

1 ENGROSSED HOUSE AMENDMENT

2 TO

2 ENGROSSED SENATE BILL NO. 927

3 By: Murdock and Dahm of the  
Senate

4 and

5 McDugle and Roberts (Sean)  
of the House

6

7

8 [ feral swine - Control Act - remove feral swine at  
night - permits - headlighting - use of certain  
lights and motor-driven conveyance - repealer -  
effective date ]

9

10

11 AUTHOR: Remove the following House Coauthor: Roberts (Sean)

12 AMENDMENT NO. 1. Delete the stricken title, enacting clause and  
13 entire bill and replace with:

14

15 "An Act relating to game and fish; requiring license,  
16 permit or stamp issued by Oklahoma Wildlife  
17 Conservation Commission to hunting or fishing;  
18 requiring possession; directing the Commission to  
19 promulgate rules to establish licenses; authorizing  
20 certain discounts; requiring license for certain  
21 wildlife activities; directing the Commission to  
22 promulgate rules establishing licenses; providing  
23 penalties for certain violations; amending 29 O.S.  
24 2011, Section 4-101, as amended by Section 1, Chapter  
341, O.S.L. 2013, 4-110, as last amended by Section  
2, Chapter 229, O.S.L. 2017, 4-112, as last amended  
by Section 3, Chapter 229, O.S.L. 2017, 4-132, as  
amended by Section 120, Chapter 304, O.S.L. 2012, 4-  
134, as amended by Section 121, Chapter 304, O.S.L.  
2012 and 4-141 (29 O.S. Supp. 2019, Sections 4-101,  
4-110, 4-112, 4-132 and 4-134), which relate to  
licenses; eliminating hunting license expiration  
dates; modifying license duplication fee; eliminating

1 fishing license exemptions; eliminating resident and  
2 nonresident fishing license fees; eliminating fishing  
3 license fee distribution requirements; eliminating  
4 disability fishing license; directing the Commission  
5 to promulgate rules; modifying fees and fines for  
6 certain fishing violations; eliminating hunting  
7 license exemptions; eliminating resident and  
8 nonresident hunting license fees; eliminating hunting  
9 license fee distribution requirements; directing the  
10 Commission to promulgate rules; modifying fees and  
11 fines for certain hunting violations; eliminating  
12 wildlife habitat stamp; modifying Wildlife Land  
13 Acquisition Fund contents; directing the Commission  
14 to promulgate rules; modifying Wildlife Heritage Fund  
15 contents; modifying Oklahoma Wildlife Land Fund  
16 contents and expenditures; directing the Commission  
17 to promulgate rules; amending 29 O.S. 2011, Section  
18 5-203, which relates to carrying firearms while  
19 training dogs; modifying requirements to carry  
20 firearms in certain places while training dogs;  
repealing 29 O.S. 2011, Sections 4-103, 4-103A, 4-  
103B, 4-104, 4-104A, 4-105, 4-106, as last amended by  
Section 2, Chapter 353, O.S.L. 2017, 4-107, 4-108, 4-  
108A, 4-109, 4-111, as amended by Section 1, Chapter  
132, O.S.L. 2015, 4-113, 4-113A, 4-113.1, Section 1,  
Chapter 77, O.S.L. 2019, 4-114, as last amended by  
Section 4, Chapter 229, O.S.L. 2017, 4-114, as  
amended by Section 1, Chapter 112, O.S.L. 2014, 4-  
115, 4-116, 4-117, 4-118, 4-119, 4-120, 4-121, 4-122,  
4-123, 4-124, 4-128, 4-128.1, 4-129, 4-130, as  
amended by Section 1, Chapter 235, O.S.L. 2018,  
Section 1, Chapter 115, O.S.L. 2014, 4-136, as  
amended by Section 1, Chapter 134, O.S.L. 2016, 4-  
138, as amended by Section 1, Chapter 167, O.S.L.  
2015, 4-140, as amended by Section 5, Chapter 229,  
O.S.L. 2017, 4-143 and 4-144 (29 O.S. Supp. 2019,  
Sections 4-106, 4-111, 4-113.2, 4-114, 4-114, 4-130,  
4-135.1, 4-136, 4-138 and 4-140), which relate to  
hunting and fishing licenses; providing for  
codification; and providing an effective date.

21  
22  
23 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:  
24

1 SECTION 1. NEW LAW A new section of law to be codified

2 in the Oklahoma Statutes as Section 4-301 of Title 29, unless there  
3 is created a duplication in numbering, reads as follows:

4       A. Except as otherwise provided, no person may hunt, pursue,  
5 trap, harass, catch, kill, take, or attempt to take in any manner,  
6 use, have in possession, sell, or transport all or any portion of  
7 any wildlife including fish, or enter any land owned, leased or  
8 managed by the Department unless the person has first obtained a  
9 license, permit or stamp from the Director or any authorized agents  
10 of the Department of Wildlife Conservation. Each person shall have  
11 the license, permit or stamp in their possession when hunting,  
12 fishing, taking or transporting any wildlife, and when entering any  
13 land owned, leased or managed by the Department.

14       B. The Oklahoma Wildlife Conservation Commission shall  
15 prescribe, by rule, the form, type, design, manner of issuance and  
16 the fee for these licenses, permits and stamps and any rules  
17 necessary to implement the provisions of this section; provided that  
18 the Commission shall offer, but not be limited to, a three-hundred-  
19 sixty-five-day hunting and fishing license.

20       C. The Commission may, by rule or resolution, designate  
21 discounts, sales or exemptions to any license, permit or stamp.

22 SECTION 2. NEW LAW A new section of law to be codified  
23 in the Oklahoma Statutes as Section 4-302 of Title 29, unless there  
24 is created a duplication in numbering, reads as follows:

1       A. Except as otherwise provided, no person may breed, possess  
2 or raise, sell, buy, transport out of state, export, take for  
3 commercial purposes any wildlife including fish, without having  
4 first procured a license for such purposes from the Director of  
5 Wildlife Conservation pursuant to the rules promulgated by the  
6 Commission.

7       B. The Oklahoma Wildlife Conservation Commission shall  
8 prescribe, by rule, the form, type, design, manner of issuance and  
9 the fee for these licenses, permits and stamps; and any rules  
10 necessary to implement the provisions of this section.

11       C. 1. Any person convicted of violating the provisions of this  
12 section shall have the commercial license revoked and forfeit the  
13 privileges provided by the license. No new license shall be issued  
14 for a period of at least six (6) months from and after the date on  
15 which the revocation order becomes effective.

16       2. Any person convicted of violating the provisions of this  
17 section shall be punished by a fine of no less than One Thousand  
18 Dollars (\$1,000.00) or by imprisonment in the county jail for a  
19 period not to exceed six (6) months, or by confiscation of gear, or  
20 by a combination of fine, imprisonment, and confiscation.

21       SECTION 3.       NEW LAW       A new section of law to be codified  
22 in the Oklahoma Statutes as Section 4-303 of Title 29, unless there  
23 is created a duplication in numbering, reads as follows:

1       A. Except as otherwise provided in this title or in the  
2 Oklahoma Farmed Cervidae Act, no person may breed or raise wildlife  
3 for personal consumption or noncommercial purposes, or kill or  
4 capture wildlife or take their nests or eggs for scientific purposes  
5 without having first procured a license from the Director of  
6 Wildlife Conservation.

