirements outlined in subsection E of this
7 Section, and until fee changes are permanently approved as per the
8 Administrative Procedures Act. The Commission may propose fee
9 increases in excess of the annual percentage change in the consumer
10 price index only with legislative approval. Nothing in this section
11 shall prevent the Commission from reducing the fee(s) of licenses,
12 permits, and stamps.

13 E. The Department of Wildlife Conservation shall annually
14 provide a report to the President Pro Tempore of the Senate, the
15 Chair of the Agriculture and Wildlife Committee of the Senate and
16 the Speaker of the House of Representatives and the Chair of the
17 Wildlife Committee of the House of Representatives by February 1
18 setting forth information regarding license types and fees created
19 pursuant to subsections A, B, and C of this Section, any proposed
20 fee adjustments, as well as the resulting license sales and revenue.

21 SECTION 2. NEW LAW A new section of law to be codified
22 in the Oklahoma Statutes as Section 4-302 of Title 29, unless there
23 is created a duplication in numbering, reads as follows:
24

1 A. Except as otherwise provided, no person may breed, possess
2 or raise, sell, buy, transport out of state, export, take for
3 commercial purposes any wildlife including fish without having first
4 procured a license for such purposes from the Director of Wildlife
5 Conservation pursuant to the rules promulgated by the Commission.

6 B. The Oklahoma Wildlife Conservation Commission shall
7 prescribe, by rule, the form, type, design, manner of issuance and
8 the fee for these licenses, permits and stamps and any rules
9 necessary to implement the provisions of this section, subject to
10 the provisions of Section 1 of this act.

11 C. 1. Any person convicted of violating the provisions of this
12 section shall have the commercial license revoked and forfeit the
13 privileges provided by the license. No new license shall be issued
14 for a period of at least six (6) months from and after the date on
15 which the revocation order becomes effective.

16 2. Any person convicted of violating the provisions of this
17 section shall be punished by a fine of no less than One Thousand
18 Dollars (\$1,000.00) or by imprisonment in the county jail for a
19 period not to exceed six (6) months, or by confiscation of gear, or
20 by a combination of fine, imprisonment, and confiscation.

21 SECTION 3. NEW LAW A new section of law to be codified
22 in the Oklahoma Statutes as Section 4-303 of Title 29, unless there
23 is created a duplication in numbering, reads as follows:
24

1 A. Except as otherwise provided in this title or in the
2 Oklahoma Farmed Cervidae Act, no person may breed or raise wildlife
3 for personal consumption or noncommercial purposes, or kill or
4 capture wildlife or take their nests or eggs for scientific
5 purposes, without having first procured a license from the Director
6 of Wildlife Conservation.

7 B. The Oklahoma Wildlife Conservation Commission shall
8 prescribe, by rule, the form, type, design, manner of issuance and
9 the fee for these licenses, permits and stamps and any rules
10 necessary to implement the provisions of this section, subject to
11 the provisions of Section 1 of this act.

12 C. 1. Any person convicted of violating the provisions of this
13 section shall have the noncommercial license revoked and forfeit the
14 privileges provided by the license. No new license shall be issued
15 for a period of at least six (6) months from and after the date on
16 which the revocation order becomes effective.

17 2. Any person convicted of violating the provisions of this
18 section shall be punished by a fine of not less than Fifty Dollars
19 (\$50.00) nor more than Five Hundred Dollars (\$500.00).

20 SECTION 4. NEW LAW A new section of law to be codified
21 in the Oklahoma Statutes as Section 4-110.1 of Title 29, unless
22 there is created a duplication in numbering, reads as follows:

23 The Oklahoma Wildlife Conservation Commission shall prescribe,
24 by administrative rule, the form, type, design, manner of issuance

1 and the fee for fishing licenses, subject to the provisions of
2 Section 1 of this act.

3 SECTION 5. NEW LAW A new section of law to be codified
4 in the Oklahoma Statutes as Section 4-112.1 of Title 29, unless
5 there is created a duplication in numbering, reads as follows:

6 The Oklahoma Wildlife Conservation Commission shall prescribe,
7 by administrative rule, the form, type, design, manner of issuance
8 and the fee for hunting licenses, subject to the provisions of
9 subsection 1 of this act.

10 SECTION 6. AMENDATORY 29 O.S. 2011, Section 4-101, as
11 amended by Section 1, Chapter 341, O.S.L. 2013 (29 O.S. Supp. 2020,
12 Section 4-101), is amended to read as follows:

13 Section 4-101. A. All licenses and permits issued by the
14 Director of Wildlife Conservation, the Department of Wildlife
15 Conservation or by any of its agents shall be used only in
16 conformity with the provisions of this title and the rules
17 promulgated by the Oklahoma Wildlife Conservation Commission.

18 B. All persons making application for any licenses required by
19 this section shall produce a valid license to operate a motor
20 vehicle or other positive proof of identification, age and
21 residency, and any such license issued shall show such data as well
22 as the date and time of issuance.

23 C. All licenses are nontransferable. No person shall alter,
24 change, lend or transfer any license. No person shall use or borrow

1 a license which has not been issued to that person by the Director,
2 the Department or by any of its agents pursuant to the provisions of
3 this section.

4 D. No person may engage in activities requiring a license
5 without that person's carrying such license on their person and
6 producing the same for an inspection upon the demand of any ~~Oklahoma~~
7 ~~citizen or~~ game warden.

8 E. Any person required to produce a license must also identify
9 themselves as the person to whom such license was issued, and
10 failure or refusal to comply shall be deemed prima facie evidence of
11 a violation of this section.

12 F. Unless otherwise provided in this Code:

13 ~~1. Hunting licenses issued pursuant to paragraph 1 of~~
14 ~~subsection C and paragraphs 1 and 3 of subsection E of Section 4-112~~
15 ~~of this title and paragraphs 1 and 3 of subsection B of Section 4-~~
16 ~~113 of this title shall expire on December 31 of the year issued.~~
17 ~~Hunting licenses issued pursuant to paragraph 2 of subsection C and~~
18 ~~paragraphs 2 and 4 of subsection E of Section 4-112 of this title~~
19 ~~and paragraphs 2 and 4 of subsection B of Section 4-113 of this~~
20 ~~title shall expire on June 30 of the fiscal year issued. All other~~
21 ~~licenses shall terminate December 31 for the year issued; and~~

22 ~~2. Any, any~~ person convicted of violating any of the provisions
23 of this title may have any or all licenses held by that person or
24 the privilege of applying for, purchasing or exercising the benefits

1 conferred by the licenses revoked by the Department in accordance
2 with rules promulgated by the Commission or by a court of competent
3 jurisdiction for a period of not less than one (1) year. For
4 purposes of this paragraph, a court conviction, a plea of guilty, a
5 plea of nolo contendere, the imposition of a deferred or suspended
6 sentence by a court, or forfeiture of bond shall be deemed a
7 conviction.

