

1 ENGROSSED HOUSE
2 BILL NO. 1387

By: Murdock, Enns, Pfeiffer and
Biggs of the House

3 and

4 Fields of the Senate

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6
7 An Act relating to crimes and punishments; amending
8 21 O.S. 2011, Section 1716, which relates to the
9 theft of domestic animals; modifying certain
10 penalties; updating language; requiring portion of
11 collected fine be paid to victim and certain
12 revolving fund; and providing an effective date.

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

14 SECTION 1. AMENDATORY 21 O.S. 2011, Section 1716, is
15 amended to read as follows:

16 Section 1716. A. Any person in this state who shall steal any
17 horse, jackass, jennet, mule, cow, hog, or implement of husbandry,
18 as defined in Section 1-125 of Title 47 of the Oklahoma Statutes
19 shall ~~be guilty of a felony and,~~ upon conviction ~~shall be punished,~~
20 be guilty of a felony punishable by confinement in the State
21 Penitentiary custody of the Department of Corrections for a term of
22 not less than three (3) years, nor more than ~~ten (10)~~ fifteen (15)
23 years; and any, and by a fine in an amount that is equal to three
24 times the value of the animals or implement of husbandry that was
stolen.

1 B. Any person in this state who shall steal any dog, sheep, or
2 goat, shall, upon conviction, be guilty of a felony ~~and upon~~
3 ~~conviction therefor shall be punished~~ punishable by confinement in
4 the ~~State Penitentiary~~ custody of the Department of Corrections for
5 a term of not less than six (6) months, nor more than three (3)
6 years, ~~or~~ and by a fine in an amount that is equal to three times
7 the value of the animals ~~and machinery~~ or implement of husbandry
8 that ~~were~~ was stolen ~~but not more than Five Hundred Thousand Dollars~~
9 ~~(\$500,000.00), or by both such fine and imprisonment.~~

10 C. Two-thirds (2/3) of the fine collected in subsection A or B
11 of this section shall be paid to the owner of the animal or
12 implement of husbandry and one-third (1/3) of the fine collected
13 shall be paid to the State Department of Agriculture Revolving Fund
14 and shall be utilized solely for the benefit of the agriculture law
15 enforcement agents commissioned pursuant to the provisions of
16 Section 6-310 of Title 2 of the Oklahoma Statutes.

17 D. The word "horse" as used in this section includes all
18 animals of the equine species and the word "cow" includes all
19 animals of the bovine species.

20 SECTION 2. This act shall become effective November 1, 2015.

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1 Passed the House of Representatives the 9th day of March, 2015.

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4 Presiding Officer of the House
of Representatives

5 Passed the Senate the ____ day of _____, 2015.

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9 Presiding Officer of the Senate