7       B. The Oklahoma Wildlife Conservation Commission shall  
8 prescribe, by rule, the form, type, design, manner of issuance and  
9 the fee for these licenses, permits and stamps; and any rules  
10 necessary to implement the provisions of this section.

11      C. 1. Any person convicted of violating the provisions of this  
12 section shall have the noncommercial license revoked and forfeit the  
13 privileges provided by the license. No new license shall be issued  
14 for a period of at least six (6) months from and after the date on  
15 which the revocation order becomes effective.

16      2. Any person convicted of violating the provisions of this  
17 section shall be punished by a fine of not less than Fifty Dollars  
18 (\$50.00) nor more than Five Hundred Dollars (\$500.00).

19       SECTION 4.       AMENDATORY       29 O.S. 2011, Section 4-101, as  
20 amended by Section 1, Chapter 341, O.S.L. 2013 (29 O.S. Supp. 2019,  
21 Section 4-101), is amended to read as follows:

22       Section 4-101. A. All licenses and permits issued by the  
23 Director of Wildlife Conservation, the Department of Wildlife  
24 Conservation or by any of its agents shall be used only in

1 conformity with the provisions of this title and the rules  
2 promulgated by the Oklahoma Wildlife Conservation Commission.

3       B. All persons making application for any licenses required by  
4 this section shall produce a valid license to operate a motor  
5 vehicle or other positive proof of identification, age and  
6 residency, and any such license issued shall show such data as well  
7 as the date and time of issuance.

8       C. All licenses are nontransferable. No person shall alter,  
9 change, lend or transfer any license. No person shall use or borrow  
10 a license which has not been issued to that person by the Director,  
11 the Department or by any of its agents pursuant to the provisions of  
12 this section.

13       D. No person may engage in activities requiring a license  
14 without that person's carrying such license on their person and  
15 producing the same for an inspection upon the demand of any Oklahoma  
16 citizen or game warden.

17       E. Any person required to produce a license must also identify  
18 themselves as the person to whom such license was issued, and  
19 failure or refusal to comply shall be deemed *prima facie* evidence of  
20 a violation of this section.

21       F. Unless otherwise provided in this Code:

22       1. ~~Hunting licenses issued pursuant to paragraph 1 of~~  
23 ~~subsection C and paragraphs 1 and 3 of subsection E of Section 4-112~~  
24 ~~of this title and paragraphs 1 and 3 of subsection B of Section 4-~~

1    ~~113 of this title shall expire on December 31 of the year issued.~~  
2    ~~Hunting licenses issued pursuant to paragraph 2 of subsection C and~~  
3    ~~paragraphs 2 and 4 of subsection E of Section 4-112 of this title~~  
4    ~~and paragraphs 2 and 4 of subsection B of Section 4-113 of this~~  
5    ~~title shall expire on June 30 of the fiscal year issued. All other~~  
6    ~~licenses shall terminate December 31 for the year issued; and~~

7        2. Any, any person convicted of violating any of the provisions  
8    of this title may have any or all licenses held by that person or  
9    the privilege of applying for, purchasing or exercising the benefits  
10   conferred by the licenses revoked by the Department in accordance  
11   with rules promulgated by the Commission or by a court of competent  
12   jurisdiction for a period of not less than one (1) year. For  
13   purposes of this paragraph, a court conviction, a plea of guilty, a  
14   plea of nolo contendere, the imposition of a deferred or suspended  
15   sentence by a court, or forfeiture of bond shall be deemed a  
16   conviction.

17        G. Should any license or permit issued pursuant to Part 1 of  
18   Article IV of this title be lost or destroyed, duplicates will be  
19   issued by the Department at a fee of ~~One Dollar and fifty cents~~  
20   ~~(\$1.50)~~ determined by the Commission.

21        H. Upon harvesting any whitetail or mule deer, or any other  
22   wildlife where the hunter, according to Commission rules, is  
23   required to check the wildlife in at a Department check station, the  
24   taker of the wildlife shall:

- 1       1. Securely attach the name of the taker, time of harvest, date  
2 of harvest and license number to the carcass of the wildlife;  
3           2. Check in the carcass of the wildlife electronically using  
4 the online check station provided on the official website of the  
5 Oklahoma Department of Wildlife Conservation or as prescribed by  
6 rule of the Commission, within twenty-four (24) hours of leaving the  
7 hunt area and in all cases prior to processing the carcass; and  
8           3. Not remove evidence of the sex of the animal until after the  
9 carcass of the animal has been checked in.

10          I. It shall be unlawful for any license or permit holder to  
11 knowingly make a false statement or give false information to any  
12 authorized hunter check station or to an authorized Department  
13 employee when complying with the provisions of subsection H of this  
14 section. Information which may be collected at a Department check  
15 station shall include but not be limited to the name, address,  
16 license or permit number and signature of the taker, the date, time,  
17 county, method or weapon of the kill, sex and weight of carcass,  
18 whether or not the animal was taken on public hunting land and if so  
19 in what area, or any other information which may be required by the  
20 Commission.

21          J. 1. Any person convicted of violating the provisions of this  
22 section or of making a false statement or giving any false  
23 information in order to acquire any license or permit, pursuant to  
24 the provisions of this section, shall be punishable by a fine of not

1 less than One Hundred Dollars (\$100.00) nor more than Two Hundred  
2 Fifty Dollars (\$250.00), or by imprisonment in the county jail for a  
3 period not to exceed ten (10) days, or by both such fine and  
4 imprisonment. Any person convicted of a second or subsequent  
5 violation of the provisions of this section or of making a false  
6 statement or giving any false information in order to acquire any  
7 license or permit, pursuant to the provisions of this section, shall  
8 be punishable by a fine of not less than Two Hundred Fifty Dollars  
9 (\$250.00) nor more than Seven Hundred Fifty Dollars (\$750.00), or by  
10 imprisonment in the county jail for a period not to exceed ten (10)  
11 days, or by both such fine and imprisonment.

12 2. Any hunting or fishing license issued to a person by the  
13 Department of Wildlife Conservation shall be automatically revoked  
14 upon conviction of the person of violating the provisions of this  
15 section. The revocation shall be for a period set by the court of  
16 not less than one (1) year nor more than ten (10) years. If the  
17 court does not set a period, the revocation shall be for one (1)  
18 year from the date of the conviction. During this period of  
19 revocation, the Department shall not issue the person a hunting or  
20 fishing license. If the court does not set a revocation period, the  
21 Department shall not issue that person a license within one (1) year  
22 of the conviction of the person pursuant to this section. A person  
23 who has a license or permit revoked pursuant to this section shall  
24 surrender the revoked license or permit to the court. The court

1 shall send the Department of Wildlife Conservation the revoked  
2 license and a copy of the judgment of conviction. For purposes of  
3 this section, "conviction" shall include a plea of guilty or nolo  
4 contendere to an offense or the imposition of deferred adjudication  
5 for an offense.

6       K. Any person who has had their license privileges revoked  
7 shall not be entitled to purchase, apply for, or exercise the  
8 benefits conferred by any license until the revocation period has  
9 expired or the person has obtained approval from the Director. Any  
10 person violating the provisions of this subsection, upon conviction,  
11 shall be punished by a fine of not more than Five Hundred Dollars  
12 (\$500.00), or by imprisonment in a county jail for a term of not  
13 more than ninety (90) days or by both the fine and imprisonment.  
14 Upon conviction under this subsection, the previously granted  
15 license revocation period shall be extended by two (2) additional  
16 years.

