

1 STATE OF OKLAHOMA

2 1st Session of the 60th Legislature (2025)

3 HOUSE BILL 1382

By: Dempsey

4  
5  
6 AS INTRODUCED

7 An Act relating to the Oklahoma Farmed Cervidae Act;  
8 defining certain term; prohibiting certain wildlife  
9 propagation and holding; requiring certain licensing  
10 by the Oklahoma Department of Agriculture, Food and  
11 Forestry; requiring certain proof submission;  
12 authorizing certain inspection authority;  
13 establishing certain license fee; providing certain  
14 expiration guidelines; authorizing certain rule  
15 promulgation authority; amending 29 O.S. 2021,  
16 Section 4-106, which relates to licenses; modifying  
17 certain license descriptions; removing certain  
18 inspection authority; removing certain license fees;  
19 modifying certain rule promulgation authority;  
20 providing for codification; and declaring an  
21 emergency.

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1 mule deer or elk, cervidae hybrids, turkey, exotic species, and  
2 exotic hybrid species for barter, the offer to sell, or for the  
3 possession with intent to sell for profit or monetary gain.

4 B. No person may propagate or hold in captivity any wildlife  
5 belonging to the state. A commercial harvesting license shall be  
6 issued by the Oklahoma Department of Agriculture, Food and Forestry  
7 to a commercial harvesting facility that applies for the commercial  
8 harvesting license if that commercial harvesting facility complies  
9 with all applicable laws and rules governing the harvesting of  
10 legally acquired cervidae, to include whitetail deer, mule deer and  
11 elk, cervidae hybrids, turkey, exotic species, and exotic hybrid  
12 species harvested in a commercial harvesting facility.

13 C. Before obtaining a commercial harvesting facility license or  
14 renewal, the applicant shall submit proof that any additional  
15 animals have been secured from a source other than wild stock of  
16 this state.

17 D. The Secretary of Agriculture, State Veterinarian, or their  
18 designees shall have the authority to inspect a commercial  
19 harvesting facility and its operations at any time if there is  
20 probable cause that a violation has occurred. All other inspections  
21 shall require prior notice as determined in the rule promulgation by  
22 the Oklahoma Department of Agriculture, Food and Forestry.

23 E. The annual fee for a commercial harvesting facility license  
24 shall be Three Hundred Dollars (\$300.00).

1 F. All licenses issued pursuant to this section shall expire  
2 August 31 of each year and shall replace those issued previously  
3 pursuant to Section 4-106 of Title 29 of the Oklahoma Statutes.

4 G. The Oklahoma Department of Agriculture, Food and Forestry  
5 shall promulgate rules as necessary pursuant to the commercial  
6 harvesting license outlined in this section.

7 SECTION 2. AMENDATORY 29 O.S. 2021, Section 4-106, is  
8 amended to read as follows:

9 Section 4-106. A. No person may propagate or hold in captivity  
10 any wildlife or domesticated animals hunted for sport for commercial  
11 hunting area purposes without having procured a license from the  
12 Director of the Department of Wildlife Conservation. Licenses shall  
13 be classified as big game, upland game, or a combination of big game  
14 and upland game.

15 1. A ~~big game license~~ commercial harvesting license, as created  
16 in Section 1 of this act, shall be required for legally acquired  
17 exotic ungulates, domesticated animals so designated by the Oklahoma  
18 Wildlife Conservation Commission, exotic swine, and legally acquired  
19 whitetail and mule deer, turkey and other species of big game  
20 lawfully taken under the provisions of subsection A of Section 5-411  
21 and Section 5-401 of this title. Wildlife that has been crossbred  
22 with exotic wildlife shall be considered native and not exotic  
23 unless documentation shows otherwise.

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1        2. An upland game license shall be required for legally  
2 acquired captive-raised pheasants, all species of quail, Indian  
3 chukars, water fowl, and other similar or suitable gallinaceous  
4 birds; ~~and shall include turkey if no other big game species are~~  
5 ~~listed on the license/application.~~

6        B. Before obtaining a license or a renewal of a license, the  
7 applicant shall submit proof that such wildlife or domesticated  
8 animals hunted for sport will be or have been secured from a source  
9 other than the wild stock in this state. Any person obtaining or  
10 renewing a license shall submit a true and complete inventory of  
11 said animals before a license shall be approved. Each license shall  
12 specifically list the different species and/or subspecies to be  
13 hunted on the listed hunting area or premises.

14        C. ~~Any game warden of the Oklahoma Department of Wildlife~~  
15 ~~Conservation shall have authority to inspect any and all records and~~  
16 ~~invoices pertaining to the commercial hunting operations of any~~  
17 ~~person licensed or requesting licensure pursuant to this section and~~  
18 ~~additionally shall have the authority to inspect any and all~~  
19 ~~facilities, equipment and property connected to the hunting~~  
20 ~~operation of any person licensed or requesting licensure pursuant to~~  
21 ~~this section.~~

22        D. ~~1. The annual fee for a commercial hunting area license for~~  
23 ~~upland game under this section shall be One Hundred Dollars~~  
24 ~~(\$100.00).~~

1       ~~2. The annual fee for a commercial hunting area license for:~~

2           ~~a. big game pursuant to this section shall be Two Hundred~~  
3           ~~Fifty Dollars (\$250.00), or~~

4           ~~b. a combination of big game and upland game pursuant to~~  
5           ~~this section shall be Three Hundred Fifty Dollars~~  
6           ~~(\$350.00).~~

7       ~~E.~~ All licenses issued pursuant to this section shall expire on  
8 June 30 of each year.

9       ~~F.~~ D. Exemptions from this license requirement shall be  
10 operators of running pens used for the performance test or training  
11 of dogs. Operators of such running pens may acquire coyotes from  
12 wild stock without having to possess a fur dealer's license for such  
13 purpose and no license shall be required of those involved in  
14 performance testing or training dogs in such running pens so long as  
15 no other wildlife are taken or hunted in any manner.

16       ~~G.~~ E. Any person convicted of violating the provisions of this  
17 section shall be punished by a fine of not less than Five Hundred  
18 Dollars (\$500.00) nor more than One Thousand Five Hundred Dollars  
19 (\$1,500.00), or by imprisonment in the county jail not to exceed  
20 sixty (60) days, or by both such fine and imprisonment.

21       ~~H.~~ F. Any person convicted of violating the provisions of this  
22 section shall have the commercial hunting area license revoked. No  
23 new license shall be issued for a period of six (6) months from and  
24 after the date on which the revocation order becomes effective.

1        ~~F.~~ G. The Department is authorized to promulgate rules  
2 pertaining to ~~commercial hunting areas~~ this section.

3            SECTION 3. It being immediately necessary for the preservation  
4 of the public peace, health or safety, an emergency is hereby  
5 declared to exist, by reason whereof this act shall take effect and  
6 be in full force from and after its passage and approval.

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8            60-1-11111        JL        12/18/24

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