

1 STATE OF OKLAHOMA

2 1st Session of the 59th Legislature (2023)

3 SENATE BILL 859

By: Weaver

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5  
6 AS INTRODUCED

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

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

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

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

18 1. If the value of the property is less than One Thousand  
19 Dollars (\$1,000.00), the person shall be punished by imprisonment in  
20 the county jail for a term not to exceed one (1) year or by  
21 incarceration in the county jail for one or more nights or weekends  
22 pursuant to Section 991a-2 of Title 22 of the Oklahoma Statutes, at  
23 the option of the court, or by a fine not to exceed One Thousand  
24 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.

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