

1 STATE OF OKLAHOMA

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

3 HOUSE BILL 3283

By: Humphrey

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5
6 AS INTRODUCED

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

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

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

16 Section 1692.1 As used in this act:

17 ~~A. 1. "Cockfight" or "cockfighting" is a fight between birds,
18 whether or not fitted with artificial spurs, knives, or gaffs, and
19 whether or not bets or wagers are made on the outcome of the fight,
20 and includes any training fight in which birds are intended or
21 encouraged to attack or fight with one another.~~

22 ~~B. 2. "Equipment used for training or handling a fighting bird"
23 includes knives or gaffs, cages, pens, feeding apparatuses, training
24 pens and other related devices and equipment, and is hereby declared
contraband and subject to seizure.~~

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

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

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

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

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

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

1 violation of this section shall be as provided in Section ~~§~~ 1692.8
2 of this ~~act~~ title.

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

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

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

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SECTION 6. This act shall become effective November 1, 2022.

58-2-9122 GRS 12/17/2021