

1 ENGROSSED SENATE
BILL NO. 859

By: Weaver, Burns, Hamilton,
and Stephens of the Senate

3 and

4 George of the House

5
6 An Act relating to larceny of a firearm; amending 21
7 O.S. 2021, Section 1705, as amended by Section 12,
8 Chapter 116, O.S.L. 2018, which relates to grand
larceny; modifying penalties for larceny of a
firearm; and providing an effective date.

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

12 SECTION 1. AMENDATORY 21 O.S. 2021, Section 1705, as
13 amended by Section 12, Chapter 116, O.S.L. 2018, is amended to read
14 as follows:

15 Section 1705. A. Grand larceny is a felony punishable as
16 follows:

17 1. If the value of the property is less than One Thousand
18 Dollars (\$1,000.00), the person shall be punished by imprisonment in
19 the county jail for a term not to exceed one (1) year or by
20 incarceration in the county jail for one or more nights or weekends
21 pursuant to Section 991a-2 of Title 22 of the Oklahoma Statutes, at
22 the option of the court, or by a fine not to exceed One Thousand
23 Dollars (\$1,000.00), or by both such imprisonment and fine;

1 2. If the property is one or more firearms, the property is
2 taken from the person of another, or the value of the property is
3 One Thousand Dollars (\$1,000.00) or more but less than Two Thousand
4 Five Hundred Dollars (\$2,500.00), the person shall be punished by
5 imprisonment in the custody of the Department of Corrections for a
6 term not to exceed ~~two (2)~~ five (5) years or in the county jail for
7 a term not to exceed one (1) year, or by a fine not to exceed ~~One~~
8 ~~Thousand Dollars (\$1,000.00)~~ Two Thousand Five Hundred Dollars
9 (\$2,500.00), or by both such imprisonment and fine;

10 3. In the event the value of the property is Two Thousand Five
11 Hundred Dollars (\$2,500.00) or more but less than Fifteen Thousand
12 Dollars (\$15,000.00), the person shall be punished by imprisonment
13 in the custody of the Department of Corrections for a term not to
14 exceed five (5) years or in the county jail for a term not to exceed
15 one (1) year, or by a fine not to exceed One Thousand Dollars
16 (\$1,000.00), or by both such imprisonment and fine; or

17 4. If the value of the property is Fifteen Thousand Dollars
18 (\$15,000.00) or more, the person shall be punished by imprisonment
19 in the custody of the Department of Corrections for a term not to
20 exceed eight (8) years, or by a fine not to exceed One Thousand
21 Dollars (\$1,000.00), or by both such imprisonment and fine.

22 B. The person shall also be ordered to pay restitution to the
23 victim as provided in Section 991f of Title 22 of the Oklahoma
24 Statutes.

1 SECTION 2. This act shall become effective November 1, 2023.

2 Passed the Senate the 28th day of February, 2023.

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4 _____
5 Presiding Officer of the Senate

6 Passed the House of Representatives the ____ day of _____,
7 2023.

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9 _____
10 Presiding Officer of the House
11 of Representatives