

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 2nd Session of the 57th Legislature (2020)

4 COMMITTEE SUBSTITUTE
5 FOR
6 HOUSE BILL NO. 2777

By: Ford of the House

and

Paxton of the Senate

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10 COMMITTEE SUBSTITUTE

11 An Act relating to the theft of mail; creating the
12 Porch Piracy Act of 2020; defining terms; making
13 certain act unlawful; providing penalties; providing
14 for the payment of restitution; providing for
15 noncodification; providing for codification; and
16 providing an effective date.

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

18 SECTION 1. NEW LAW A new section of law not to be
19 codified in the Oklahoma Statutes reads as follows:

20 This act shall be known and may be cited as the "Porch Piracy
21 Act of 2020".

22 SECTION 2. NEW LAW A new section of law to be codified
23 in the Oklahoma Statutes as Section 1740.2 of Title 21, unless there
24 is created a duplication in numbering, reads as follows:

1 A. As used in this section:

2 1. "Mail" means a letter, postal card, package, bag or any
3 other article or thing contained therein, or other sealed article
4 addressed to a person, that:

5 a. is delivered by a common carrier or delivery service
6 and not yet received by the addressee, or

7 b. has been left to be collected for delivery by a common
8 carrier or delivery service; and

9 2. "Person" means an individual, partnership, corporation,
10 limited liability company, association or other legal entity.

11 B. It shall be unlawful for any person to hold, conceal,
12 destroy or take mail from the mailbox or premises of another person
13 or from a delivery vehicle at any point throughout the delivery
14 route without the effective consent of the addressee and with the
15 intent to deprive the addressee of the mail.

16 C. Any person who violates the provisions of this section
17 shall, upon conviction, be guilty of a misdemeanor punishable by
18 imprisonment in the county jail for a term not to exceed one (1)
19 year, or by a fine not to exceed Five Hundred Dollars (\$500.00), or
20 by both such fine and imprisonment.

21 D. When three or more separate offenses under this section are
22 committed within a sixty-day period, the person shall be guilty of a
23 felony punishable by imprisonment in the custody of the Department
24 of Corrections for a term of not less than two (2) years nor more

1 than five (5) years, or by a fine not to exceed Five Thousand
2 Dollars (\$5,000.00), or by both such fine and imprisonment.

3 E. Any person convicted pursuant to the provisions of this
4 section shall also be ordered to pay restitution to the victim as
5 provided in Section 991f of Title 22 of the Oklahoma Statutes.

6 SECTION 3. This act shall become effective November 1, 2020.

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8 COMMITTEE REPORT BY: COMMITTEE ON PUBLIC SAFETY, dated 02/20/2020 -
9 DO PASS, As Amended and Coauthored.

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