1	HOUSE OF REPRESENTATIVES - FLOOR VERSION
2	STATE OF OKLAHOMA
3	1st Session of the 56th Legislature (2017)
4	ENGROSSED SENATE BILL NO. 635 By: Brecheen of the Senate
5	and
6	McCall of the House
7	Medali of the nouse
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9	[hunting - youth nonresident licenses - effective date]
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12	BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:
13	SECTION 1. AMENDATORY 29 O.S. 2011, Section 4-112, as
14	last amended by Section 1, Chapter 165, O.S.L. 2015 (29 O.S. Supp.
15	2016, Section 4-112), is amended to read as follows:
16	Section 4-112. A. Except as otherwise provided for in the
17	Oklahoma Wildlife Conservation Code or the Oklahoma Farmed Cervidae
18	Act, no person may hunt, pursue, trap, harass, catch, kill, take or
19	attempt to take in any manner, use, have in possession, sell, or
20	transport all or any portion of any wildlife except fish, without
21	having first procured a license from the Department of Wildlife
22	Conservation. The Wildlife Conservation Commission shall designate
23	a consecutive Saturday and Sunday in September of each year as free
24	hunting days in which residents of this state may hunt without first

procuring a hunting license pursuant to the provisions of this
 section.

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

1. Legal residents under sixteen (16) years of age;

9 2. Legal residents sixty-five (65) years of age or older
10 provided they have obtained a senior citizen lifetime hunting or
11 combination hunting and fishing license pursuant to the provisions
12 of Section 4-114 of this title;

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

14 4. Legal resident veterans having a disability of sixty percent
15 (60%) or more;

16 5. Legal resident owners or tenants who hunt on land owned or 17 leased by them;

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

19 7. Legal residents having a proven disability which renders 20 them nonambulatory and confines them to a wheelchair, as certified 21 by a physician licensed in this state or in any state which borders 22 this state;

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

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

9 C. Except as otherwise provided for in the Oklahoma Wildlife 10 Conservation Code, the nonresident hunting licenses issued pursuant 11 to this section and the fee for each license shall be:

Annual hunting license for nonresidents hunting game other
 than deer, antelope, elk or bear which expires on December 31 of the
 year purchased - One Hundred Forty-one Dollars (\$141.00).
 Nonresidents hunting big game or combination big game and upland
 game in a commercial hunting area shall be required to have this
 license;

Annual hunting license for nonresidents hunting game other
 than deer, antelope, elk or bear which expires on June 30 of the
 fiscal year purchased - One Hundred Seventy-five Dollars (\$175.00).
 Nonresidents hunting big game or combination big game and upland
 game in a commercial hunting area shall be required to have this
 license;

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

4 4. <u>Gun hunting license for deer for youth nonresidents</u>
5 <u>seventeen (17) years of age or younger which shall be valid for</u>
6 <u>hunting one (1) antlerless deer allowed during the current calendar</u>
7 <u>year deer gun season - Thirty Dollars (\$30.00);</u>

8 <u>5.</u> Archery hunting license for deer for nonresidents which 9 shall expire on January 15 of the calendar year after the year 10 purchased or, if purchased during the deer archery season, it shall 11 expire at the end of that deer archery season - Two Hundred Seventy-12 nine Dollars (\$279.00);

13 5. 6. Archery hunting license for deer for youth nonresidents 14 seventeen (17) years of age or younger which shall be valid for 15 hunting one (1) antlerless deer and expire on January 15 of the 16 calendar year after the year purchased or, if purchased during the 17 deer archery season, it shall expire at the end of that deer archery 18 season - Thirty Dollars (\$30.00);

19 <u>7.</u> Primitive firearms hunting license for deer for nonresidents 20 which shall be valid for hunting all deer allowed during the current 21 calendar year deer primitive firearms season - Two Hundred Seventy-22 nine Dollars (\$279.00);

23 6. <u>8. Primitive firearms hunting license for deer for youth</u> 24 nonresidents seventeen (17) years of age or younger which shall be 1 valid for hunting one (1) antlerless deer during the current
2 calendar year deer primitive firearms season - Thirty Dollars
3 (\$30.00);

4 <u>9.</u> Hunting license for antelope for nonresidents - Three
5 Hundred Five Dollars (\$305.00);

6 7. 10. Hunting license for elk for nonresidents - Three Hundred
7 Five Dollars (\$305.00);

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

11 9. <u>12.</u> Ten-day hunting license for nonresidents hunting small 12 game in a commercial hunting area - Five Dollars (\$5.00).