8 G. Should any license or permit issued pursuant to Part 1 of
9 Article IV of this title be lost or destroyed, duplicates will be
10 issued by the Department at a fee ~~of One Dollar and fifty cents~~
11 ~~(\$1.50)~~ determined by the Commission.

12 H. Upon harvesting any whitetail or mule deer, or any other
13 wildlife where the hunter, according to Commission rules, is
14 required to check the wildlife in at a Department check station, the
15 taker of the wildlife shall:

16 1. Securely attach the name of the taker, time of harvest, date
17 of harvest and license number to the carcass of the wildlife;

18 2. Check in the carcass of the wildlife electronically using
19 the online check station provided on the official website of the
20 Oklahoma Department of Wildlife Conservation or as prescribed by
21 rule of the Commission, within twenty-four (24) hours of leaving the
22 hunt area and in all cases prior to processing the carcass; and

23 3. Not remove evidence of the sex of the animal until after the
24 carcass of the animal has been checked in.

1 I. It shall be unlawful for any license or permit holder to
2 knowingly make a false statement or give false information to any
3 authorized hunter check station or to an authorized Department
4 employee when complying with the provisions of subsection H of this
5 section. Information which may be collected at a Department check
6 station shall include but not be limited to the name, address,
7 license or permit number and signature of the taker, the date, time,
8 county, method or weapon of the kill, sex and weight of carcass,
9 whether or not the animal was taken on public hunting land and if so
10 in what area, or any other information which may be required by the
11 Commission.

12 J. 1. Any person convicted of violating the provisions of this
13 section or of making a false statement or giving any false
14 information in order to acquire any license or permit, pursuant to
15 the provisions of this section, shall be punishable by a fine of not
16 less than One Hundred Dollars (\$100.00) nor more than Two Hundred
17 Fifty Dollars (\$250.00), or by imprisonment in the county jail for a
18 period not to exceed ten (10) days, or by both such fine and
19 imprisonment. Any person convicted of a second or subsequent
20 violation of the provisions of this section or of making a false
21 statement or giving any false information in order to acquire any
22 license or permit, pursuant to the provisions of this section, shall
23 be punishable by a fine of not less than Two Hundred Fifty Dollars
24 (\$250.00) nor more than Seven Hundred Fifty Dollars (\$750.00), or by

1 imprisonment in the county jail for a period not to exceed ten (10)
2 days, or by both such fine and imprisonment.

3 2. Any hunting or fishing license issued to a person by the
4 Department of Wildlife Conservation shall be automatically revoked
5 upon conviction of the person of violating the provisions of this
6 section. The revocation shall be for a period set by the court of
7 not less than one (1) year nor more than ten (10) years. If the
8 court does not set a period, the revocation shall be for one (1)
9 year from the date of the conviction. During this period of
10 revocation, the Department shall not issue the person a hunting or
11 fishing license. If the court does not set a revocation period, the
12 Department shall not issue that person a license within one (1) year
13 of the conviction of the person pursuant to this section. A person
14 who has a license or permit revoked pursuant to this section shall
15 surrender the revoked license or permit to the court. The court
16 shall send the Department of Wildlife Conservation the revoked
17 license and a copy of the judgment of conviction. For purposes of
18 this section, "conviction" shall include a plea of guilty or nolo
19 contendere to an offense or the imposition of deferred adjudication
20 for an offense.

21 K. Any person who has had their license privileges revoked
22 shall not be entitled to purchase, apply for, or exercise the
23 benefits conferred by any license until the revocation period has
24 expired or the person has obtained approval from the Director. Any

1 person violating the provisions of this subsection, upon conviction,
2 shall be punished by a fine of not more than Five Hundred Dollars
3 (\$500.00), or by imprisonment in a county jail for a term of not
4 more than ninety (90) days or by both the fine and imprisonment.
5 Upon conviction under this subsection, the previously granted
6 license revocation period shall be extended by two (2) additional
7 years.

8 SECTION 7. AMENDATORY 29 O.S. 2011, Section 4-110, as
9 last amended by Section 2, Chapter 229, O.S.L. 2017 (29 O.S. Supp.
10 2020, Section 4-110), is amended to read as follows:

11 Section 4-110. A. Except as otherwise provided in the Oklahoma
12 Wildlife Conservation Code, no person shall fish, pursue, harass,
13 catch, kill, take in any manner, use, have in possession, sell, or
14 transport all or any portion of fish without having first procured a
15 license for such from the Director or from any of the authorized
16 agents of the Department of Wildlife Conservation. The Wildlife
17 Conservation Commission may designate two (2) days per year in which
18 residents and nonresidents may fish without first procuring a
19 fishing license pursuant to the provisions of this section.

20 B. ~~The following legal residents of Oklahoma shall be exempt~~
21 ~~from the annual fishing license requirements of subsection C of this~~
22 ~~section and the following nonresidents shall be exempt from the~~
23 ~~annual nonresident fishing licenses required pursuant to subsection~~
24 ~~E of this section:~~

1 ~~1. Legal residents under sixteen (16) years of age and~~
2 ~~nonresidents under sixteen (16) years of age from states which do~~
3 ~~not require nonresident fishing licenses for persons under sixteen~~
4 ~~(16) years of age;~~

5 ~~2. Legal residents sixty-five (65) years of age or older and~~
6 ~~nonresidents sixty-five (65) years of age or older from states which~~
7 ~~do not require nonresident fishing licenses for persons sixty-five~~
8 ~~(65) years of age or older, provided a legal resident has obtained a~~
9 ~~senior citizen lifetime fishing or combination hunting and fishing~~
10 ~~license pursuant to the provisions of Section 4-114 of this title;~~

11 ~~3. Legal residents born on or before January 1, 1923;~~

12 ~~4. Legal resident veterans having a disability of sixty percent~~
13 ~~(60%) or more and registered with the veterans registry created by~~
14 ~~the Oklahoma Department of Veterans Affairs; provided, that if the~~
15 ~~veteran has previously received an exemption pursuant to this~~
16 ~~paragraph, no registration with the veterans registry shall be~~
17 ~~required. The Oklahoma Wildlife Conservation Commission shall~~
18 ~~promulgate any rules necessary to implement the provisions of this~~
19 ~~paragraph;~~