17           SECTION 5.       AMENDATORY       29 O.S. 2011, Section 4-110, as  
18 last amended by Section 2, Chapter 229, O.S.L. 2017 (29 O.S. Supp.  
19 2019, Section 4-110), is amended to read as follows:

20           Section 4-110. A. Except as otherwise provided in the Oklahoma  
21 Wildlife Conservation Code, no person shall fish, pursue, harass,  
22 catch, kill, take in any manner, use, have in possession, sell, or  
23 transport all or any portion of fish without having first procured a  
24 license for such from the Director or from any of the authorized

1 agents of the Department of Wildlife Conservation. The Wildlife  
2 Conservation Commission may designate two (2) days per year in which  
3 residents and nonresidents may fish without first procuring a  
4 fishing license pursuant to the provisions of this section.

5 ~~B. The following legal residents of Oklahoma shall be exempt~~  
6 ~~from the annual fishing license requirements of subsection C of this~~  
7 ~~section and the following nonresidents shall be exempt from the~~  
8 ~~annual nonresident fishing licenses required pursuant to subsection~~  
9 ~~E of this section:~~

10 ~~1. Legal residents under sixteen (16) years of age and~~  
11 ~~nonresidents under sixteen (16) years of age from states which do~~  
12 ~~not require nonresident fishing licenses for persons under sixteen~~  
13 ~~(16) years of age;~~

14 ~~2. Legal residents sixty-five (65) years of age or older and~~  
15 ~~nonresidents sixty-five (65) years of age or older from states which~~  
16 ~~do not require nonresident fishing licenses for persons sixty-five~~  
17 ~~(65) years of age or older, provided a legal resident has obtained a~~  
18 ~~senior citizen lifetime fishing or combination hunting and fishing~~  
19 ~~license pursuant to the provisions of Section 4-114 of this title;~~

20 ~~3. Legal residents born on or before January 1, 1923;~~

21 ~~4. Legal resident veterans having a disability of sixty percent~~  
22 ~~(60%) or more and registered with the veterans registry created by~~  
23 ~~the Oklahoma Department of Veterans Affairs; provided, that if the~~  
24 ~~veteran has previously received an exemption pursuant to this~~

1 paragraph, no registration with the veterans registry shall be  
2 required. The Oklahoma Wildlife Conservation Commission shall  
3 promulgate any rules necessary to implement the provisions of this  
4 paragraph;

5 5. Legal resident owners or tenants, their spouses, parents,  
6 grandparents, children and their spouses, grandchildren and their  
7 spouses who fish in private ponds on land owned or leased by them;

8 6. Any legal resident or nonresident who is a patient of an  
9 institution of the State of Oklahoma established for the care and  
10 treatment of mental illness or alcohol or drug dependency or any  
11 developmentally disabled person residing in any group home or other  
12 institution or developmentally disabled persons when accompanied by  
13 an attendant of the institution or legal guardian of the patient, or  
14 when fishing on institutional property;

15 7. Any legal resident or nonresident under eighteen (18) years  
16 of age who is in the legal and physical custody of the State of  
17 Oklahoma or one of its agencies by court order;

18 8. Any legal resident or nonresident under eighteen (18) years  
19 of age who is in the physical custody of a child care facility as  
20 defined by Section 402 of Title 10 of the Oklahoma Statutes;

21 9. Any legal resident or nonresident who is legally blind or  
22 who has any other physical impairment, as certified by a physician  
23 licensed in this state or any state which borders this state, which  
24 prevents the person from properly using fishing apparatus without

1 the assistance of another person, and any one person actually  
2 accompanying and actually assisting such legally blind or otherwise  
3 physically impaired person while the latter is fishing. This  
4 certification shall be carried by the individual while fishing;

5 10. Nonresidents under fourteen (14) years of age;

6 11. Any legal resident or nonresident who is a Job Corps  
7 trainee of this state, provided that the trainees shall have on  
8 their persons a duly authorized identification card issued by their  
9 respective Job Corps Center and shall present the card upon request,  
10 in lieu of a fishing license. The trainees shall return their cards  
11 to their respective Job Corps Center when the trainees leave their  
12 respective Job Corps training programs;

13 12. Any legal resident having a proven disability which renders  
14 the resident nonambulatory and confined to a wheelchair as certified  
15 by a physician licensed in this state or any state which borders  
16 this state;

17 13. Any legal resident who is fishing with a pole and line,  
18 trotline, or throwline in streams, natural lakes, natural ponds, and  
19 mine pits in the county in which the person is a resident, or in  
20 streams, natural lakes, natural ponds, and mine pits which form a  
21 part of the boundary line of the county in which the person is a  
22 resident, when using any bait other than commercial or artificial  
23 bait, blood, stink bait, cut fish, and shrimp; and

1       14. Any legal resident or nonresident participating in an  
2 aquatic education event or clinic sanctioned by the Department of  
3 Wildlife Conservation.

4       C. Except as otherwise provided for in the Oklahoma Wildlife  
5 Conservation Code, the resident fishing licenses issued pursuant to  
6 the provisions of this section and the fee for each shall be:

7       1. Annual fishing license for legal residents eighteen (18)  
8 years of age and older - Twenty-four Dollars (\$24.00);

9       2. Annual fishing license for legal residents sixteen (16) or  
10 seventeen (17) years of age - Four Dollars (\$4.00); and

11       3. Two-day fishing license for legal residents - Fourteen  
12 Dollars (\$14.00).

13       D. Of the fees collected pursuant to the provisions of  
14 paragraphs 1 and 3 of subsection C of this section, Five Dollars  
15 (\$5.00) of the license fee shall be for the Oklahoma Wildlife Land  
16 Stamp and shall be deposited in the Oklahoma Wildlife Land Fund  
17 created pursuant to the provisions of Section 4-141 of this title.

18       E. Except as otherwise provided for in the Oklahoma Wildlife  
19 Conservation Code, the nonresident fishing licenses issued pursuant  
20 to the provisions of this section and the fee for each shall be:

21       1. Annual fishing license for nonresidents - Fifty-four Dollars  
22 (\$54.00), provided the Commission may enter into reciprocity  
23 agreements with states wherein nonresident license fees shall be in  
24 conformity with such reciprocal agreements;

1       2. Six day fishing license for nonresidents Thirty four  
2 Dollars (\$34.00); and  
3       3. One day fishing license for nonresidents Fourteen Dollars  
4       (\$14.00).

5       F. Of the fees collected pursuant to the provisions of  
6 paragraphs 1, 2 and 3 of subsection E of this section, Five Dollars  
7 (\$5.00) of the annual license fee for nonresidents, One Dollar and  
8 fifty cents (\$1.50) of the six day fishing license for nonresidents  
9 fee and One Dollar and fifty cents (\$1.50) of the one day fishing  
10 license for nonresidents fee shall be deposited in the Wildlife Land  
11 Acquisition Fund created pursuant to the provisions of Section 4-132  
12 of this title. Of the fees collected pursuant to the provisions of  
13 paragraphs 1, 2 and 3 of subsection E of this section, Five Dollars  
14 (\$5.00) of the license fee shall be for the Oklahoma Wildlife Land  
15 stamp and shall be deposited in the Oklahoma Wildlife Land Fund  
16 created pursuant to the provisions of Section 4-141 of this title.

