

1 ENGROSSED SENATE
2 BILL NO. 635

By: Brecheen of the Senate

3 and

4 McCall of the House

5
6 [hunting - youth nonresident licenses - effective
7 date]
8

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

10 SECTION 1. AMENDATORY 29 O.S. 2011, Section 4-112, as
11 last amended by Section 1, Chapter 165, O.S.L. 2015 (29 O.S. Supp.
12 2016, Section 4-112), is amended to read as follows:

13 Section 4-112. A. Except as otherwise provided for in the
14 Oklahoma Wildlife Conservation Code or the Oklahoma Farmed Cervidae
15 Act, no person may hunt, pursue, trap, harass, catch, kill, take or
16 attempt to take in any manner, use, have in possession, sell, or
17 transport all or any portion of any wildlife except fish, without
18 having first procured a license from the Department of Wildlife
19 Conservation. The Wildlife Conservation Commission shall designate
20 a consecutive Saturday and Sunday in September of each year as free
21 hunting days in which residents of this state may hunt without first
22 procuring a hunting license pursuant to the provisions of this
23 section.
24

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

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

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

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

12 4. Legal resident veterans having a disability of sixty percent
13 (60%) or more;

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

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

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

21 8. Any legal resident or nonresident under eighteen (18) years
22 of age who is in the physical custody of a child care facility as
23 defined by Section 402 of Title 10 of the Oklahoma Statutes; and
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1 9. Any legal resident or nonresident hunting, pursuing,
2 trapping, harassing, catching, killing, taking, or attempting to
3 take in any manner any species of rattlesnake during an organized
4 rattlesnake-hunting event or festival and who has a rattlesnake
5 permit issued pursuant to Section 4-143 of this title.

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

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

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

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

18 Nonresidents hunting big game or combination big game and upland
19 game in a commercial hunting area shall be required to have this
20 license;

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

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

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

10 ~~5.~~ 6. Archery hunting license for deer for youth nonresidents
11 seventeen (17) years of age or younger which shall be valid for
12 hunting one (1) antlerless deer and expire on January 15 of the
13 calendar year after the year purchased or, if purchased during the
14 deer archery season, it shall expire at the end of that deer archery
15 season - Thirty Dollars (\$30.00);

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

20 ~~6.~~ 8. Primitive firearms hunting license for deer for youth
21 nonresidents seventeen (17) years of age or younger which shall be
22 valid for hunting one (1) antlerless deer during the current
23 calendar year deer primitive firearms season - Thirty Dollars
24 (\$30.00);

1 9. Hunting license for antelope for nonresidents - Three
2 Hundred Five Dollars (\$305.00);

3 ~~7.~~ 10. Hunting license for elk for nonresidents - Three Hundred
4 Five Dollars (\$305.00);

5 ~~8.~~ 11. Five-day hunting license for nonresidents hunting game
6 other than deer, antelope, elk, quail, turkey or bear - Seventy-four
7 Dollars (\$74.00); and

8 ~~9.~~ 12. Ten-day hunting license for nonresidents hunting small
9 game in a commercial hunting area - Five Dollars (\$5.00).

10 D. Of the fees collected pursuant to the provisions of
11 subsection C of this section:

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

19 2. Five Dollars (\$5.00) of the license fee for each license
20 issued pursuant to paragraphs 1 through ~~8~~ 11 of subsection C of this
21 section shall be for the Oklahoma Wildlife Land Stamp and shall be
22 deposited in the Oklahoma Wildlife Land Fund created pursuant to the
23 provisions of Section 4-141 of this title.

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

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

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

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

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

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

18 6. Five-year disability hunting license for residents of this
19 state for at least six (6) months who are receiving Social Security
20 Disability benefits, Supplemental Security Income benefits or
21 disability benefits under the Railroad Retirement Act, 45 U.S.C.A.,
22 Section 231a, or residents who are one-hundred-percent disabled and
23 are receiving disability payments from the Multiple Injury Trust
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1 Fund pursuant to Section 31 of Title 85A of the Oklahoma Statutes -
2 Ten Dollars (\$10.00);

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

6 a. residents with proper certification from the United
7 States Department of Veterans Affairs or its
8 successor, certifying that the person is a disabled
9 veteran in receipt of compensation at the one-hundred-
10 percent rate, and

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

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

15 9. Archery hunting license for deer for residents eighteen (18)
16 years of age or older - Nineteen Dollars (\$19.00). The following
17 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

23 b. residents hunting in big game or combination big game
24 and upland game commercial hunting areas;

1 10. Archery hunting license for deer for residents under
2 eighteen (18) years of age - Nine Dollars (\$9.00);

3 11. Primitive firearms hunting license for deer for residents
4 eighteen (18) years of age or older - Nineteen Dollars (\$19.00).

5 The following persons shall be exempt:

6 a. residents with proper certification from the United
7 States Department of Veterans Affairs or its
8 successor, certifying that the person is a disabled
9 veteran in receipt of compensation at the one-hundred-
10 percent rate, and

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

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

15 13. Hunting license for elk for residents - Fifty Dollars
16 (\$50.00). Residents hunting in big game or combination big game and
17 upland game commercial hunting areas shall be exempt from this
18 license;

19 14. Hunting license for antelope for residents - Fifty Dollars
20 (\$50.00). Residents hunting in big game or combination big game and
21 upland game commercial hunting areas shall be exempt from this
22 license; and

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

4 a. residents with proper certification from the United
5 States Department of Veterans Affairs or its
6 successor, certifying that the person is a disabled
7 veteran in receipt of compensation at the one-hundred-
8 percent rate, and

9 b. residents hunting in big game or combination big game
10 and upland game commercial hunting areas.

11 F. Of the fees collected pursuant to the provisions of
12 paragraphs 1 and 2 of subsection E of this section, Five Dollars
13 (\$5.00) of the license fee shall be for the Oklahoma Wildlife Land
14 Stamp and shall be deposited in the Oklahoma Wildlife Land Fund
15 created pursuant to the provisions of Section 4-141 of this title.

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

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

17 I. Any person producing proof in court that a current hunting
18 license issued by the Department of Wildlife Conservation to that
19 person was in force at the time of the alleged offense shall be
20 entitled to dismissal of a charge of violating this section upon
21 payment of court costs. If proof of a current hunting license
22 issued by the Department to the person that was in force at the time
23 of the alleged offense is presented to the court or district
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1 attorney within seventy-two (72) hours after the violation, the
2 charge shall be dismissed without payment of court costs.

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

9 K. 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
13 than Five Hundred Dollars (\$500.00), or by imprisonment in the
14 county jail for a period not to exceed six (6) months, or by both.

15 SECTION 2. This act shall become effective November 1, 2017.

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1 Passed the Senate the 21st day of March, 2017.

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Presiding Officer of the Senate

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5 Passed the House of Representatives the ____ day of _____,

6 2017.

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Presiding Officer of the House
of Representatives

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