

<DateSubmitted>

HOUSE OF REPRESENTATIVES
CONFERENCE COMMITTEE REPORT

Mr. President:
Mr. Speaker:

The Conference Committee, to which was referred

HB2214

By: McDugle of the House and Murdock of the Senate

Title: Game and fish; dlicenses; Oklahoma Wildlife Conservation Commission; emergency.

Together with Engrossed Senate 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 Senate recede from its amendment; and
2. That the attached Conference Committee Substitute be adopted.

Respectfully submitted,

House Action _____ Date _____ Senate Action _____ Date _____

SENATE CONFEREES

Murdock _____

Hall _____

Howard _____

Kidd _____

Boren _____

Dossett (J.J.) _____

STATE OF OKLAHOMA

1st Session of the 58th Legislature (2021)

CONFERENCE COMMITTEE
SUBSTITUTE
FOR ENGROSSED
HOUSE BILL NO. 2214

By: McDugle, Burns and Wallace
of the House

and

Murdock, David, Leewright,
Stephens and Bergstrom of
the Senate

CONFERENCE COMMITTEE SUBSTITUTE

An Act relating to game and fish; amending 29 O.S.
2011, Section 5-301, which relates to predator
control devices; modifying limitation on devices to
certain time of year; and providing an effective
date.

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

SECTION 1. AMENDATORY 29 O.S. 2011, Section 5-301, is
amended to read as follows:

Section 5-301. A. No person may set or use at any time any
poison, cyanide coyote getter, or other similar device, using
cyanide gas or other poisonous gas as the lethal agent, for the
purpose of killing predators, except in accordance with the
following conditions and procedures:

1 1. Signs of a size and character and with wording to be
2 determined by the ~~State~~ Oklahoma Department of Agriculture, Food,
3 and Forestry indicating the presence of cyanide coyote getters or
4 other similar device using cyanide gas or other poisonous gas as the
5 lethal agent, shall be posted on all properties where said coyote
6 getters are set to the right and left of all entrances from public
7 roads and highways and from adjacent lands and at corners of
8 perimeter fences.

9 2. Such devices shall not be set from April 1 to September 30
10 of each calendar year; provided that, any devices set or used within
11 a commercial hunting area by a person holding a big game or big game
12 and upland game combination license pursuant to Section 4-106 of
13 this title or a licensed farmed cervidae facility by a person
14 holding a farmed cervidae facility license pursuant to the Oklahoma
15 Farmed Cervidae Act may be set or used at any time of the year.

16 3. All signs as required by this article shall be in place
17 twenty-four (24) hours before said devices are set and shall be
18 properly maintained in place during the permission period herein
19 provided.

20 4. A game warden may issue a permit for the setting of such
21 devices and such permit must be obtained prior to the setting of
22 such devices. Each permit shall be made in triplicate, the original
23 to be retained by the landowner concerned, one copy retained by the
24

1 game warden and the other copy mailed immediately to the Department
2 for its permanent record.

3 5. In applying for a permit, the landowner shall state the
4 number of devices to be set and the approximate location to the
5 nearest forty (40) acres.

6 6. Written permission permits required by this section shall
7 cover a period not exceeding six (6) months; provided, however, that
8 said permits shall be subject to renewal for a like period of time.

9 7. All signs required by this section shall be removed at the
10 end of the permission period, unless said permit is renewed prior to
11 the expiration date thereof.

12 8. No predator control devices shall be on any property without
13 the written permission of the record owner or lessee thereof.

14 B. Predatory control conducted by the ~~State~~ Oklahoma Department
15 of Agriculture, Food, and Forestry or the ~~Oklahoma~~ Department of
16 Wildlife Conservation shall be exempt from the provisions of
17 paragraphs 4, 5 and 6 of subsection A of this section.

18 C. The Director of the Department of Wildlife Conservation may
19 issue depredation permits to landowners for control of any nuisance
20 wildlife.

21 D. Any person convicted of violating the provisions of this
22 section shall be punished by a fine of not less than Fifty Dollars
23 (\$50.00), or by imprisonment in the county jail for not more than
24

1 thirty (30) days, or by both such fine and imprisonment.

2 SECTION 2. This act shall become effective November 1, 2021.

3

4 58-1-8287 AMM 05/14/21

5

6

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24