20 ~~5. Legal resident owners or tenants, their spouses, parents,~~
21 ~~grandparents, children and their spouses, grandchildren and their~~
22 ~~spouses who fish in private ponds on land owned or leased by them;~~

23 ~~6. Any legal resident or nonresident who is a patient of an~~
24 ~~institution of the State of Oklahoma established for the care and~~

~~treatment of mental illness or alcohol or drug dependency or any
developmentally disabled person residing in any group home or other
institution or developmentally disabled persons when accompanied by
an attendant of the institution or legal guardian of the patient, or
when fishing on institutional property;~~

~~7. Any legal resident or nonresident under eighteen (18) years
of age who is in the legal and physical custody of the State of
Oklahoma or one of its agencies by court order;~~

~~8. Any legal resident or nonresident under eighteen (18) years
of age who is in the physical custody of a child care facility as
defined by Section 402 of Title 10 of the Oklahoma Statutes;~~

~~9. Any legal resident or nonresident who is legally blind or
who has any other physical impairment, as certified by a physician
licensed in this state or any state which borders this state, which
prevents the person from properly using fishing apparatus without
the assistance of another person, and any one person actually
accompanying and actually assisting such legally blind or otherwise
physically impaired person while the latter is fishing. This
certification shall be carried by the individual while fishing;~~

~~10. Nonresidents under fourteen (14) years of age;~~

~~11. Any legal resident or nonresident who is a Job Corps
trainee of this state, provided that the trainees shall have on
their persons a duly authorized identification card issued by their
respective Job Corps Center and shall present the card upon request;~~

1 ~~in lieu of a fishing license. The trainees shall return their cards~~
2 ~~to their respective Job Corps Center when the trainees leave their~~
3 ~~respective Job Corps training programs;~~

4 ~~12. Any legal resident having a proven disability which renders~~
5 ~~the resident nonambulatory and confined to a wheelchair as certified~~
6 ~~by a physician licensed in this state or any state which borders~~
7 ~~this state;~~

8 ~~13. Any legal resident who is fishing with a pole and line,~~
9 ~~trotline, or throwline in streams, natural lakes, natural ponds, and~~
10 ~~mine pits in the county in which the person is a resident, or in~~
11 ~~streams, natural lakes, natural ponds, and mine pits which form a~~
12 ~~part of the boundary line of the county in which the person is a~~
13 ~~resident, when using any bait other than commercial or artificial~~
14 ~~bait, blood, stink bait, cut fish, and shrimp; and~~

15 ~~14. Any legal resident or nonresident participating in an~~
16 ~~aquatic education event or clinic sanctioned by the Department of~~
17 ~~Wildlife Conservation.~~

18 ~~C. Except as otherwise provided for in the Oklahoma Wildlife~~
19 ~~Conservation Code, the resident fishing licenses issued pursuant to~~
20 ~~the provisions of this section and the fee for each shall be:~~

21 ~~1. Annual fishing license for legal residents eighteen (18)~~
22 ~~years of age and older - Twenty-four Dollars (\$24.00);~~

23 ~~2. Annual fishing license for legal residents sixteen (16) or~~
24 ~~seventeen (17) years of age - Four Dollars (\$4.00); and~~

1 ~~3. Two day fishing license for legal residents — Fourteen~~
2 ~~Dollars (\$14.00).~~

3 ~~D. Of the fees collected pursuant to the provisions of~~
4 ~~paragraphs 1 and 3 of subsection C of this section, Five Dollars~~
5 ~~(\$5.00) of the license fee shall be for the Oklahoma Wildlife Land~~
6 ~~Stamp and shall be deposited in the Oklahoma Wildlife Land Fund~~
7 ~~created pursuant to the provisions of Section 4-141 of this title.~~

8 ~~E. Except as otherwise provided for in the Oklahoma Wildlife~~
9 ~~Conservation Code, the nonresident fishing licenses issued pursuant~~
10 ~~to the provisions of this section and the fee for each shall be:~~

11 ~~1. Annual fishing license for nonresidents — Fifty-four Dollars~~
12 ~~(\$54.00), provided the Commission may enter into reciprocity~~
13 ~~agreements with states wherein nonresident license fees shall be in~~
14 ~~conformity with such reciprocal agreements;~~

15 ~~2. Six day fishing license for nonresidents — Thirty-four~~
16 ~~Dollars (\$34.00); and~~

17 ~~3. One day fishing license for nonresidents — Fourteen Dollars~~
18 ~~(\$14.00).~~

19 ~~F. Of the fees collected pursuant to the provisions of~~
20 ~~paragraphs 1, 2 and 3 of subsection E of this section, Five Dollars~~
21 ~~(\$5.00) of the annual license fee for nonresidents, One Dollar and~~
22 ~~fifty cents (\$1.50) of the six-day fishing license for nonresidents~~
23 ~~fee and One Dollar and fifty cents (\$1.50) of the one-day fishing~~
24 ~~license for nonresidents fee shall be deposited in the Wildlife Land~~

~~Acquisition Fund created pursuant to the provisions of Section 4-132 of this title. Of the fees collected pursuant to the provisions of paragraphs 1, 2 and 3 of subsection E of this section, Five Dollars (\$5.00) of the license fee shall be for the Oklahoma Wildlife Land Stamp and shall be deposited in the Oklahoma Wildlife Land Fund created pursuant to the provisions of Section 4-141 of this title.~~

~~G. Legal residents who have resided in this state for at least six (6) months and who are receiving Social Security Disability benefits, Supplemental Security Income benefits, disability benefits under the Railroad Retirement Act, 45 U.S.C.A., Section 231a, postal employees receiving disability benefits pursuant to 5 U.S.C., Section 8451 (1998) or legal residents who are one hundred percent (100%) disabled and are receiving disability payments from the Multiple Injury Trust Fund pursuant to Section 403 of Title 85 of the Oklahoma Statutes, may purchase a disability fishing license from the Director for Ten Dollars (\$10.00) for five (5) years.~~

~~H. 1. Any person arrested while violating the provisions of this section who does not meet the requirements of subsection ~~K~~ E of this section, may purchase a substitute temporary thirty-day license from the arresting game warden in lieu of posting bond. The Commission shall, by rule, determine the fee for a substitute license ~~purchased pursuant to the provisions of this subsection shall be:~~~~

~~a. for legal residents, Fifty Dollars (\$50.00), and~~

1 ~~b. for nonresidents, Ninety Dollars (\$90.00).~~

2 ~~2. Except as otherwise provided by this subsection, the fees~~
3 ~~from licenses purchased pursuant to the provisions of this~~
4 ~~subsection shall be deposited in the Wildlife Conservation Fund to~~
5 ~~be used exclusively for developing, managing, preserving, and~~
6 ~~protecting wildlife and wildlife habitat.~~

7 ~~I. C.~~ Unless a substitute license is purchased as provided for
8 by subsection ~~H~~ B of this section, any resident of this state
9 convicted of violating the provisions of this section shall be
10 punished by the imposition of a fine of not less than ~~Twenty-five~~
11 ~~Dollars (\$25.00)~~ Fifty Dollars (\$50.00) nor more than Two Hundred
12 Dollars (\$200.00) or by imprisonment in the county jail for a period
13 not to exceed thirty (30) days, or by both said fine and
14 imprisonment.