17       G. Legal residents who have resided in this state for at least  
18 six (6) months and who are receiving Social Security Disability  
19 benefits, Supplemental Security Income benefits, disability benefits  
20 under the Railroad Retirement Act, 45 U.S.C.A., Section 231a, postal  
21 employees receiving disability benefits pursuant to 5 U.S.C.,  
22 Section 8451 (1998) or legal residents who are one hundred percent  
23 (100%) disabled and are receiving disability payments from the  
24 Multiple Injury Trust Fund pursuant to Section 403 of Title 85 of

1   ~~the Oklahoma Statutes, may purchase a disability fishing license~~  
2   ~~from the Director for Ten Dollars (\$10.00) for five (5) years.~~

3   H. The Oklahoma Wildlife Conservation Commission shall  
4   prescribe, by rule, the form, type, design, manner of issuance and  
5   the fee for these licenses, permits and stamps; and any rules  
6   necessary to implement the provisions of this section.

7   C. 1. Any person arrested while violating the provisions of  
8   this section who does not meet the requirements of subsection K F of  
9   this section, may purchase a substitute temporary thirty-day license  
10   from the arresting game warden in lieu of posting bond. The  
11   Commission shall, by rule, determine the fee for a substitute  
12   license purchased pursuant to the provisions of this subsection  
13   shall be:

- 14    a. ~~for legal residents, Fifty Dollars (\$50.00), and~~  
15    b. ~~for nonresidents, Ninety Dollars (\$90.00).~~

16   2. Except as otherwise provided by this subsection, the fees  
17   from licenses purchased pursuant to the provisions of this  
18   subsection shall be deposited in the Wildlife Conservation Fund to  
19   be used exclusively for developing, managing, preserving, and  
20   protecting wildlife and wildlife habitat.

21   F. D. Unless a substitute license is purchased as provided for  
22   by subsection H C of this section, any resident of this state  
23   convicted of violating the provisions of this section shall be  
24   punished by the imposition of a fine of not less than Twenty-five

1      Dollars (\$25.00) Fifty Dollars (\$50.00) nor more than Two Hundred  
2      Dollars (\$200.00) or by imprisonment in the county jail for a period  
3      not to exceed thirty (30) days, or by both said fine and  
4      imprisonment.

5            J. E. Unless a substitute license is purchased as provided for  
6      by subsection H C of this section, any nonresident convicted of  
7      violating this section shall be punished by a fine of not less than  
8      Fifty Dollars (\$50.00) One Hundred Dollars (\$100.00) nor more than  
9      Two Hundred Dollars (\$200.00) or by imprisonment in the county jail  
10     for a period not more than thirty (30) days, or by both such fine  
11     and imprisonment.

12           K. F. Any person producing proof in court that a current  
13     fishing license issued by the Department of Wildlife Conservation to  
14     that person was in force at the time of the alleged offense shall be  
15     entitled to dismissal of a charge of violating this section upon  
16     payment of court costs. If proof of a current fishing license  
17     issued by the Department to the person that was in force at the time  
18     of the alleged offense is presented to the court or district  
19     attorney within seventy-two (72) hours after the violation, the  
20     charge shall be dismissed without payment of court costs.

21           G. The Oklahoma Wildlife Conservation Commission shall  
22     promulgate any rules necessary to implement the provisions of this  
23     section.

1 SECTION 6. AMENDATORY 29 O.S. 2011, Section 4-112, as  
2 last amended by Section 3, Chapter 229, O.S.L. 2017 (29 O.S. Supp.  
3 2019, Section 4-112), is amended to read as follows:

4 Section 4-112. A. Except as otherwise provided for in the  
5 Oklahoma Wildlife Conservation Code or the Oklahoma Farmed Cervidae  
6 Act, no person may hunt, pursue, trap, harass, catch, kill, take or  
7 attempt to take in any manner, use, have in possession, sell, or  
8 transport all or any portion of any wildlife except fish, without  
9 having first procured a license from the Department of Wildlife  
10 Conservation. The Wildlife Conservation Commission shall designate  
11 a consecutive Saturday and Sunday in September of each year as free  
12 hunting days in which residents of this state may hunt without first  
13 procuring a hunting license pursuant to the provisions of this  
14 section.

15 ~~B. The following legal residents of Oklahoma shall be exempt~~  
16 ~~from the annual hunting license requirement of paragraph 1 of~~  
17 ~~subsection E of this section and the following nonresidents shall be~~  
18 ~~exempt from the annual nonresident hunting licenses required~~  
19 ~~pursuant to paragraph 1 of subsection C of this section:~~

20 1. ~~Legal residents under sixteen (16) years of age;~~  
21 2. ~~Legal residents sixty five (65) years of age or older~~  
22 ~~provided they have obtained a senior citizen lifetime hunting or~~  
23 ~~combination hunting and fishing license pursuant to the provisions~~  
24 ~~of Section 4-114 of this title;~~

1           3. Legal residents born on or before January 1, 1923;

2           4. Legal resident veterans having a disability of sixty percent  
3        (60%) or more and registered with the veterans registry created by  
4        the Oklahoma Department of Veterans Affairs; provided, that if the  
5        veteran has previously received an exemption pursuant to this  
6        paragraph, no registration with the veterans registry shall be  
7        required;

8           5. Legal resident owners or tenants who hunt on land owned or  
9        leased by them;

10          6. Any nonresident under fourteen (14) years of age;

11          7. Legal residents having a proven disability which renders  
12        them nonambulatory and confines them to a wheelchair, as certified  
13        by a physician licensed in this state or in any state which borders  
14        this state;

15          8. Any legal resident or nonresident under eighteen (18) years  
16        of age who is in the physical custody of a child care facility as  
17        defined by Section 402 of Title 10 of the Oklahoma Statutes; and

18          9. Any legal resident or nonresident hunting, pursuing,  
19        trapping, harassing, catching, killing, taking, or attempting to  
20        take in any manner any species of rattlesnake during an organized  
21        rattlesnake hunting event or festival and who has a rattlesnake  
22        permit issued pursuant to Section 4-143 of this title.

1       C. Except as otherwise provided for in the Oklahoma Wildlife  
2       Conservation Code, the nonresident hunting licenses issued pursuant  
3       to this section and the fee for each license shall be:

4       1. Annual hunting license for nonresidents hunting game other  
5       than deer, antelope, elk or bear which expires on December 31 of the  
6       year purchased - One Hundred Forty-one Dollars (\$141.00).

7       Nonresidents hunting big game or combination big game and upland  
8       game in a commercial hunting area shall be required to have this  
9       license;

10      2. Annual hunting license for nonresidents hunting game other  
11     than deer, antelope, elk or bear which expires on June 30 of the  
12     fiscal year purchased - One Hundred Seventy-five Dollars (\$175.00).

13       Nonresidents hunting big game or combination big game and upland  
14       game in a commercial hunting area shall be required to have this  
15       license;

16       3. Gun hunting license for deer for nonresidents which shall be  
17       valid for hunting all deer allowed during the current calendar year  
18       deer gun season - Two Hundred Seventy-nine Dollars (\$279.00);

19       4. Archery hunting license for deer for nonresidents which  
20       shall expire on January 15 of the calendar year after the year  
21       purchased or if purchased during the deer archery season it shall  
22       expire at the end of that deer archery season - Two Hundred Seventy-  
23       nine Dollars (\$279.00);

1       5. Primitive firearms hunting license for deer for nonresidents  
2 which shall be valid for hunting all deer allowed during the current  
3 calendar year deer primitive firearms season - Two Hundred Seventy-  
4 nine Dollars (\$279.00);

5       6. Hunting license for antelope for nonresidents - Three  
6 Hundred Five Dollars (\$305.00);

7       7. Hunting license for elk for nonresidents - Three Hundred  
8 Five Dollars (\$305.00);

9       8. Five-day hunting license for nonresidents hunting game other  
10 than deer, antelope, elk, quail, turkey or bear - Seventy-four  
11 Dollars (\$74.00); and

12       9. Ten-day hunting license for nonresidents hunting small game  
13 in a commercial hunting area - Five Dollars (\$5.00).

