

STATE OF OKLAHOMA

1st Session of the 60th Legislature (2025)

COMMITTEE SUBSTITUTE  
FOR

HOUSE BILL NO. 1356

By: Hardin

COMMITTEE SUBSTITUTE

An Act relating to agriculture; creating Kenny's Law; providing short title; defining terms; requiring gates to remain closed at all times; allowing for certain exceptions; prescribing penalties for violation; authorizing the promulgation of rules; providing statement of intent; providing for noncodification; providing for codification; and providing an effective date.

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

SECTION 1. NEW LAW A new section of law not to be codified in the Oklahoma Statutes reads as follows:

This act shall be known and may be cited as "Kenny's Law".

SECTION 2. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 2-34 of Title 2, unless there is created a duplication in numbering, reads as follows:

A. As used in this act:

1. "Livestock" means the same as defined in Section 1-3 of Title 2 of the Oklahoma Statutes; and

1        2. "Maintenance" means the functional checking, servicing,  
2        repairing, or replacing of necessary infrastructure conducted by the  
3        property owner, utility company, municipality, or state or federal  
4        agency.

5        B. All gates that are part of an enclosure or barrier designed  
6        to contain livestock shall remain closed at all times, except when:

7        1. Ingress or egress is in progress; provided, that the ingress  
8        or egress shall be reasonable and not prolonged as to allow persons  
9        to enter and leave without causing containment of livestock to be  
10       compromised;

11       2. Maintenance is occurring within the property;

12       3. Livestock are being moved from one area to another; or

13       4. The livestock owner, utility company, municipality, or any  
14       state or federal agency has a functional reason to access the  
15       enclosed area.

16       C. A person with or without express permission to access a  
17       livestock or landowner's land shall be in violation of this act if  
18       he or she knowingly and maliciously:

19       1. Leaves a gate open that is part of an enclosure or barrier  
20       designed to contain livestock on private or public property;

21       2. Damages any part of a gate that is part of an enclosure or  
22       barrier designed to contain livestock, which compromises the  
23       containment of livestock; or

24       3. Allows livestock to escape containment.

1       D. Individuals in violation of this act shall be deemed guilty  
2 of a misdemeanor and, upon conviction, shall be punished by a fine  
3 no more than One Thousand Dollars (\$1,000.00) for each separate  
4 offense or imprisonment in a county jail for no more than one  
5 hundred eighty (180) days for each separate offense, or by both fine  
6 and imprisonment, for the first and second convictions. Third and  
7 subsequent convictions for this violation shall be punished by no  
8 more than Two Thousand Five Hundred Dollars (\$2,500.00) for each  
9 separate offense or imprisonment in a county jail for not more than  
10 one (1) year for each separate offense, or by both fine and  
11 imprisonment. Individuals in violation of this section shall also  
12 incur all financial liability from damages caused.

13       E. The Oklahoma Department of Agriculture, Food and Forestry  
14 may promulgate rules necessary to implement the provisions of this  
15 act.

16       F. The express intent of this law is to protect farmers,  
17 livestock owners, the public, and land owners from malicious acts of  
18 damage, allowance of livestock to escape, and negligence on the part  
19 of others.

20       SECTION 3. This act shall become effective November 1, 2025.

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22       60-1-13199       GRS       03/05/25

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