15 ~~J. D.~~ Unless a substitute license is purchased as provided for
16 by subsection ~~H~~ B of this section, any nonresident convicted of
17 violating this section shall be punished by a fine of not less than
18 ~~Fifty Dollars (\$50.00)~~ One Hundred Dollars (\$100.00) nor more than
19 Two Hundred Dollars (\$200.00) or by imprisonment in the county jail
20 for a period not more than thirty (30) days, or by both such fine
21 and imprisonment.

22 ~~K. E.~~ Any person producing proof in court that a current
23 fishing license issued by the Department of Wildlife Conservation to
24 that person was in force at the time of the alleged offense shall be

1 entitled to dismissal of a charge of violating this section upon
2 payment of court costs. If proof of a current fishing license
3 issued by the Department to the person that was in force at the time
4 of the alleged offense is presented to the court or district
5 attorney within seventy-two (72) hours after the violation, the
6 charge shall be dismissed without payment of court costs.

7 F. The Oklahoma Wildlife Conservation Commission shall
8 promulgate any rules necessary to implement the provisions of this
9 section with legislative approval pursuant to the Administrative
10 Procedures Act.

11 SECTION 8. AMENDATORY 29 O.S. 2011, Section 4-112, as
12 last amended by Section 3, Chapter 229, O.S.L. 2017 (29 O.S. Supp.
13 2020, Section 4-112), is amended to read as follows:

14 Section 4-112. A. Except as otherwise provided for in the
15 Oklahoma Wildlife Conservation Code or the Oklahoma Farmed Cervidae
16 Act, no person may hunt, pursue, trap, harass, catch, kill, take or
17 attempt to take in any manner, use, have in possession, sell, or
18 transport all or any portion of any wildlife except fish, without
19 having first procured a license from the Department of Wildlife
20 Conservation. The Wildlife Conservation Commission shall designate
21 a consecutive Saturday and Sunday in September of each year as free
22 hunting days in which residents of this state may hunt without first
23 procuring a hunting license pursuant to the provisions of this
24 section.

1 ~~B. The following legal residents of Oklahoma shall be exempt~~
2 ~~from the annual hunting license requirement of paragraph 1 of~~
3 ~~subsection E of this section and the following nonresidents shall be~~
4 ~~exempt from the annual nonresident hunting licenses required~~
5 ~~pursuant to paragraph 1 of subsection C of this section:~~

6 ~~1. Legal residents under sixteen (16) years of age;~~

7 ~~2. Legal residents sixty-five (65) years of age or older~~
8 ~~provided they have obtained a senior citizen lifetime hunting or~~
9 ~~combination hunting and fishing license pursuant to the provisions~~
10 ~~of Section 4-114 of this title;~~

11 ~~3. Legal residents born on or before January 1, 1923;~~

12 ~~4. Legal resident veterans having a disability of sixty percent~~
13 ~~(60%) or more and registered with the veterans registry created by~~
14 ~~the Oklahoma Department of Veterans Affairs; provided, that if the~~
15 ~~veteran has previously received an exemption pursuant to this~~
16 ~~paragraph, no registration with the veterans registry shall be~~
17 ~~required;~~

18 ~~5. Legal resident owners or tenants who hunt on land owned or~~
19 ~~leased by them;~~

20 ~~6. Any nonresident under fourteen (14) years of age;~~

21 ~~7. Legal residents having a proven disability which renders~~
22 ~~them nonambulatory and confines them to a wheelchair, as certified~~
23 ~~by a physician licensed in this state or in any state which borders~~
24 ~~this state;~~

1 ~~8. Any legal resident or nonresident under eighteen (18) years~~
2 ~~of age who is in the physical custody of a child care facility as~~
3 ~~defined by Section 402 of Title 10 of the Oklahoma Statutes; and~~

4 ~~9. Any legal resident or nonresident hunting, pursuing,~~
5 ~~trapping, harassing, catching, killing, taking, or attempting to~~
6 ~~take in any manner any species of rattlesnake during an organized~~
7 ~~rattlesnake hunting event or festival and who has a rattlesnake~~
8 ~~permit issued pursuant to Section 4-143 of this title.~~

9 ~~C. Except as otherwise provided for in the Oklahoma Wildlife~~
10 ~~Conservation Code, the nonresident hunting licenses issued pursuant~~
11 ~~to this section and the fee for each license shall be:~~

12 ~~1. Annual hunting license for nonresidents hunting game other~~
13 ~~than deer, antelope, elk or bear which expires on December 31 of the~~
14 ~~year purchased - One Hundred Forty-one Dollars (\$141.00).~~
15 ~~Nonresidents hunting big game or combination big game and upland~~
16 ~~game in a commercial hunting area shall be required to have this~~
17 ~~license;~~

18 ~~2. Annual hunting license for nonresidents hunting game other~~
19 ~~than deer, antelope, elk or bear which expires on June 30 of the~~
20 ~~fiscal year purchased - One Hundred Seventy-five Dollars (\$175.00).~~
21 ~~Nonresidents hunting big game or combination big game and upland~~
22 ~~game in a commercial hunting area shall be required to have this~~
23 ~~license;~~

1 ~~3. Gun hunting license for deer for nonresidents which shall be~~
2 ~~valid for hunting all deer allowed during the current calendar year~~
3 ~~deer gun season — Two Hundred Seventy-nine Dollars (\$279.00);~~

4 ~~4. Archery hunting license for deer for nonresidents which~~
5 ~~shall expire on January 15 of the calendar year after the year~~
6 ~~purchased or if purchased during the deer archery season it shall~~
7 ~~expire at the end of that deer archery season — Two Hundred Seventy-~~
8 ~~nine Dollars (\$279.00);~~

