

COMMITTEE AMENDMENT
HOUSE OF REPRESENTATIVES
State of Oklahoma

SPEAKER:

CHAIR:

I move to amend HB3856 _____
Of the printed Bill
Page _____ Section _____ Lines _____
Of the Engrossed Bill

By striking the Title, the Enacting Clause, the entire bill, and by inserting in lieu thereof the following language:

AMEND TITLE TO CONFORM TO AMENDMENTS

Adopted: _____

Amendment submitted by: Rusty Cornwell _____

Reading Clerk

1 STATE OF OKLAHOMA

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

3 PROPOSED COMMITTEE
4 SUBSTITUTE
5 FOR
6 HOUSE BILL NO. 3856

By: Cornwell

7 PROPOSED COMMITTEE SUBSTITUTE

8 An Act relating to wildlife; 29 O.S. 2021, Section 4-
9 112, as last amended by Section 1, Chapter 96, O.S.L.
10 2023 (29 O.S. Supp. 2023, Section 4-112), which
11 relates to hunting licenses; modifying license
12 authorizations; and providing an effective date.

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

14 SECTION 1. SECTION 1. AMENDATORY 29 O.S. 2021,
15 Section 4-112, as last amended by Section 1, Chapter 96, O.S.L. 2023
16 (29 O.S. Supp. 2023, Section 4-112), is amended to read as follows:

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

1 residents of this state may hunt without first procuring a hunting
2 license pursuant to the provisions of this section.

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

8 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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1 8. Any legal resident or nonresident under eighteen (18) years
2 of age who is in the physical custody of a child care facility as
3 defined by Section 402 of Title 10 of the Oklahoma Statutes; and

4 9. Any legal resident or nonresident hunting, pursuing,
5 trapping, harassing, catching, killing, taking, or attempting to
6 take in any manner any species of rattlesnake during an organized
7 rattlesnake-hunting event or festival and who has a rattlesnake
8 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:

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

15 Nonresidents hunting big game, combination big game and upland game
16 or exotic wildlife in a commercial hunting area shall be required to
17 have this license;

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

21 Nonresidents hunting big game, combination big game and upland game
22 or exotic wildlife in a commercial hunting area shall be required to
23 have this license;

24 3. Gun hunting license for deer:

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

6 b. during deer gun seasons for youth nonresidents
7 seventeen (17) years of age or younger which shall be
8 valid for hunting one antlered or antlerless deer
9 allowed during the current calendar year deer gun
10 seasons - Ninety-nine Dollars (\$99.00), and

11 c. during deer gun seasons for nonresidents which shall
12 be valid for hunting all deer allowed during the
13 current calendar year deer gun season - Two Hundred
14 Ninety-nine Dollars (\$299.00);

15 4. Archery hunting license for deer for nonresidents which
16 shall expire on January 15 of the calendar year after the year
17 purchased or, if purchased during the deer archery season, it shall
18 expire at the end of that deer archery season:

19 a. during deer archery seasons for youth nonresidents
20 seventeen (17) years of age or younger which shall be
21 valid for hunting one antlerless deer allowed during
22 the current deer archery seasons - Thirty Dollars
23 (\$30.00),
24

1 b. during deer archery seasons for youth nonresidents
2 seventeen (17) years of age or younger which shall be
3 valid for hunting one antlered or antlerless deer
4 allowed during the current deer archery seasons -
5 Ninety-nine Dollars (\$99.00), and

6 c. during deer archery seasons for nonresidents which
7 shall be valid for hunting all deer allowed during the
8 current deer archery season - Two Hundred Ninety-nine
9 Dollars (\$299.00);

10 5. Primitive firearms hunting license for deer for:

11 a. during deer primitive firearms seasons for youth
12 nonresidents seventeen (17) years of age or younger
13 which shall be valid for hunting one antlerless deer
14 allowed during the current calendar year deer
15 primitive firearms seasons - Thirty Dollars (\$30.00),

16 b. during deer primitive firearms seasons for youth
17 nonresidents seventeen (17) years of age or younger
18 which shall be valid for hunting one antlered or
19 antlerless deer allowed during the current calendar
20 year deer primitive firearms seasons - Ninety-nine
21 Dollars (\$99.00), and

22 c. during deer primitive firearms seasons for
23 nonresidents which shall be valid for hunting all deer
24 allowed during the current calendar year deer

1 primitive firearms season - Two Hundred Ninety-nine
2 Dollars (\$299.00);

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

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

7 8. Five-day hunting license for nonresidents hunting game other
8 than deer, antelope, elk, quail, turkey or bear - Seventy-four
9 Dollars (\$74.00). Nonresidents hunting big game, combination big
10 game and upland game or exotic wildlife in a commercial hunting area
11 shall be required to have this license;

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

14 10. Five-day hunting license for nonresidents hunting winged
15 upland game, excluding wild turkey, in a commercial hunting area -
16 Fifteen Dollars (\$15.00).

