

SENATE CHAMBER

STATE OF OKLAHOMA

DISPOSITION

FLOOR AMENDMENT

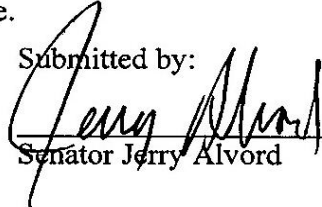
No. 1

COMMITTEE AMENDMENT

(Date)

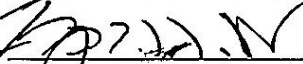
I move to amend Senate Bill No. 1947 by substituting the attached floor substitute (Request #3613) for the title, enacting clause and entire body of the measure.

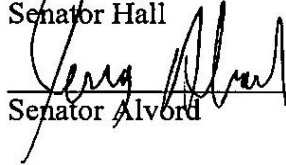
Submitted by:

  
\_\_\_\_\_  
Senator Jerry Alvord

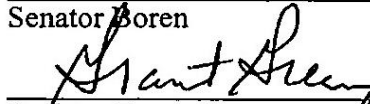
I hereby grant permission for the floor substitute to be adopted.

  
\_\_\_\_\_  
Senator Kidd, Chair (required)

  
\_\_\_\_\_  
Senator Hall

  
\_\_\_\_\_  
Senator Alvord

\_\_\_\_\_  
Senator Boren

  
\_\_\_\_\_  
Senator Green

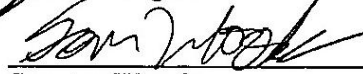
  
\_\_\_\_\_  
Senator Hamilton

\_\_\_\_\_  
Senator Treat, President Pro Tempore

\_\_\_\_\_  
Senator Jech

\_\_\_\_\_  
Senator Paxton

  
\_\_\_\_\_  
Senator Rogers

  
\_\_\_\_\_  
Senator Woods

\_\_\_\_\_  
Senator Young

\_\_\_\_\_  
Senator McCortney, Majority Floor Leader

Note: Agriculture and Rural Affairs committee majority requires six (6) members' signatures.

Alvord-MSBB-FS-SB1947  
3/5/2024 12:43 PM

(Floor Amendments Only)

Date and Time Filed: 3-5-24 2:22 pm *jd*

Untimely

Amendment Cycle Extended

Secondary Amendment

1 STATE OF OKLAHOMA

2 2nd Session of the 59th Legislature (2024)

3 FLOOR SUBSTITUTE  
4 FOR

5 SENATE BILL NO. 1947

By: Alvord of the Senate

and

Kane of the House

6  
7  
8  
9 FLOOR SUBSTITUTE

10 [ county roads - domestic animals - exemption - open  
11 range road designation - construction - appeal -  
liability - codification - effective date ]

12  
13  
14 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

15 SECTION 1. AMENDATORY 4 O.S. 2021, Section 99, is  
16 amended to read as follows:

17 Section 99. A. Any person who:

18 1. Willfully omits to keep a domestic animal such person owns  
19 or has charge of within a suitable enclosure;

20 2. Allows the animal to be unrestrained or to run at large,  
21 with notice, actual or constructive, that the enclosure within which  
22 the animal is kept is open; or

23 3. Knowingly causes a domestic animal to escape confinement,  
24 shall be deemed guilty of a misdemeanor and upon conviction thereof

1 shall be punished by a fine ~~of~~ not more than Fifty Dollars (\$50.00)  
2 for each offense, or not more than thirty (30) days' imprisonment in  
3 the county jail for each offense, or by both fine and imprisonment.

4 B. The provisions of this section shall not apply to domestic  
5 animals that are on a county road designated as an open pasture road  
6 as provided for in Section 2 of this act.

7 C. For the purpose of this act, the term "domestic animals"  
8 shall not include domestic house pets.

9 SECTION 2. NEW LAW A new section of law to be codified  
10 in the Oklahoma Statutes as Section 116 of Title 4, unless there is  
11 created a duplication in numbering, reads as follows:

12 A. As used in this section:

13 1. "Cattle crossing signage" means a sign in a twenty-four-inch  
14 diamond shape that depicts a black cow graphic on a yellow  
15 background; and

16 2. "Open pasture road" means a road, maintained by a county,  
17 that does not require livestock to be fenced in away from the  
18 roadway.

19 B. Any public road, as defined in Section 232 of Title 69 of  
20 the Oklahoma Statutes, in whole or in part, that is maintained by a  
21 county and that meets the following conditions by November 1, 2025,  
22 shall be designated by the board of county commissioners as an open  
23 pasture road:

24

1 1. Cattle guards have been installed at the access points of  
2 such road or part thereof;

3 2. The land on either side of the road or part thereof to be  
4 designated is owned by a single party; and

5 3. There is no fencing erected on such land on either side of  
6 the road.

7 The property owner requesting the designation shall submit an  
8 application to the board of county commissioners indicating that the  
9 roadway meets the requirements to be designated as an open pasture  
10 road and that the property owner requests such designation to be  
11 made. The application shall state the purpose of the request and  
12 clearly show on a map the location and terminals of the road. The  
13 map shall demonstrate that the property where the road is located is  
14 owned by the person requesting such designation.

15 C. After such application has been received, the board of  
16 county commissioners shall determine if such property meets the  
17 requirements of subsection B of this section. If such requirements  
18 are met, the board of county commissioners shall approve the  
19 designation of such road as an open pasture road. The board shall  
20 cause the erection of cattle crossing signage at the terminals of  
21 the open pasture road, with the cost associated with such signage to  
22 be assumed by the property owner requesting such designation.

23 D. Neither the property owner, the owner of livestock that is  
24 on a property where an open pasture road is located, nor the county

1 where an open pasture road is located shall be liable for damages to  
2 any motor vehicle or occupants therein caused by collision with  
3 livestock on a designated open pasture road.

4 E. Only a public road meeting the requirements of subsection B  
5 of this section on November 1, 2025, may be designated as an open  
6 pasture road. After such date, even if conditions on a property  
7 change to meet the requirements of subsection B of this section,  
8 such property may not be designated as an open pasture road.

9 F. Once annually, the owner of a property where an open pasture  
10 road is located shall provide notice to the board of county  
11 commissioners, demonstrating that the property continues to meet the  
12 requirements of subsection B of this section. Such notice shall  
13 also include an indication that the property owner desires such  
14 designation to continue. If such property owner indicates that he  
15 or she no longer desires for such designation to continue, or if the  
16 notice demonstrates that the property no longer meets the conditions  
17 required by subsection B of this section, the road shall lose the  
18 designation and the owner or owners of such property shall have  
19 thirty (30) days after the board of county commissioners receives  
20 such notice to ensure any livestock on the property is fenced in  
21 away from the roadway.

22 SECTION 3. This act shall become effective November 1, 2024.

23

24 59-2-3613 MSBB 3/5/2024 2:57:27 PM

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24