9 ~~5. Primitive firearms hunting license for deer for nonresidents~~
10 ~~which shall be valid for hunting all deer allowed during the current~~
11 ~~calendar year deer primitive firearms season — Two Hundred Seventy-~~
12 ~~nine Dollars (\$279.00);~~

13 ~~6. Hunting license for antelope for nonresidents — Three~~
14 ~~Hundred Five Dollars (\$305.00);~~

15 ~~7. Hunting license for elk for nonresidents — Three Hundred~~
16 ~~Five Dollars (\$305.00);~~

17 ~~8. Five-day hunting license for nonresidents hunting game other~~
18 ~~than deer, antelope, elk, quail, turkey or bear — Seventy-four~~
19 ~~Dollars (\$74.00); and~~

20 ~~9. Ten-day hunting license for nonresidents hunting small game~~
21 ~~in a commercial hunting area — Five Dollars (\$5.00).~~

22 ~~D. Of the fees collected pursuant to the provisions of~~
23 ~~subsection C of this section:~~

1 ~~1. Five Dollars (\$5.00) of the license fee of each license~~
2 ~~issued pursuant to paragraphs 1 through 7 of subsection C of this~~
3 ~~section and Two Dollars and fifty cents (\$2.50) of the license fee~~
4 ~~for each license issued pursuant to paragraph 8 of subsection C of~~
5 ~~this section shall be deposited in the Wildlife Land Acquisition~~
6 ~~Fund created pursuant to the provisions of Section 4-132 of this~~
7 ~~title; and~~

8 ~~2. Five Dollars (\$5.00) of the license fee for each license~~
9 ~~issued pursuant to paragraphs 1 through 8 of subsection C of this~~
10 ~~section shall be for the Oklahoma Wildlife Land Stamp and shall be~~
11 ~~deposited in the Oklahoma Wildlife Land Fund created pursuant to the~~
12 ~~provisions of Section 4-141 of this title.~~

13 ~~E. Except as otherwise provided, the resident hunting licenses~~
14 ~~issued pursuant to this section and the fee for each license shall~~
15 ~~be:~~

16 ~~1. Annual hunting license for residents eighteen (18) years of~~
17 ~~age and older which expires on December 31 of the year purchased -~~
18 ~~Twenty-four Dollars (\$24.00);~~

19 ~~2. Annual hunting license for residents eighteen (18) years of~~
20 ~~age and older which expires on June 30 of the fiscal year purchased~~
21 ~~- Thirty-one Dollars (\$31.00);~~

22 ~~3. Annual hunting license for residents sixteen (16) or~~
23 ~~seventeen (17) years of age which expires on December 31 of the year~~
24 ~~purchased - Four Dollars (\$4.00);~~

1 ~~4. Annual hunting license for residents sixteen (16) or~~
2 ~~seventeen (17) years of age which expires on June 30 of the fiscal~~
3 ~~year purchased - Six Dollars (\$6.00);~~

4 ~~5. Ten-day hunting license for residents for small game in a~~
5 ~~commercial hunting area - Five Dollars (\$5.00);~~

6 ~~6. Five-year disability hunting license for residents of this~~
7 ~~state for at least six (6) months who are receiving Social Security~~
8 ~~Disability benefits, Supplemental Security Income benefits or~~
9 ~~disability benefits under the Railroad Retirement Act, 45 U.S.C.A.,~~
10 ~~Section 231a, or residents who are one-hundred-percent disabled and~~
11 ~~are receiving disability payments from the Multiple Injury Trust~~
12 ~~Fund pursuant to Section 31 of Title 85A of the Oklahoma Statutes -~~
13 ~~Ten Dollars (\$10.00);~~

14 ~~7. Gun hunting license for deer for residents eighteen (18)~~
15 ~~years of age or older - Nineteen Dollars (\$19.00). The following~~
16 ~~persons shall be exempt:~~

17 ~~a. residents with proper certification from the United~~
18 ~~States Department of Veterans Affairs or its~~
19 ~~successor, certifying that the person is a disabled~~
20 ~~veteran in receipt of compensation at the one-hundred-~~
21 ~~percent rate and registered with the veterans registry~~
22 ~~created by the Oklahoma Department of Veterans~~
23 ~~Affairs; provided, that if the veteran has previously~~
24 ~~received an exemption pursuant to this subparagraph,~~

1 ~~no registration with the veterans registry shall be~~
2 ~~required, and~~

3 ~~b. residents hunting in big game or combination big game~~
4 ~~and upland game commercial hunting areas;~~

5 ~~8. Gun hunting license for deer for residents under eighteen~~
6 ~~(18) years of age — Nine Dollars (\$9.00);~~

7 ~~9. Archery hunting license for deer for residents eighteen (18)~~
8 ~~years of age or older — Nineteen Dollars (\$19.00). The following~~
9 ~~persons shall be exempt:~~

10 ~~a. residents with proper certification from the United~~
11 ~~States Department of Veterans Affairs or its~~
12 ~~successor, certifying that the person is a disabled~~
13 ~~veteran in receipt of compensation at the one hundred~~
14 ~~percent rate and registered with the veterans registry~~
15 ~~created by the Oklahoma Department of Veterans~~
16 ~~Affairs; provided, that if the veteran has previously~~
17 ~~received the exemption pursuant to this subparagraph,~~
18 ~~no registration with the veterans registry shall be~~
19 ~~required, and~~

20 ~~b. residents hunting in big game or combination big game~~
21 ~~and upland game commercial hunting areas;~~

22 ~~10. Archery hunting license for deer for residents under~~
23 ~~eighteen (18) years of age — Nine Dollars (\$9.00);~~
24

1 ~~11. Primitive firearms hunting license for deer for residents~~
2 ~~eighteen (18) years of age or older - Nineteen Dollars (\$19.00).~~

3 ~~The following persons shall be exempt:~~

4 ~~a. residents with proper certification from the United~~
5 ~~States Department of Veterans Affairs or its~~
6 ~~successor, certifying that the person is a disabled~~
7 ~~veteran in receipt of compensation at the one hundred-~~
8 ~~percent rate and registered with the veterans registry~~
9 ~~created by the Oklahoma Department of Veterans~~
10 ~~Affairs; provided, that if the veteran has previously~~
11 ~~received the exemption pursuant to this subparagraph,~~
12 ~~no registration with the veterans registry shall be~~
13 ~~required, and~~

