

1 ENGROSSED SENATE AMENDMENT
TO

2 ENGROSSED HOUSE
BILL NO. 1356

By: Hardin of the House

and

Woods of the Senate

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

13 AMENDMENT NO. 1. Page 1, strike the title, enacting clause and
14 entire bill and insert

15 "An Act relating to agriculture; requiring persons
16 entering certain areas to maintain position of the
17 gate at use; prescribing penalties for violation;
18 providing for promulgation of rules; providing for
19 codification; and providing an effective date.

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

20 SECTION 1. NEW LAW A new section of law to be codified
21 in the Oklahoma Statutes as Section 2-34 of Title 2, unless there is
22 created a duplication in numbering, reads as follows:
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1 A. Any individual entering through gates used for ingress or
2 egress to a property designated as an easement shall maintain the
3 position of the gate upon use.

4 B. 1. Any individual who violates the provisions of subsection
5 A of this section shall, upon conviction, be guilty of a misdemeanor
6 punishable by a fine not more than Five Hundred Dollars (\$500.00),
7 by imprisonment in a county jail for not more than ninety (90) days,
8 or by both such fine and imprisonment.

9 2. Any individual convicted of a second offense shall, upon
10 conviction, be guilty of a misdemeanor punishable by a fine not more
11 than One Thousand Dollars (\$1,000.00), by imprisonment in a county
12 jail for not more than one hundred eighty (180) days, or by both
13 such fine and imprisonment.

14 3. Any individual convicted of a third or subsequent offense
15 shall, upon conviction, be punished by a fine not more than One
16 Thousand Five Hundred Dollars (\$1,500.00), by imprisonment in a
17 county jail for not more than one (1) year, or by both such fine and
18 imprisonment.

19 4. Any individual convicted pursuant to the provisions of this
20 subsection shall also be liable for damages.

21 C. The Oklahoma Department of Agriculture, Food, and Forestry
22 shall promulgate rules necessary to implement the provisions of this
23 act.

24 SECTION 2. This act shall become effective November 1, 2025."

1 ENGROSSED HOUSE
2 BILL NO. 1356

By: Hardin of the House

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

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

16 SECTION 3. NEW LAW A new section of law not to be
17 codified in the Oklahoma Statutes reads as follows:

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

19 SECTION 4. NEW LAW A new section of law to be codified
20 in the Oklahoma Statutes as Section 2-34 of Title 2, unless there is
21 created a duplication in numbering, reads as follows:

22 A. As used in this act:

23 1. "Livestock" means the same as defined in Section 1-3 of
24 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 not more than One Thousand Dollars (\$1,000.00) for each separate
4 offense or imprisonment in a county jail for not more than one
5 hundred eighty (180) days for each separate offense, or by both such
6 fine and imprisonment, for the first and second convictions. Third
7 and subsequent convictions for this violation shall be punished by a
8 fine not more than Two Thousand Five Hundred Dollars (\$2,500.00) for
9 each separate offense or imprisonment in a county jail for not more
10 than one (1) year for each separate offense, or by both such fine
11 and imprisonment. Individuals in violation of this section shall
12 also 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 landowners from malicious acts of
18 damage, allowance of livestock to escape, and negligence on the part
19 of others.

20 SECTION 5. This act shall become effective November 1, 2025.

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1 Passed the House of Representatives the 11th day of March, 2025.

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4 Presiding Officer of the House
of Representatives

5 Passed the Senate the ____ day of _____, 2025.

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9 Presiding Officer of the Senate