14       D. Of the fees collected pursuant to the provisions of  
15 subsection C of this section:

16       1. Five Dollars (\$5.00) of the license fee of each license  
17 issued pursuant to paragraphs 1 through 7 of subsection C of this  
18 section and Two Dollars and fifty cents (\$2.50) of the license fee  
19 for each license issued pursuant to paragraph 8 of subsection C of  
20 this section shall be deposited in the Wildlife Land Acquisition  
21 Fund created pursuant to the provisions of Section 4-132 of this  
22 title; and

23       2. Five Dollars (\$5.00) of the license fee for each license  
24 issued pursuant to paragraphs 1 through 8 of subsection C of this

1 section shall be for the Oklahoma Wildlife Land Stamp and shall be  
2 deposited in the Oklahoma Wildlife Land Fund created pursuant to the  
3 provisions of Section 4-141 of this title.

4 E. Except as otherwise provided, the resident hunting licenses  
5 issued pursuant to this section and the fee for each license shall  
6 be:

7 1. Annual hunting license for residents eighteen (18) years of  
8 age and older which expires on December 31 of the year purchased -  
9 Twenty-four Dollars (\$24.00);

10 2. Annual hunting license for residents eighteen (18) years of  
11 age and older which expires on June 30 of the fiscal year purchased  
12 - Thirty-one Dollars (\$31.00);

13 3. Annual hunting license for residents sixteen (16) or  
14 seventeen (17) years of age which expires on December 31 of the year  
15 purchased - Four Dollars (\$4.00);

16 4. Annual hunting license for residents sixteen (16) or  
17 seventeen (17) years of age which expires on June 30 of the fiscal  
18 year purchased - Six Dollars (\$6.00);

19 5. Ten-day hunting license for residents for small game in a  
20 commercial hunting area - Five Dollars (\$5.00);

21 6. Five-year disability hunting license for residents of this  
22 state for at least six (6) months who are receiving Social Security  
23 Disability benefits, Supplemental Security Income benefits or  
24 disability benefits under the Railroad Retirement Act, 45 U.S.C.A.,

1 Section 231a, or residents who are one hundred percent disabled and  
2 are receiving disability payments from the Multiple Injury Trust  
3 Fund pursuant to Section 31 of Title 85A of the Oklahoma Statutes  
4 Ten Dollars (\$10.00);

5 7. Gun hunting license for deer for residents eighteen (18)  
6 years of age or older - Nineteen Dollars (\$19.00). The following  
7 persons shall be exempt:

8 a. residents with proper certification from the United  
9 States Department of Veterans Affairs or its  
10 successor, certifying that the person is a disabled  
11 veteran in receipt of compensation at the one hundred  
12 percent rate and registered with the veterans registry  
13 created by the Oklahoma Department of Veterans  
14 Affairs; provided, that if the veteran has previously  
15 received an exemption pursuant to this subparagraph,  
16 no registration with the veterans registry shall be  
17 required, and

18 b. residents hunting in big game or combination big game  
19 and upland game commercial hunting areas;

20 8. Gun hunting license for deer for residents under eighteen  
21 (18) years of age - Nine Dollars (\$9.00);

22 9. Archery hunting license for deer for residents eighteen (18)  
23 years of age or older - Nineteen Dollars (\$19.00). The following  
24 persons shall be exempt:

1           a. residents with proper certification from the United  
2           States Department of Veterans Affairs or its  
3           successor, certifying that the person is a disabled  
4           veteran in receipt of compensation at the one hundred  
5           percent rate and registered with the veterans registry  
6           created by the Oklahoma Department of Veterans  
7           Affairs; provided, that if the veteran has previously  
8           received the exemption pursuant to this subparagraph,  
9           no registration with the veterans registry shall be  
10          required, and

11         b. residents hunting in big game or combination big game  
12          and upland game commercial hunting areas;

13         10. Archery hunting license for deer for residents under

14         eighteen (18) years of age - Nine Dollars (\$9.00);

15         11. Primitive firearms hunting license for deer for residents

16         eighteen (18) years of age or older - Nineteen Dollars (\$19.00).

17         The following persons shall be exempt:

18         a. residents with proper certification from the United  
19           States Department of Veterans Affairs or its  
20           successor, certifying that the person is a disabled  
21           veteran in receipt of compensation at the one hundred  
22           percent rate and registered with the veterans registry  
23           created by the Oklahoma Department of Veterans  
24           Affairs; provided, that if the veteran has previously

1           received the exemption pursuant to this subparagraph,  
2           no registration with the veterans registry shall be  
3           required, and

4       b.    residents hunting in big game or combination big game  
5           and upland game commercial hunting areas;

6       12.   Primitive firearms hunting license for deer for residents  
7           under eighteen (18) years of age - Nine Dollars (\$9.00);

8       13.   Hunting license for elk for residents - Fifty Dollars  
9           (\$50.00). Residents hunting in big game or combination big game and  
10          upland game commercial hunting areas shall be exempt from this  
11          license;

12       14.   Hunting license for antelope for residents - Fifty Dollars  
13           (\$50.00). Residents hunting in big game or combination big game and  
14          upland game commercial hunting areas shall be exempt from this  
15          license; and

16       15.   Bonus, special or additional gun hunting license for deer  
17           for residents - Nineteen Dollars (\$19.00). The following persons  
18          shall be exempt:

19       a.    residents with proper certification from the United  
20          States Department of Veterans Affairs or its  
21          successor, certifying that the person is a disabled  
22          veteran in receipt of compensation at the one hundred  
23          percent rate and registered with the veterans registry  
24          created by the Oklahoma Department of Veterans

1 Affairs; provided, that if the veteran has previously  
2 received the exemption pursuant to this subparagraph,  
3 no registration with the veterans registry shall be  
4 required, and

- 5 b. residents hunting in big game or combination big game  
6 and upland game commercial hunting areas.

7 F. Of the fees collected pursuant to the provisions of  
8 paragraphs 1 and 2 of subsection E of this section, Five Dollars  
9 (\$5.00) of the license fee shall be for the Oklahoma Wildlife Land  
10 Stamp and shall be deposited in the Oklahoma Wildlife Land Fund  
11 created pursuant to the provisions of Section 4-141 of this title.

12 G. The provisions of this section shall not be construed to  
13 require a hunting license, resident or nonresident, of any person  
14 merely because the person participates, as owner or handler of an  
15 entry, as an official, or as a spectator in the conduct of a field  
16 trial or performance test of dogs, whether a resident or nonresident  
17 of the State of Oklahoma. No license to hunt shall be required of  
18 any person engaged in training or working dogs, provided that person  
19 is in no way engaged in hunting and does not take or attempt to take  
20 in any manner any game The Oklahoma Wildlife Conservation Commission  
21 shall prescribe, by rule, the form, type, design, manner of issuance  
22 and the fee for these licenses, permits and stamps; and any rules  
23 necessary to implement the provisions of this section.

