

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 1st Session of the 59th Legislature (2023)

4 HOUSE BILL 2153

 By: Ford

7 AS INTRODUCED

8 An Act relating to crimes and punishments; amending
9 21 O.S. Sections 1704, 1705, and 1706, which relate
10 to penalties for grand larceny and petit larceny;
 lowering threshold amount that constitutes grand
 larceny; modifying penalties; and declaring an
 emergency.

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

15 SECTION 1. AMENDATORY 21 O.S. 2021, Section 1704, is
16 amended to read as follows:

17 Section 1704. Grand larceny is larceny committed in either of
18 the following cases:

19 1. When the property taken is of a value of ~~One Thousand~~
20 ~~Dollars (\$1,000.00)~~ Seven Hundred Fifty Dollars (\$750.00) or
21 greater; or

22 2. When such property, although not of a value of ~~One Thousand~~
23 ~~Dollars (\$1,000.00)~~ Seven Hundred Fifty Dollars (\$750.00) or
24 greater, is taken from the person of another.

1 Larceny in other cases is petit larceny.

2 SECTION 2. AMENDATORY 21 O.S. 2021, Section 1705, is
3 amended to read as follows:

4 Section 1705. A. Grand larceny is a felony punishable as
5 follows:

6 1. If the value of the property is less than ~~One Thousand~~
7 ~~Dollars (\$1,000.00)~~ Seven Hundred Fifty Dollars (\$750.00), the
8 person shall be punished by imprisonment in the county jail for a
9 term not to exceed one (1) year or by incarceration in the county
10 jail for one or more nights or weekends pursuant to Section 991a-2
11 of Title 22 of the Oklahoma Statutes, at the option of the court, or
12 by a fine not to exceed One Thousand Dollars (\$1,000.00), or by both
13 such imprisonment and fine;

14 2. If the property is one or more firearms, the property is
15 taken from the person of another, or the value of the property is
16 ~~One Thousand Dollars (\$1,000.00)~~ Seven Hundred Fifty Dollars
17 (\$750.00) or more but less than Two Thousand Five Hundred Dollars
18 (\$2,500.00), the person shall be punished by imprisonment in the
19 custody of the Department of Corrections for a term not to exceed
20 two (2) years or in the county jail for a term not to exceed one (1)
21 year, or by a fine not to exceed One Thousand Dollars (\$1,000.00),
22 or by both such imprisonment and fine;

23 3. In the event the value of the property is Two Thousand Five
24 Hundred Dollars (\$2,500.00) or more but less than Fifteen Thousand

1 Dollars (\$15,000.00), the person shall be punished by imprisonment
2 in the custody of the Department of Corrections for a term not to
3 exceed five (5) years or in the county jail for a term not to exceed
4 one (1) year, or by a fine not to exceed One Thousand Dollars
5 (\$1,000.00), or by both such imprisonment and fine; or

6 4. If the value of the property is Fifteen Thousand Dollars
7 (\$15,000.00) or more, the person shall be punished by imprisonment
8 in the custody of the Department of Corrections for a term not to
9 exceed eight (8) years, or by a fine not to exceed One Thousand
10 Dollars (\$1,000.00), or by both such imprisonment and fine.

11 B. The person shall also be ordered to pay restitution to the
12 victim as provided in Section 991f of Title 22 of the Oklahoma
13 Statutes.

14 SECTION 3. AMENDATORY 21 O.S. 2021, Section 1706, is
15 amended to read as follows:

16 Section 1706. A. Petit larceny shall be punishable by a fine
17 of not less than Ten Dollars (\$10.00) or more than Five Hundred
18 Dollars (\$500.00), or imprisonment in the county jail not to exceed
19 six (6) months, or by both such fine and imprisonment, at the
20 discretion of the court.

21 B. Upon a third or subsequent conviction for petit larceny, the
22 person shall be guilty of a felony.

23 SECTION 4. It being immediately necessary for the preservation
24 of the public peace, health or safety, an emergency is hereby

1 declared to exist, by reason whereof this act shall take effect and
2 be in full force from and after its passage and approval.

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4 COMMITTEE REPORT BY: COMMITTEE ON CRIMINAL JUSTICE AND CORRECTIONS,
5 dated 02/22/2023 - DO PASS.

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