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February 15, 2024

**AS AMENDED**

SENATE BILL NO. 1735

By: Daniels of the Senate

and

O'Donnell of the House

An Act relating to crimes and punishments; amending 21 O.S. 2021, Section 1435, as amended by Section 1, Chapter 245, O.S.L. 2022 (21 O.S. Supp. 2023, Section 1435), which relates to burglary in the second and third degrees; modifying elements of felony offense; and providing an effective date.

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

SECTION 1. AMENDATORY 21 O.S. 2021, Section 1435, as amended by Section 1, Chapter 245, O.S.L. 2022 (21 O.S. Supp. 2023, 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, or other structure or erection in which any property is kept or who enters into a restricted area of a commercial building without authorization or breaks into or forcibly opens, any coin-operated or vending machine

1 or device with intent to steal any property therein or to commit any  
2 felony, is guilty of burglary in the second degree.

3 B. Every person who breaks and enters, climbs under, or uses  
4 any jack stands or any other item to raise any automobile, truck,  
5 trailer or vessel of another, in which any property is kept, with  
6 intent to:

7 1. Steal any property therein;

8 2. Steal any property attached thereto; or

9 3. Commit any felony,

10 is guilty of burglary in the third degree.

11 C. As used in subsection B of this section, the term "property  
12 attached thereto" includes, but is not limited to, tires, wheels,  
13 and catalytic converters.

14 SECTION 2. This act shall become effective November 1, 2024.

15 COMMITTEE REPORT BY: COMMITTEE ON PUBLIC SAFETY  
16 February 15, 2024 - DO PASS AS AMENDED  
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