1       H. C. 1. Any person arrested for hunting game other than deer,  
2 antelope, elk, bear or turkey without a valid hunting license as  
3 required by the provisions of subsection A of this section may  
4 purchase a substitute temporary thirty-day license from the  
5 arresting game warden in lieu of posting bond. Proof of hunter  
6 safety certification will not be required for the temporary  
7 substitute license. The Commission shall, by rule, determine the  
8 fee for a substitute license ~~purchased pursuant to the provisions of~~  
9 ~~this subsection shall be:~~

- 10           a. ~~for legal residents, Fifty Dollars (\$50.00), and~~  
11           b. ~~for nonresidents, One Hundred Forty-five Dollars~~  
12           ~~(\$145.00).~~

13       2. ~~Except as otherwise provided for by this subsection, the~~  
14 ~~fees from licenses purchased pursuant to the provisions of this~~  
15 ~~subsection shall be deposited in the Wildlife Conservation Fund to~~  
16 ~~be used exclusively for developing, managing, preserving, and~~  
17 ~~protecting wildlife and wildlife habitat.~~

18       I. D. Any person producing proof in court that a current  
19 hunting license issued by the Department of Wildlife Conservation to  
20 that person was in force at the time of the alleged offense shall be  
21 entitled to dismissal of a charge of violating this section upon  
22 payment of court costs. If proof of a current hunting license  
23 issued by the Department to the person that was in force at the time  
24 of the alleged offense is presented to the court or district

1 attorney within seventy-two (72) hours after the violation, the  
2 charge shall be dismissed without payment of court costs.

3       J. E. Unless a substitute license is purchased as provided for  
4 by subsection ~~H C~~ of this section, any resident convicted of  
5 violating the provisions of this section shall be punished by the  
6 imposition of a fine of not less than ~~Twenty-five Dollars (\$25.00)~~  
7 Fifty Dollars (\$50.00) nor more than Two Hundred Dollars (\$200.00),  
8 or by imprisonment in the county jail for a period not to exceed  
9 thirty (30) days, or by both.

10      K. F. Unless a substitute license is purchased as provided for  
11 by subsection ~~H C~~ of this section, any nonresident convicted of  
12 violating the provisions of this section shall be punished by the  
13 imposition of a fine of not less than Two Hundred Dollars (\$200.00)  
14 nor more than Five Hundred Dollars (\$500.00), or by imprisonment in  
15 the county jail for a period not to exceed six (6) months, or by  
16 both.

17      L. G. The Oklahoma Wildlife Conservation Commission shall  
18 promulgate any rules necessary to implement the provisions of this  
19 section.

20 SECTION 7.           AMENDATORY           29 O.S. 2011, Section 4-132, as  
21 amended by Section 120, Chapter 304, O.S.L. 2012 (29 O.S. Supp.  
22 2019, Section 4-132), is amended to read as follows:

23      Section 4-132. A. ~~The Department of Wildlife Conservation is~~  
24 ~~hereby authorized to issue an Oklahoma Wildlife Habitat Stamp to any~~

1 person upon the voluntary payment of a fee of Ten Dollars (\$10.00).  
2 Said fee shall be deposited in the Wildlife Land Acquisition Fund  
3 created in subsection C of this section.

4 B. The Oklahoma Wildlife Conservation Commission shall  
5 promulgate rules specifying the form, design, and manner of issuance  
6 of said wildlife habitat stamp.

7 C. There is hereby created in the State Treasury a revolving  
8 fund for the Oklahoma Wildlife Conservation Commission to be  
9 designated the "Wildlife Land Acquisition Fund". The fund shall be  
10 a continuing fund, not subject to fiscal year limitations, and shall  
11 consist of all monies received pursuant to the provisions of this  
12 section deposited by the Oklahoma Wildlife Conservation Commission.

13 The Oklahoma Wildlife Conservation Commission is hereby authorized  
14 to invest all or part of the monies of said fund in any investment  
15 permitted by a written investment policy adopted by the Wildlife  
16 Conservation Commission; provided, all investments shall be made in  
17 accordance with the Oklahoma Uniform Prudent Investor Act. Any  
18 interest or dividends accruing from such investments shall be  
19 deposited in the Wildlife Land Acquisition Fund. All monies  
20 accruing to the credit of said fund are hereby appropriated and may  
21 be budgeted and expended by the Oklahoma Wildlife Conservation  
22 Commission for the purposes specified in subsection D B of this  
23 section. Any monies withdrawn from said fund by the Oklahoma  
24 Wildlife Conservation Commission for investment pursuant to this

1 subsection shall be deemed to be for the purposes specified in  
2 subsection D B of this section. Expenditures from said fund shall  
3 be made upon warrants issued by the State Treasurer against claims  
4 filed as prescribed by law with the Director of the Office of  
5 Management and Enterprise Services for approval and payment.

6 D. B. The Wildlife Land Acquisition Fund shall be used by the  
7 Oklahoma Wildlife Conservation Commission for the acquisition on a  
8 willing-seller willing-buyer basis only, leasing, taking of  
9 easements, development, management, and enhancement of lands  
10 acquired pursuant to this section for the following purposes:

11 1. Management of game animals, protected animals and birds,  
12 furbearing animals, game birds, fish, and their restoration,  
13 propagation, and protection; and

14 2. Creation and management of public hunting, fishing, and  
15 trapping areas as places where the public may hunt, fish, or trap as  
16 authorized by law.

17 E. C. The Oklahoma Wildlife Conservation Commission may accept  
18 private contributions, grants, and donations made for the purposes  
19 of this section. Any monies received pursuant to this subsection  
20 shall be deposited in the Wildlife Land Acquisition Fund created in  
21 subsection E A of this section. Any property received pursuant to  
22 this subsection which is not suitable for the purposes of this  
23 section may be sold by the Oklahoma Wildlife Conservation Commission

1 and the proceeds from such sales shall be deposited in the Wildlife  
2 Land Acquisition Fund created in subsection E A of this section.

3 F. D. Whenever the Oklahoma Wildlife Conservation Commission  
4 acquires title to land pursuant to this section, the Commission  
5 shall annually make in lieu of tax payments equal to the average ad  
6 valorem tax per acre paid on similar land in that county. Said  
7 payments shall be made to the county treasurer of the county in  
8 which the land is located.

9 E. The Oklahoma Wildlife Conservation Commission shall  
10 prescribe any rules necessary to implement the provisions of this  
11 section.

12 SECTION 8. AMENDATORY 29 O.S. 2011, Section 4-134, as  
13 amended by Section 121, Chapter 304, O.S.L. 2012 (29 O.S. Supp.  
14 2019, Section 4-134), is amended to read as follows:

15 Section 4-134. A. There is hereby created in the State  
16 Treasury a revolving fund for the Oklahoma Wildlife Conservation  
17 Commission to be designated the "Wildlife Heritage Fund". The fund  
18 shall be a continuing fund, not subject to fiscal year limitations,  
19 and shall consist of all monies received from senior citizen  
20 lifetime licenses issued pursuant to the provisions of paragraphs 4  
21 through 6 of subsection B of Section 4-114 of this title deposited  
22 by the Oklahoma Wildlife Conservation Commission. The Oklahoma  
23 Wildlife Conservation Commission is hereby authorized to invest all  
24 or part of the monies of said fund in any investment permitted by a

1 written investment policy adopted by the Wildlife Conservation  
2 Commission; provided, all investments shall be made in accordance  
3 with the Oklahoma Uniform Prudent Investor Act. Any interest or  
4 dividends accruing from such investments shall be deposited in the  
5 Wildlife Heritage Fund. Only interest and dividends derived from  
6 the principle can be expended and are hereby appropriated and may be  
7 budgeted and expended by the Oklahoma Wildlife Conservation  
8 Commission for the purposes specified in subsection B of this  
9 section. Any monies withdrawn from said fund by the Oklahoma  
10 Wildlife Conservation Commission for investment pursuant to this  
11 subsection shall be deemed to be for the purposes specified in  
12 subsection B of this section. Expenditures from said fund shall be  
13 made upon warrants issued by the State Treasurer against claims  
14 filed as prescribed by law with the Director of the Office of  
15 Management and Enterprise Services for approval and payment.

