

1 STATE OF OKLAHOMA

2 1st Session of the 59th Legislature (2023)

3 HOUSE BILL 2530

By: Humphrey

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5  
6 AS INTRODUCED

7 An Act relating to cockfighting; amending 21 O.S.  
8 2021, Sections 1692.1, 1692.2, 1692.3, 1692.4 and  
9 1692.8, which relate to cockfighting definitions,  
10 offenses and penalties; modifying scope of certain  
11 definition; deleting definition; reducing penalties  
12 for certain cockfighting offenses; updating statutory  
13 citations; providing additional penalties; and  
14 providing an effective date.

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

16 SECTION 1. AMENDATORY 21 O.S. 2021, Section 1692.1, is  
17 amended to read as follows:

18 Section 1692.1 As used in this act:

19 ~~A. "Cockfight" or "cockfighting" is a fight between birds,~~  
20 ~~whether or not fitted with artificial spurs, knives, or gaffs, and~~  
21 ~~whether or not bets or wagers are made on the outcome of the fight,~~  
22 ~~and includes any training fight in which birds are intended or~~  
23 ~~encouraged to attack or fight with one another.~~

24 ~~B. "Equipment used for training or handling a fighting bird"~~  
~~includes knives or gaffs, cages, pens, feeding apparatuses, training~~

1 ~~pens and other related devices and equipment, and is hereby declared~~  
2 ~~contraband and subject to seizure.~~

3 SECTION 2. AMENDATORY 21 O.S. 2021, Section 1692.2, is  
4 amended to read as follows:

5 Section 1692.2 Every person who willfully instigates or  
6 encourages any cockfight, upon conviction, shall be guilty of a  
7 ~~felony~~ misdemeanor. The penalty for a violation of this section  
8 shall be as provided in Section ~~§~~ 1692.8 of this ~~act~~ title.

9 SECTION 3. AMENDATORY 21 O.S. 2021, Section 1692.3, is  
10 amended to read as follows:

11 Section 1692.3 Every person who keeps or provides any pit,  
12 building, or other place, or knowingly provides any ~~equipment or~~  
13 facilities to be used in permitting any cockfight, upon conviction,  
14 shall be guilty of a ~~felony~~ misdemeanor. The penalty for a  
15 violation of this section shall be as provided in Section ~~§~~ 1692.8  
16 of this ~~act~~ title.

17 SECTION 4. AMENDATORY 21 O.S. 2021, Section 1692.4, is  
18 amended to read as follows:

19 Section 1692.4 Every person who does any act or performs any  
20 service in the furtherance of or to facilitate any cockfight, upon  
21 conviction, shall be guilty of a ~~felony~~ misdemeanor. Such  
22 activities and services specifically prohibited by this section  
23 include, ~~but~~ and are ~~not~~ limited to: ~~promoting or the~~ refereeing of  
24 birds at a cockfight, ~~advertising a cockfight, or serving as a~~

1 ~~stakes holder of any money wagered on any cockfight.~~ The penalty  
2 for a violation of this section shall be as provided in Section ~~6~~  
3 1692.8 of this ~~act~~ title.

4 SECTION 5. AMENDATORY 21 O.S. 2021, Section 1692.8, is  
5 amended to read as follows:

6 Section 1692.8 A. Every person who, upon conviction, is guilty  
7 of a felony under any of the provisions of ~~Sections 2, 3, 4, or 5~~  
8 Section 1692.5 of this ~~act~~ title shall be punished by imprisonment  
9 in the ~~state penitentiary~~ custody of the Department of Corrections  
10 for not less than one (1) year nor more than ten (10) years, or  
11 shall be fined not less than Two Thousand Dollars (\$2,000.00) ~~nor~~  
12 ~~more than~~ and not exceeding Twenty-five Thousand Dollars  
13 (\$25,000.00), or by both such fine and imprisonment.

14 B. Every person who, upon conviction, is guilty of any of the  
15 provisions of Section ~~6~~ 1692.2, 1692.3 or 1692.4 of this ~~act~~ title  
16 shall be punished by ~~imprisonment in the county jail for not more~~  
17 ~~than one (1) year, or shall be fined a fine not more than~~ exceeding  
18 Five Hundred Dollars (\$500.00), ~~or by both such fine and~~  
19 ~~imprisonment.~~ For a second conviction, the person shall be punished  
20 by a fine not exceeding One Thousand Dollars (\$1,000.00). For a  
21 third or subsequent conviction, the person shall be punished by a  
22 fine not exceeding Two Thousand Dollars (\$2,000.00).

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SECTION 6. This act shall become effective November 1, 2023.

59-1-5543            GRS            01/06/23