14 ~~b. residents hunting in big game or combination big game~~
15 ~~and upland game commercial hunting areas;~~

16 ~~12. Primitive firearms hunting license for deer for residents~~
17 ~~under eighteen (18) years of age - Nine Dollars (\$9.00);~~

18 ~~13. Hunting license for elk for residents - Fifty Dollars~~
19 ~~(\$50.00). Residents hunting in big game or combination big game and~~
20 ~~upland game commercial hunting areas shall be exempt from this~~
21 ~~license;~~

22 ~~14. Hunting license for antelope for residents - Fifty Dollars~~
23 ~~(\$50.00). Residents hunting in big game or combination big game and~~
24

~~upland game commercial hunting areas shall be exempt from this license; and~~

~~15. Bonus, special or additional gun hunting license for deer for residents - Nineteen Dollars (\$19.00). The following persons shall be exempt:~~

~~a. residents with proper certification from the United States Department of Veterans Affairs or its successor, certifying that the person is a disabled veteran in receipt of compensation at the one hundred percent rate and registered with the veterans registry created by the Oklahoma Department of Veterans Affairs; provided, that if the veteran has previously received the exemption pursuant to this subparagraph, no registration with the veterans registry shall be required, and~~

~~b. residents hunting in big game or combination big game and upland game commercial hunting areas.~~

~~F. Of the fees collected pursuant to the provisions of paragraphs 1 and 2 of subsection E of this section, Five Dollars (\$5.00) of the license fee shall be for the Oklahoma Wildlife Land Stamp and shall be deposited in the Oklahoma Wildlife Land Fund created pursuant to the provisions of Section 4-141 of this title.~~

~~G. The provisions of this section shall not be construed to require a hunting license, resident or nonresident, of any person~~

~~merely because the person participates, as owner or handler of an entry, as an official, or as a spectator in the conduct of a field trial or performance test of dogs, whether a resident or nonresident of the State of Oklahoma. No license to hunt shall be required of any person engaged in training or working dogs, provided that person is in no way engaged in hunting and does not take or attempt to take in any manner any game.~~

~~H.—1.~~ Any person arrested for hunting game other than deer, antelope, elk, bear or turkey without a valid hunting license as required by the provisions of subsection A of this section may purchase a substitute temporary thirty-day license from the arresting game warden in lieu of posting bond. Proof of hunter safety certification will not be required for the temporary substitute license. The Commission shall, by rule, determine the fee for a substitute license ~~purchased pursuant to the provisions of this subsection shall be:~~

- ~~a. for legal residents, Fifty Dollars (\$50.00), and~~
- ~~b. for nonresidents, One Hundred Forty-five Dollars (\$145.00).~~

~~2. Except as otherwise provided for by this subsection, the fees from licenses purchased pursuant to the provisions of this subsection shall be deposited in the Wildlife Conservation Fund to be used exclusively for developing, managing, preserving, and protecting wildlife and wildlife habitat, provided that the fee~~

1 shall be no more than double the cost of the initial current license
2 fee.

3 ~~I.~~ C. Any person producing proof in court that a current
4 hunting license issued by the Department of Wildlife Conservation to
5 that person was in force at the time of the alleged offense shall be
6 entitled to dismissal of a charge of violating this section upon
7 payment of court costs. If proof of a current hunting license
8 issued by the Department to the person that was in force at the time
9 of the alleged offense is presented to the court or district
10 attorney within seventy-two (72) hours after the violation, the
11 charge shall be dismissed without payment of court costs.

12 ~~J.~~ D. Unless a substitute license is purchased as provided for
13 by subsection ~~H~~ B of this section, any resident convicted of
14 violating the provisions of this section shall be punished by the
15 imposition of a fine of not less than ~~Twenty-five Dollars (\$25.00)~~
16 Fifty Dollars (\$50.00) nor more than Two Hundred Dollars (\$200.00),
17 or by imprisonment in the county jail for a period not to exceed
18 thirty (30) days, or by both.

19 ~~K.~~ E. Unless a substitute license is purchased as provided for
20 by subsection ~~H~~ B of this section, any nonresident convicted of
21 violating the provisions of this section shall be punished by the
22 imposition of a fine of not less than Two Hundred Dollars (\$200.00)
23 nor more than Five Hundred Dollars (\$500.00), or by imprisonment in
24

1 the county jail for a period not to exceed six (6) months, or by
2 both.

3 ~~H.~~ F. The Oklahoma Wildlife Conservation Commission shall
4 promulgate any rules necessary to implement the provisions of this
5 section.

6 SECTION 9. AMENDATORY 29 O.S. 2011, Section 4-132, as
7 amended by Section 120, Chapter 304, O.S.L. 2012 (29 O.S. Supp.
8 2020, Section 4-132), is amended to read as follows:

9 Section 4-132. A. ~~The Department of Wildlife Conservation is~~
10 ~~hereby authorized to issue an Oklahoma Wildlife Habitat Stamp to any~~
11 ~~person upon the voluntary payment of a fee of Ten Dollars (\$10.00).~~
12 ~~Said fee shall be deposited in the Wildlife Land Acquisition Fund~~
13 ~~created in subsection C of this section.~~

14 ~~B. The Oklahoma Wildlife Conservation Commission shall~~
15 ~~promulgate rules specifying the form, design, and manner of issuance~~
16 ~~of said wildlife habitat stamp.~~

17 ~~C.~~ There is hereby created in the State Treasury a revolving
18 fund for the Oklahoma Wildlife Conservation Commission to be
19 designated the "Wildlife Land Acquisition Fund". The fund shall be
20 a continuing fund, not subject to fiscal year limitations, and shall
21 consist of all monies ~~received pursuant to the provisions of this~~
22 ~~section~~ deposited by the Oklahoma Wildlife Conservation Commission.
23 The Oklahoma Wildlife Conservation Commission is hereby authorized
24 to invest all or part of the monies of said fund in any investment

1 permitted by a written investment policy adopted by the Wildlife
2 Conservation Commission; provided, all investments shall be made in
3 accordance with the Oklahoma Uniform Prudent Investor Act. Any
4 interest or dividends accruing from such investments shall be
5 deposited in the Wildlife Land Acquisition Fund. All monies
6 accruing to the credit of said fund are hereby appropriated and may
7 be budgeted and expended by the Oklahoma Wildlife Conservation
8 Commission for the purposes specified in subsection ~~D~~ B of this
9 section. Any monies withdrawn from said fund by the Oklahoma
10 Wildlife Conservation Commission for investment pursuant to this
11 subsection shall be deemed to be for the purposes specified in
12 subsection ~~D~~ B of this section. Expenditures from said fund shall
13 be made upon warrants issued by the State Treasurer against claims
14 filed as prescribed by law with the Director of the Office of
15 Management and Enterprise Services for approval and payment.