16       B. The Wildlife Heritage Fund shall be used by the Oklahoma  
17 Wildlife Conservation Commission for the acquisition of land on a  
18 willing-seller willing-buyer basis only, leasing of land, and the  
19 taking of easements, and for the development, management, and  
20 enhancement of such lands acquired pursuant to this section for the  
21 following purposes:

22           1. Management of game animals, protected animals and birds,  
23 furbearing animals, game birds, fish, and their restoration,  
24 propagation, and protection; and

1       2. Creation and management of public hunting, fishing, and  
2 trapping areas as places where the public may hunt, fish, or trap as  
3 authorized by law.

4           C. The Oklahoma Wildlife Conservation Commission may accept  
5 private contributions, grants, and donations made for the purposes  
6 of this section. Any monies received pursuant to this subsection  
7 shall be deposited in the Wildlife Heritage Fund created in  
8 subsection A of this section. Any property received pursuant to  
9 this subsection which is not suitable for the purposes of this  
10 section may be sold by the Oklahoma Wildlife Conservation Commission  
11 and the proceeds from such sales shall be deposited in the Wildlife  
12 Heritage Fund created in subsection A of this section.

13           D. Whenever the Oklahoma Wildlife Conservation Commission  
14 acquires title to land pursuant to this section, the Commission  
15 shall annually make in lieu of tax payments equal to the average ad  
16 valorem tax per acre paid on similar land in that county. Said  
17 payments shall be made to the county treasurer of the county in  
18 which the land is located to be distributed by said county treasurer  
19 in the manner provided for by law for ad valorem tax payments.

20           SECTION 9.       AMENDATORY       29 O.S. 2011, Section 4-141, is  
21 amended to read as follows:

22           Section 4-141. A. There is hereby created in the State  
23 Treasury a revolving fund for the Oklahoma Wildlife Conservation  
24 Commission to be designated the "Oklahoma Wildlife Land Fund". The

1 fund shall be a continuing fund, not subject to fiscal year  
2 limitations, and shall consist of all monies ~~received pursuant to~~  
3 ~~the provisions of Sections 4-110, 4-112 and 4-113 of this title from~~  
4 ~~fees for the Oklahoma Wildlife Land Stamp and required to be~~  
5 ~~deposited in the fund, subsection C of Section 4-114 of this title~~  
6 ~~from fees for the Lifetime Oklahoma Wildlife Land Stamp and required~~  
7 ~~to be deposited in the fund and any other monies received from fees~~  
8 ~~for the Oklahoma Wildlife Land Stamp and required to be deposited in~~  
9 ~~the fund deposited by the Commission.~~ All monies accruing to the  
10 credit of the fund ~~are hereby appropriated~~ and shall be expended by  
11 the Commission as follows exclusively:

12 1. An amount equal to Four Dollars (\$4.00) per stamp to be used  
13 ~~to~~ To retire the obligations and related expenses as authorized  
14 pursuant to Section 168.9 of Title 73 of the Oklahoma Statutes or to  
15 purchase, lease, or purchase easements on real property to be used  
16 as public hunting, fishing, and trapping areas; and

17 2. An amount equal to fifty cents (\$0.50) per stamp to be used  
18 ~~by~~ the Commission for For the management of the real property  
19 acquired pursuant to Section 168.9 of Title 73 of the Oklahoma  
20 Statutes ~~or acquired with proceeds from the Oklahoma Wildlife Land~~  
21 ~~Stamp fee.~~

22 B. The Oklahoma Wildlife Conservation Commission shall  
23 prescribe any rules necessary to implement the provisions of this  
24 section.

1 SECTION 10. AMENDATORY 29 O.S. 2011, Section 5-203, is  
2 amended to read as follows:

3 Section 5-203. A. A hunting dog trainer may carry shotguns or  
4 firearms on public or private property, other than state parks where  
5 hunting game to kill is prohibited, while training bird hunting dogs  
6 provided that:

7 1. The trainer notifies the game warden in the region prior to  
8 going into the field;

9 2. The trainer has ~~a dog training shoot to kill~~ an appropriate  
10 license, ~~issued by the Oklahoma Department of~~ as determined by the  
11 rules promulgated by the Oklahoma Wildlife Conservation. ~~The fee~~  
12 ~~for the license shall not exceed Ten Dollars (\$10.00) per year~~  
13 Commission;

14 3. The trainer has a current receipt from a licensed commercial  
15 or noncommercial game breeder of the propagated bird which is being  
16 released for the training purposes, stating the number of birds and  
17 the date obtained or has proof that the bird was reared by the  
18 trainer; and

19 4. All propagated birds so used are tagged or banded prior to  
20 their release. The use of a bird hunting dog may be permitted in  
21 the legal hunting of quail, dove, prairie chickens, pheasant and  
22 waterfowl.

1           B. A person may carry a pistol while training a bird dog  
2 without having met the provisions of paragraphs 1 through 4 of  
3 subsection A of this section.

4           SECTION 11.       REPEALER       29 O.S. 2011, Sections 4-103, 4-  
5 103A, 4-103B, 4-104, 4-104A, 4-105, 4-106, as last amended by  
6 Section 2, Chapter 353, O.S.L. 2017, 4-107, 4-108, 4-108A, 4-109, 4-  
7 111, as amended by Section 1, Chapter 132, O.S.L. 2015, 4-113, 4-  
8 113A, 4-113.1, Section 1, Chapter 77, O.S.L. 2019, 4-114, as last  
9 amended by Section 4, Chapter 229, O.S.L. 2017, 4-114, as amended by  
10 Section 1, Chapter 112, O.S.L. 2014, 4-115, 4-116, 4-117, 4-118, 4-  
11 119, 4-120, 4-121, 4-122, 4-123, 4-124, 4-128, 4-128.1, 4-129, 4-  
12 130, as amended by Section 1, Chapter 235, O.S.L. 2018, Section 1,  
13 Chapter 115, O.S.L. 2014, 4-136, as amended by Section 1, Chapter  
14 134, O.S.L. 2016, 4-138, as amended by Section 1, Chapter 167,  
15 O.S.L. 2015, 4-140, as amended by Section 5, Chapter 229, O.S.L.  
16 2017, 4-143 and 4-144 (29 O.S. Supp. 2019, Sections 4-106, 4-111, 4-  
17 113.2, 4-114, 4-114, 4-130, 4-135.1, 4-136, 4-138 and 4-140), are  
18 hereby repealed.

