

1 STATE OF OKLAHOMA

2 2nd Session of the 58th Legislature (2022)

3 COMMITTEE SUBSTITUTE
4 FOR ENGROSSED
5 HOUSE BILL 4376

By: Ford and Bashore of the
House

6 and

7 Weaver of the Senate

8
9 COMMITTEE SUBSTITUTE

10 An Act relating to crimes and punishments; making
11 certain acts unlawful; providing penalties; defining
12 term; providing for codification; and providing an
13 effective date.

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

15 SECTION 1. NEW LAW A new section of law to be codified
16 in the Oklahoma Statutes as Section 1443 of Title 21, unless there
17 is created a duplication in numbering, reads as follows:

18 A. A person commits the offense of smash-and-grab burglary when
19 he or she, while acting individually or in concert with others,
20 intentionally enters a mercantile establishment with the intent to
21 commit a theft which results in actual damage to the mercantile
22 establishment in excess of One Thousand Dollars (\$1,000.00).

23 B. Any person who violates the provisions of this section
24 shall, upon conviction, be guilty of a felony punishable by

1 imprisonment in the custody of the Department of Corrections for a
2 term not less than two (2) years nor more than ten (10) years, or by
3 a fine not less than Ten Thousand Dollars (\$10,000.00), or by both
4 such fine and imprisonment. Any person convicted of a second or
5 subsequent offense under the provisions of this section shall be
6 punished by imprisonment for a term not less than four (4) years nor
7 more than twenty (20) years, or by a fine not less than Twenty
8 Thousand Dollars (\$20,000.00), or by both such fine and
9 imprisonment.

10 C. As used in this section, the term "mercantile establishment"
11 means an establishment where merchandise is displayed, held, or
12 offered for sale, either at retail or wholesale, from a fixed
13 location.

14 SECTION 2. This act shall become effective November 1, 2022.

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