16 ~~D~~ B. The Wildlife Land Acquisition Fund shall be used by the
17 Oklahoma Wildlife Conservation Commission for the acquisition on a
18 willing-seller willing-buyer basis only, leasing, taking of
19 easements, development, management, and enhancement of lands
20 ~~acquired pursuant to this section.~~ Except as otherwise provided by
21 this subsection, the Commission may purchase land pursuant to this
22 subsection only after the land has been publicly offered for sale at
23 fair-market value by erecting signs on the property indicating the
24 property is for sale and causing public notice of the offer of sale

1 by publishing weekly in a newspaper of general circulation of the
2 county in which the property to be sold is situated for a minimum of
3 six (6) months. Thereafter, the Commission may purchase the land at
4 a price that is no more than the appraised value. Any property
5 where the entire outer boundary lines are surrounded by land owned
6 by the Commission shall be exempt from the notice and public offer
7 of sale requirements under this subsection. The Wildlife Land
8 Acquisition Fund shall be used for the following purposes:

9 1. Management of game animals, protected animals and birds,
10 furbearing animals, game birds, fish, and their restoration,
11 propagation, and protection; ~~and~~

12 2. Creation and management of public hunting, fishing, and
13 trapping areas as places where the public may hunt, fish, or trap as
14 authorized by law;

15 3. Maintenance of county roads necessary for travel to reach
16 public hunting areas; and

17 4. Maintenance of fences on public land including posting signs
18 at all places where entry to the property is normally expected, to
19 notify the person he or she is entering or exiting public land.

20 ~~E.~~ C. The Oklahoma Wildlife Conservation Commission may accept
21 private contributions, grants, and donations made for the purposes
22 of this section. Any monies received pursuant to this subsection
23 shall be deposited in the Wildlife Land Acquisition Fund created in
24 subsection ~~E~~ A of this section. Any property received pursuant to

1 this subsection which is not suitable for the purposes of this
2 section may be sold by the Oklahoma Wildlife Conservation Commission
3 and the proceeds from such sales shall be deposited in the Wildlife
4 Land Acquisition Fund created in subsection ~~C~~ A of this section.

5 ~~F.~~ D. Whenever the Oklahoma Wildlife Conservation Commission
6 acquires title to land pursuant to this section, the Commission
7 shall annually make in lieu of tax payments equal to the average ad
8 valorem tax per acre paid on similar land in that county. Said
9 payments shall be made to the county treasurer of the county in
10 which the land is located.

11 E. The Oklahoma Wildlife Conservation Commission shall
12 prescribe any rules necessary to implement the provisions of this
13 section with legislative approval pursuant to the Administrative
14 Procedures Act.

15 SECTION 10. AMENDATORY 29 O.S. 2011, Section 4-134, as
16 amended by Section 121, Chapter 304, O.S.L. 2012 (29 O.S. Supp.
17 2020, Section 4-134), is amended to read as follows:

18 Section 4-134. A. There is hereby created in the State
19 Treasury a revolving fund for the Oklahoma Wildlife Conservation
20 Commission to be designated the "Wildlife Heritage Fund". The fund
21 shall be a continuing fund, not subject to fiscal year limitations,
22 and shall consist of ~~all monies received from senior citizen~~
23 ~~lifetime licenses issued pursuant to the provisions of paragraphs 4~~
24 ~~through 6 of subsection B of Section 4-114 of this title~~ deposited

1 by the Oklahoma Wildlife Conservation Commission. The Oklahoma
2 Wildlife Conservation Commission is hereby authorized to invest all
3 or part of the monies of said fund in any investment permitted by a
4 written investment policy adopted by the Wildlife Conservation
5 Commission; provided, all investments shall be made in accordance
6 with the Oklahoma Uniform Prudent Investor Act. Any interest or
7 dividends accruing from such investments shall be deposited in the
8 Wildlife Heritage Fund. Only interest and dividends derived from
9 the principle can be expended and are hereby appropriated and may be
10 budgeted and expended by the Oklahoma Wildlife Conservation
11 Commission for the purposes specified in subsection B of this
12 section. Any monies withdrawn from said fund by the Oklahoma
13 Wildlife Conservation Commission for investment pursuant to this
14 subsection shall be deemed to be for the purposes specified in
15 subsection B of this section. Expenditures from said fund shall be
16 made upon warrants issued by the State Treasurer against claims
17 filed as prescribed by law with the Director of the Office of
18 Management and Enterprise Services for approval and payment.

19 B. The Wildlife Heritage Fund shall be used by the Oklahoma
20 Wildlife Conservation Commission for the acquisition of land on a
21 willing-seller willing-buyer basis only, leasing of land, and the
22 taking of easements, and for the development, management, and
23 enhancement of such lands ~~acquired pursuant to this section.~~ Except
24 as otherwise required under this subsection, the Commission may

1 purchase land pursuant to this subsection only after the land has
2 been publicly offered for sale at fair-market value by erecting
3 signs on the property indicating the property is for sale and
4 causing public notice of the offer of sale by publishing weekly in a
5 newspaper of general circulation of the county in which the property
6 to be sold is situated for a minimum of six (6) months. Thereafter,
7 the Commission may purchase the land at a price that is no more than
8 appraised value. Any property where the entire outer boundary lines
9 are surrounded by land owned by the Commission shall be exempt from
10 the notice and public offer of sale requirements under this
11 subsection. The Wildlife Heritage Fund shall be used for the
12 following purposes:

13 1. Management of game animals, protected animals and birds,
14 furbearing animals, game birds, fish, and their restoration,
15 propagation, and protection; ~~and~~

16 2. Creation and management of public hunting, fishing, and
17 trapping areas as places where the public may hunt, fish, or trap as
18 authorized by law;

19 3. Maintenance of county roads necessary for travel to reach
20 public hunting areas; and

21 4. Maintenance of fences on public land including posting signs
22 at all places where entry to the property is normally expected, to
23 notify the person he or she is entering or exiting public land.
24

1 C. The Oklahoma Wildlife Conservation Commission may accept
2 private contributions, grants, and donations made for the purposes
3 of this section. Any monies received pursuant to this subsection
4 shall be deposited in the Wildlife Heritage Fund created in
5 subsection A of this section. Any property received pursuant to
6 this subsection which is not suitable for the purposes of this
7 section may be sold by the Oklahoma Wildlife Conservation Commission
8 and the proceeds from such sales shall be deposited in the Wildlife
9 Heritage Fund created in subsection A of this section.