19           SECTION 12. This act shall become effective November 1, 2020."

1           Passed the House of Representatives the 14th day of May, 2020.

2

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4           Presiding Officer of the House of  
5           Representatives

6           Passed the Senate the \_\_\_\_\_ day of \_\_\_\_\_, 2020.

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9           Presiding Officer of the Senate

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1 ENGROSSED SENATE  
2 BILL NO. 927

By: Murdock and Dahm of the  
Senate

3 and

4 McDugle and Roberts (Sean)  
5 of the House

6

7 [ feral swine - Control Act - remove feral swine at  
night - permits - headlighting - use of certain  
lights and motor-driven conveyance - repealer -  
effective date ]

8

9

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

11 SECTION 13. AMENDATORY 2 O.S. 2011, Section 6-604, is  
12 amended to read as follows:

13 Section 6-604. A. Except as otherwise specified in the Feral  
14 Swine Control Act, any person with permission of the owner may  
15 remove feral swine from private or public property during daylight  
16 hours or at night. Any person who removes or attempts to remove  
17 feral swine pursuant to this section shall not be required to obtain  
18 a license to hunt wildlife issued by the Department of Wildlife  
19 Conservation or a permit to control wildlife issued pursuant to  
20 Section 4-135 of Title 29 of the Oklahoma Statutes.

21 B. Any person who ~~intends to kill or attempt to kill feral~~  
22 ~~swine at night shall obtain a permit issued by the Department of~~  
23 ~~Wildlife Conservation pursuant to Section 4-135 of Title 29 of the~~

1    Oklahoma Statutes and promulgated rules removes or attempts to  
2    remove feral swine pursuant to this section may use a motor-driven  
3    land conveyance, a vehicle-mounted spotlight or other powerful light  
4    also known as a headlight and may use night vision equipment that  
5    uses either image enhancement technology or thermal imaging  
6    technology in order to pursue or follow feral swine.

7               SECTION 14.           AMENDATORY           29 O.S. 2011, Section 4-135, is  
8    amended to read as follows:

9               Section 4-135. A. The Department of Wildlife Conservation is  
10   authorized to issue permits to landowners, lessees, or their  
11   designated agents and to any entity of state, county, or local  
12   government to control nuisance or damage by any species of wildlife  
13   including, but not limited to beaver, coyote, deer, bobcat, raccoon,  
14   and crow under rules promulgated by the Oklahoma Wildlife  
15   Conservation Commission. The permits may be issued without  
16   limitation by statewide season regulations, bag limits or methods of  
17   taking. A permitted landowner, lessee or a designated agent of the  
18   landowner or lessee may, with a valid permit issued pursuant to this  
19   section, control the wildlife specified in this subsection ~~and feral~~  
20   ~~swine~~ at night to protect marketable agricultural crops, livestock,  
21   or processed feed, seed or other materials used in the production of  
22   an agricultural commodity.

23               B. Except as otherwise specified in this ~~subsection section~~,  
24   the permit to hunt at night shall be valid for a period of up to one

1       (1) year from the date the permit was issued. Each landowner,  
2 lessee, or designated agent with a valid permit shall be required to  
3 have a current agricultural exemption permit issued by the Oklahoma  
4 Tax Commission.

5           C. Notwithstanding the provisions of Section 5-203.1 of this  
6 title, a landowner, lessee, or designated agent of the landowner or  
7 lessee with a valid permit may use a headlight carried on the person  
8 while hunting at night. Nothing in this section shall authorize the  
9 use of a headlight mounted on a vehicle or the use of a headlight  
10 from a public roadway.

11          D. Any person who has been convicted of, or pled guilty to, a  
12 violation of Section 5-203.1 or Section 5-411 of this title within  
13 the previous three (3) years shall not be eligible to receive a  
14 permit pursuant to this section. The permit ~~can~~ may be issued by  
15 the local game warden in the county for which the permit is to be  
16 used or by the Law Enforcement Division of the Department of  
17 Wildlife Conservation.

18          E. Notwithstanding the provisions of Section 1289.13 of Title  
19 21 of the Oklahoma Statutes, it shall be lawful for any private  
20 landowner or designated employee of the landowner or lessee to have  
21 a chamber-loaded firearm on property owned by the landowner, and to  
22 use the firearm for the purpose of controlling nuisance or damage by  
23 any wildlife or feral swine. Nothing in this section shall  
24 authorize any convicted felon to carry a firearm.

1 SECTION 15. AMENDATORY 29 O.S. 2011, Section 5-203.1, is  
2 amended to read as follows:

3 Section 5-203.1. A. No person may attempt to take, take,  
4 attempt to catch, catch, attempt to capture, capture, attempt to  
5 kill, or kill any deer, feral animal or other wildlife except fish  
6 and, frogs and feral swine as provided for in Section 6-604 of Title  
7 2 of the Oklahoma Statutes, by the use of a vehicle mounted vehicle-  
8 mounted spotlight or other powerful light at night, by what is  
9 commonly known as "headlighting". Provided, however, nothing in  
10 this section shall prevent one from possessing a .22 caliber rimfire  
11 rifle or .22 pistol and a light carried while in pursuit of  
12 furbearers with hounds during the legal, open furbearers season,  
13 while possessing a valid hunting license.

14 B. Any person may use a shotgun, using No. 6 size shot or  
15 smaller, longbow, light and a call for the purpose of hunting  
16 predatory animals, provided that written permission is obtained from  
17 the local game warden for each twenty-four-hour period of hunting.

18 C. It shall be illegal to hunt from a boat with a firearm from  
19 sunset until one-half (1/2) hour before sunrise. This shall not  
20 pertain to hunting of waterfowl enroute from bank to blind with  
21 unloaded shotguns.

22 D. Except as otherwise provided for in this section and when  
23 removing feral swine as provided for in Section 6-604 of Title 2 of  
24 the Oklahoma Statutes, no person may harass, attempt to capture,

1 capture, attempt to take or take, kill or attempt to kill any  
2 wildlife with the aid of any motor-driven land, air or water  
3 conveyance. A nonambulatory person may hunt from ~~said~~ the  
4 conveyances with written permission of the Director of Wildlife  
5 Conservation. A person may hunt from an air conveyance if issued a  
6 permit pursuant to Section 4-107.2 of this ~~act~~ title. Nothing in  
7 this section shall prevent the use of motor-driven land or water  
8 conveyances for following dogs in the act of hunting, when use is  
9 restricted to public roads or waterways. Motor-driven land or water  
10 conveyances may be used on private property for following dogs in  
11 the act of hunting with the permission of the landowner or occupant.

12 E. Employees of the Oklahoma Department of Agriculture, Food,  
13 and Forestry Wildlife Services Division and the United States  
14 Department of Agriculture Wildlife Services while engaged in  
15 wildlife management activities for the protection of agriculture,  
16 property, human health and safety and natural resources shall be  
17 exempt from the provisions of this section.

18 F. Any person convicted of violating the provisions of this  
19 section shall be guilty of a misdemeanor and shall be punished by a  
20 fine of not less than Two Hundred Fifty Dollars (\$250.00) for a  
21 first offense and not less than Five Hundred Dollars (\$500.00) for a  
22 second offense or by imprisonment in the county jail for not less  
23 than ten (10) days nor more than one (1) year, or by confiscation  
24

1 pursuant to Section 5-402 of this title or by such fine,  
2 imprisonment and confiscation.

3 SECTION 16. REPEALER 2 O.S. 2011, Section 6-605, is  
4 hereby repealed.

5 SECTION 17. This act shall become effective November 1, 2019.

6 Passed the Senate the 12th day of March, 2019.

7

8 Presiding Officer of the Senate

9

10 Passed the House of Representatives the \_\_\_\_ day of \_\_\_\_\_,  
11 2019.

12

13 Presiding Officer of the House  
14 of Representatives