17 D. The Department of Wildlife Conservation shall provide a
18 report to both the President Pro Tempore of the Senate and the
19 Speaker of the House of Representatives by February 1 of 2019 and
20 2020 setting forth information regarding licenses issued pursuant to
21 paragraphs 3, 4 and 5 of subsection C of this section, which shall
22 include, but not be limited to:

23 1. The number of licenses issued during the most recent
24 respective deer hunting seasons; and

1 2. A fiscal analysis comparing revenue generated from the fees
2 of the licenses issued during the most recent respective deer
3 hunting seasons compared to previous years and whether the deer
4 hunting license structure is beneficial to the Department.

5 E. Of the fees collected pursuant to the provisions of
6 subsection C of this section:

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

14 2. Five Dollars (\$5.00) of the license fee for each license
15 issued pursuant to paragraphs 1 through 8 of subsection C of this
16 section shall be for the Oklahoma Wildlife Land Stamp and shall be
17 deposited in the Oklahoma Wildlife Land Fund created pursuant to the
18 provisions of Section 4-141 of this title.

19 F. Except as otherwise provided, the resident hunting licenses
20 issued pursuant to this section and the fee for each license shall
21 be:

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

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

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

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

10 5. Ten-day hunting license for residents for small game and
11 upland winged game, excluding wild turkey, in a commercial hunting
12 area - Five Dollars (\$5.00);

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

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

6 b. residents hunting in big game or combination big game
7 and upland game commercial hunting areas;

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

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

13 a. residents with proper certification from the United
14 States Department of Veterans Affairs or its
15 successor, certifying that the person is a disabled
16 veteran in receipt of compensation at the one-hundred-
17 percent rate, and

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

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

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

24 The following 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

6 b. residents hunting in big game or combination big game
7 and upland game commercial hunting areas;

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

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

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

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

21 a. residents with proper certification from the United
22 States Department of Veterans Affairs or its
23 successor, certifying that the person is a disabled
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1 veteran in receipt of compensation at the one-hundred-
2 percent rate, and

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

5 G. Residents hunting big game, combination big game and upland
6 game or exotic wildlife in a commercial hunting area shall be
7 required to have one of the following licenses:

8 1. An annual hunting license issued pursuant to paragraph 1, 2,
9 3 or 4 of subsection F of this section;

10 2. An annual hunting and fishing combination license issued
11 pursuant to Section 4-113 of this title;

12 3. A five-year hunting license or five-year combination hunting
13 and fishing license issued pursuant to Section 4-113.1 of this
14 title; or

15 4. A lifetime hunting license or lifetime combination hunting
16 and fishing license issued pursuant to Section 4-114 of this title.

17 5. A ten-day hunting license for residents hunting small game
18 and upland winged game, excluding wild turkey for Five Dollars
19 (\$5.00).

20 H. Of the fees collected pursuant to the provisions of
21 paragraphs 1 and 2 of subsection F of this section, Five Dollars
22 (\$5.00) of the license fee shall be for the Oklahoma Wildlife Land
23 Stamp and shall be deposited in the Oklahoma Wildlife Land Fund
24 created pursuant to the provisions of Section 4-141 of this title.

1 I. The provisions of this section shall not be construed to
2 require a hunting license, resident or nonresident, of any person
3 merely because the person participates, as owner or handler of an
4 entry, as an official, or as a spectator in the conduct of a field
5 trial or performance test of dogs, whether a resident or nonresident
6 of the State of Oklahoma. No license to hunt shall be required of
7 any person engaged in training or working dogs, provided that person
8 is in no way engaged in hunting and does not take or attempt to take
9 in any manner any game.

10 J. 1. Any person arrested for hunting game other than deer,
11 antelope, elk, bear or turkey without a valid hunting license as
12 required by the provisions of subsection A of this section may
13 purchase a substitute temporary thirty-day license from the
14 arresting game warden in lieu of posting bond. Proof of hunter
15 safety certification will not be required for the temporary
16 substitute license. The fee for a substitute license purchased
17 pursuant to the provisions of this subsection shall be:

- 18 a. for legal residents, Fifty Dollars (\$50.00), and
- 19 b. for nonresidents, One Hundred Forty-five Dollars
20 (\$145.00).

21 2. Except as otherwise provided for by this subsection, the
22 fees from licenses purchased pursuant to the provisions of this
23 subsection shall be deposited in the Wildlife Conservation Fund to
24

1 be used exclusively for developing, managing, preserving, and
2 protecting wildlife and wildlife habitat.

3 K. Any person producing proof in court that a current hunting
4 license issued by the Department of Wildlife Conservation to that
5 person was in force at the time of the alleged offense shall be
6 entitled to dismissal of a charge of violating this section upon
7 payment of court costs. If proof of a current hunting license
8 issued by the Department to the person that was in force at the time
9 of the alleged offense is presented to the court or district
10 attorney within seventy-two (72) hours after the violation, the
11 charge shall be dismissed without payment of court costs.

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

18 M. Unless a substitute license is purchased as provided for by
19 subsection J of this section, any nonresident convicted of violating
20 the provisions of this section shall be punished by the imposition
21 of a fine of not less than Two Hundred Dollars (\$200.00) nor more
22 than Five Hundred Dollars (\$500.00), or by imprisonment in the
23 county jail for a period not to exceed six (6) months, or by both.

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SECTION 2. This act shall become effective November 1, 2024.

59-2-9965 MKS 02/12/24