10 D. Whenever the Oklahoma Wildlife Conservation Commission
11 acquires title to land pursuant to this section, the Commission
12 shall annually make in lieu of tax payments equal to the average ad
13 valorem tax per acre paid on similar land in that county. Said
14 payments shall be made to the county treasurer of the county in
15 which the land is located to be distributed by said county treasurer
16 in the manner provided for by law for ad valorem tax payments.

17 SECTION 11. AMENDATORY 29 O.S. 2011, Section 4-141, is
18 amended to read as follows:

19 Section 4-141. A. There is hereby created in the State
20 Treasury a revolving fund for the Oklahoma Wildlife Conservation
21 Commission to be designated the "Oklahoma Wildlife Land Fund". The
22 fund shall be a continuing fund, not subject to fiscal year
23 limitations, and shall consist of ~~all monies received pursuant to~~
24 ~~the provisions of Sections 4-110, 4-112 and 4-113 of this title from~~

1 ~~fees for the Oklahoma Wildlife Land Stamp and required to be~~
2 ~~deposited in the fund, subsection C of Section 4-114 of this title~~
3 ~~from fees for the Lifetime Oklahoma Wildlife Land Stamp and required~~
4 ~~to be deposited in the fund and any other monies received from fees~~
5 ~~for the Oklahoma Wildlife Land Stamp and required to be deposited in~~
6 ~~the fund~~ deposited by the Commission. All monies accruing to the
7 credit of the fund ~~are hereby appropriated and~~ shall be expended by
8 the Commission ~~as follows~~ exclusively:

9 1. ~~An amount equal to Four Dollars (\$4.00) per stamp to be used~~
10 ~~to~~ To retire the obligations and related expenses as authorized
11 pursuant to Section 168.9 of Title 73 of the Oklahoma Statutes or to
12 purchase, lease, or purchase easements on real property to be used
13 as public hunting, fishing, and trapping areas. Except as otherwise
14 required under this subsection, the Commission may purchase land
15 pursuant to this paragraph only after the land has been publicly
16 offered for sale at fair-market value by erecting signs on the
17 property indicating the property is for sale and causing public
18 notice of the offer of sale by publishing weekly in a newspaper of
19 general circulation of the county in which the property to be sold
20 is situated for a minimum of six (6) months. Thereafter, the
21 Commission may purchase the land at a price that is no more than
22 appraised value. Any property where the entire outer boundary lines
23 are surrounded by land owned by the Commission shall be exempt from
24

1 the notice and public offer of sale requirements under this
2 subsection; and

3 2. ~~An amount equal to fifty cents (\$0.50) per stamp to be used~~
4 ~~by the Commission for~~ For the management of the real property
5 acquired pursuant to Section 168.9 of Title 73 of the Oklahoma
6 Statutes ~~or acquired with proceeds from the Oklahoma Wildlife Land~~
7 ~~Stamp fee;~~

8 3. For the maintenance of county roads necessary for travel to
9 reach public hunting areas; and

10 4. For the maintenance of fences on public land including
11 posting signs at all places where entry to the property is normally
12 expected, to notify the person he or she is entering or exiting
13 public land.

14 B. The Oklahoma Wildlife Conservation Commission shall
15 prescribe any rules necessary to implement the provisions of this
16 section with legislative approval pursuant to the Administrative
17 Procedures Act.

18 SECTION 12. AMENDATORY 29 O.S. 2011, Section 5-203, is
19 amended to read as follows:

20 Section 5-203. A. A hunting dog trainer may carry shotguns or
21 firearms on public or private property, other than state parks where
22 hunting game to kill is prohibited, while training bird hunting dogs
23 provided that:
24

1 1. The trainer notifies the game warden in the region prior to
2 going into the field;

3 2. The trainer has ~~a dog training sheet to kill~~ an appropriate
4 license, issued by the Oklahoma Department of as determined by the
5 rules promulgated by the Oklahoma Wildlife Conservation. ~~The fee~~
6 ~~for the license shall not exceed Ten Dollars (\$10.00) per year~~
7 Commission;

8 3. The trainer has a current receipt from a licensed commercial
9 or noncommercial game breeder of the propagated bird which is being
10 released for the training purposes, stating the number of birds and
11 the date obtained or has proof that the bird was reared by the
12 trainer; and

13 4. All propagated birds so used are tagged or banded prior to
14 their release. The use of a bird hunting dog may be permitted in
15 the legal hunting of quail, dove, prairie chickens, pheasant and
16 waterfowl.

17 B. A person may carry a pistol while training a bird dog
18 without having met the provisions of paragraphs 1 through 4 of
19 subsection A of this section.

20 SECTION 13. REPEALER 29 O.S. 2011, Sections 4-103, 4-
21 103A, 4-103B, 4-104, 4-104A, 4-105, 4-107, 4-108, 4-108A, 4-109, 4-
22 111, as amended by Section 1, Chapter 132, O.S.L. 2015, 4-113, 4-
23 113A, 4-113.1, 4-114, as last amended by Section 4, Chapter 229,
24 O.S.L. 2017, 4-114, as amended by Section 1, Chapter 112, O.S.L.

1 2014, 4-115, 4-116, 4-117, 4-118, 4-119, 4-120, 4-121, 4-122, 4-123,
2 4-124, 4-128, 4-128.1, 4-129, 4-130, as amended by Section 1,
3 Chapter 235, O.S.L. 2018, Section 1, Chapter 115, O.S.L. 2014, 4-
4 136, as amended by Section 1, Chapter 134, O.S.L. 2016, 4-138, as
5 amended by Section 1, Chapter 167, O.S.L. 2015, 4-140, as amended by
6 Section 5, Chapter 229, O.S.L. 2017, 4-143 and 4-144 (29 O.S. Supp.
7 2020, Sections 4-111, 4-114, 4-130, 4-135.1, 4-136, 4-138 and 4-
8 140), are hereby repealed.

9 SECTION 14. Sections 1, 2, 3, 4, 5, 9, 10 and 11 of this act
10 shall become effective November 1, 2021.

11 SECTION 15. Sections 6, 7, 8, 12 and 13 of this act shall
12 become effective September 1, 2022.

13
14 58-1-2049 NP 3/31/2021 12:32:03 PM

15
16
17
18
19
20
21
22
23
24