

1 STATE OF OKLAHOMA

2 1st Session of the 60th Legislature (2025)

3 COMMITTEE SUBSTITUTE

4 FOR

5 HOUSE BILL NO. 1356

6 By: Hardin

7 COMMITTEE SUBSTITUTE

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

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

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

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

20 SECTION 2. 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:

23 A. As used in this act:

24 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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