D. Of the fees collected pursuant to the provisions ofsubsection C of this section:

15 1. Five Dollars (\$5.00) of the license fee of each license 16 issued pursuant to paragraphs 1 through 7 <u>10</u> of subsection C of this 17 section and Two Dollars and fifty cents (\$2.50) of the license fee 18 for each license issued pursuant to paragraph 8 <u>11</u> of subsection C 19 of this section shall be deposited in the Wildlife Land Acquisition 20 Fund created pursuant to the provisions of Section 4-132 of this 21 title; and

22 2. Five Dollars (\$5.00) of the license fee for each license
23 issued pursuant to paragraphs 1 through 8 <u>11</u> of subsection C of this
24 section shall be for the Oklahoma Wildlife Land Stamp and shall be

1 deposited in the Oklahoma Wildlife Land Fund created pursuant to the 2 provisions of Section 4-141 of this title.

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

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

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

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

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

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

Five-year disability hunting license for residents of this
 state for at least six (6) months who are receiving Social Security
 Disability benefits, Supplemental Security Income benefits or
 disability benefits under the Railroad Retirement Act, 45 U.S.C.A.,
 Section 231a, or residents who are one-hundred-percent disabled and

1 are receiving disability payments from the Multiple Injury Trust 2 Fund pursuant to Section 31 of Title 85A of the Oklahoma Statutes -3 Ten Dollars (\$10.00);

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

- a. residents with proper certification from the United
 States Department of Veterans Affairs or its
 successor, certifying that the person is a disabled
 veteran in receipt of compensation at the one-hundredpercent rate, and
- b. residents hunting in big game or combination big game
 and upland game commercial hunting areas;

14 8. Gun hunting license for deer for residents under eighteen 15 (18) years of age - Nine Dollars (\$9.00);

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

19a.residents with proper certification from the United20States Department of Veterans Affairs or its21successor, certifying that the person is a disabled22veteran in receipt of compensation at the one-hundred-23percent rate, and

1 residents hunting in big game or combination big game b. 2 and upland game commercial hunting areas; 3 10. Archery hunting license for deer for residents under 4 eighteen (18) years of age - Nine Dollars (\$9.00); 5 11. Primitive firearms hunting license for deer for residents eighteen (18) years of age or older - Nineteen Dollars (\$19.00). 6 7 The following persons shall be exempt: residents with proper certification from the United 8 a. 9 States Department of Veterans Affairs or its 10 successor, certifying that the person is a disabled veteran in receipt of compensation at the one-hundred-11 12 percent rate, and b. residents hunting in big game or combination big game 13 and upland game commercial hunting areas; 14 12. Primitive firearms hunting license for deer for residents 15 under eighteen (18) years of age - Nine Dollars (\$9.00); 16 13. Hunting license for elk for residents - Fifty Dollars 17 (\$50.00). Residents hunting in big game or combination big game and 18 upland game commercial hunting areas shall be exempt from this 19 license; 20 Hunting license for antelope for residents - Fifty Dollars 14. 21 (\$50.00). Residents hunting in big game or combination big game and 22 upland game commercial hunting areas shall be exempt from this 23 license; and 24

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

- a. residents with proper certification from the United
 States Department of Veterans Affairs or its
 successor, certifying that the person is a disabled
 veteran in receipt of compensation at the one-hundredpercent rate, and
- 9 b. residents hunting in big game or combination big game
 10 and upland game commercial hunting areas.

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

16 G. The provisions of this section shall not be construed to require a hunting license, resident or nonresident, of any person 17 merely because the person participates, as owner or handler of an 18 entry, as an official, or as a spectator in the conduct of a field 19 trial or performance test of dogs, whether a resident or nonresident 20 of the State of Oklahoma. No license to hunt shall be required of 21 any person engaged in training or working dogs, provided that person 22 is in no way engaged in hunting and does not take or attempt to take 23 24 in any manner any game.

1 H. 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 purchase a substitute temporary thirty-day license from the 4 5 arresting game warden in lieu of posting bond. Proof of hunter safety certification will not be required for the temporary 6 substitute license. The fee for a substitute license purchased 7 pursuant to the provisions of this subsection shall be: 8

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

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

I. Any person producing proof in court that a current hunting license issued by the Department of Wildlife Conservation to that person was in force at the time of the alleged offense shall be entitled to dismissal of a charge of violating this section upon payment of court costs. If proof of a current hunting license issued by the Department to the person that was in force at the time 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.

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

9 Κ. Unless a substitute license is purchased as provided for by 10 subsection H of this section, any nonresident convicted of violating 11 the provisions of this section shall be punished by the imposition 12 of a fine of not less than Two Hundred Dollars (\$200.00) nor more than Five Hundred Dollars (\$500.00), or by imprisonment in the 13 county jail for a period not to exceed six (6) months, or by both. 14 15 SECTION 2. This act shall become effective November 1, 2017. 16 17 COMMITTEE REPORT BY: COMMITTEE ON WILDLIFE, dated 04/11/2017 - DO PASS, As Amended.

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