

STATE OF OKLAHOMA

1st Session of the 60th Legislature (2025)

SENATE BILL 855

By: Weaver

AS INTRODUCED

An Act relating to larceny; amending 21 O.S. 2021, Section 1731, as amended by Section 1, Chapter 176, O.S.L. 2024 (21 O.S. Supp. 2024, Section 1731), which relates to larceny of merchandise from a retailer or wholesaler; modifying value threshold for certain misdemeanor and felony offenses; updating statutory language; and providing an effective date.

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

SECTION 1. AMENDATORY 21 O.S. 2021, Section 1731, as amended by Section 1, Chapter 176, O.S.L. 2024 (21 O.S. Supp. 2024, Section 1731), is amended to read as follows:

Section 1731. A. Larceny of merchandise held for sale in retail or wholesale establishments shall be punishable as follows:

1. For the first or second conviction, in the event the value of the goods, edible meat, or other corporeal property which has been taken is less than ~~One Thousand Dollars (\$1,000.00)~~ Five Hundred Dollars (\$500.00), the person shall be guilty of a misdemeanor punishable by imprisonment in the county jail for a term not ~~exceeding~~ to exceed thirty (30) days, and by a fine not less

1 than Ten Dollars (\$10.00) nor more than Five Hundred Dollars  
2 (\$500.00); provided, for the first or second conviction, in the  
3 event more than one item of goods, edible meat, or other corporeal  
4 property has been taken, punishment shall be by imprisonment in the  
5 county jail for a term not to exceed thirty (30) days, and by a fine  
6 not less than Fifty Dollars (\$50.00) nor more than Five Hundred  
7 Dollars (\$500.00);

8 2. For a third or subsequent conviction, in the event the value  
9 of the goods, edible meat, or other corporeal property which has  
10 been taken is less than ~~One Thousand Dollars (\$1,000.00)~~ Five  
11 Hundred Dollars (\$500.00), the person shall be guilty of a  
12 misdemeanor ~~and shall be punished~~ punishable by imprisonment in the  
13 county jail for a term not to exceed one (1) year, and by a fine not  
14 ~~exceeding~~ to exceed One Thousand Dollars (\$1,000.00);

15 3. In the event the value of the goods, edible meat, or other  
16 corporeal property is ~~One Thousand Dollars (\$1,000.00)~~ Five Hundred  
17 Dollars (\$500.00) or more but less than Two Thousand Five Hundred  
18 Dollars (\$2,500.00), the person shall, upon conviction, be guilty of  
19 a felony ~~and shall be punished~~ punishable by imprisonment in the  
20 custody of the Department of Corrections for a term not to exceed  
21 two (2) years, and by a fine not to exceed One Thousand Dollars  
22 (\$1,000.00);

23 4. In the event the value of the goods, edible meat, or other  
24 corporeal property is Two Thousand Five Hundred Dollars (\$2,500.00)

1 or more but less than Fifteen Thousand Dollars (\$15,000.00), the  
2 person shall, upon conviction, be guilty of a felony ~~and shall be~~  
3 ~~punished~~ punishable by imprisonment in the custody of the Department  
4 of Corrections for a term not to exceed five (5) years, and by a  
5 fine not to exceed One Thousand Dollars (\$1,000.00); or

6 5. In the event the value of the goods, edible meat, or other  
7 corporeal property is Fifteen Thousand Dollars (\$15,000.00) or more,  
8 the person shall, upon conviction, be guilty of a felony ~~and shall~~  
9 ~~be punished~~ punishable by imprisonment in the custody of the  
10 Department of Corrections for a term not to exceed eight (8) years,  
11 and by a fine not to exceed One Thousand Dollars ~~(\$1,000.00)~~  
12 (\$1,000.00).

13 B. When three or more separate offenses under this section are  
14 committed within a one-hundred-eighty-day period, the value of the  
15 goods, edible meat, or other corporeal property involved in each  
16 larceny offense may be aggregated to determine the total value for  
17 purposes of determining the appropriate punishment under this  
18 section.

19 C. In the event any person engages in conduct that is a  
20 violation of this section in concert with at least one other  
21 individual, such person shall be liable for the aggregate value of  
22 all items taken by all individuals. Such person may also be subject  
23 to the penalties set forth in Section 421 of this title, which shall  
24 be in addition to any other penalties provided for by law.

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

SECTION 2. This act shall become effective November 1, 2025.

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