

1 ENGROSSED HOUSE AMENDMENT

2 TO

2 ENGROSSED SENATE BILL NO. 447

By: Boren of the Senate

3 and

4 Sterling of the House

5

6 An Act relating to state property; permitting
7 residents to forage for nuts and edible plants or
fungi on state-owned or state-managed property;
8 providing exceptions; encouraging certain apparel
during foraging; defining terms; limiting foraging in
certain areas managed by the Department of Wildlife
9 Conservation; providing for promulgation of rules;
providing for codification; and providing an
10 effective date.

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13 AUTHOR: Add the following House Coauthor: Waldron

14 AUTHOR: Add the following Senate Coauthor: McIntosh

15 AMENDMENT NO. 1. Strike the title, enacting clause, and entire bill
and insert:

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18 "An Act relating to state property; permitting
19 residents to forage for nuts and edible plants or
fungi on state-owned or state-managed property;
20 providing exceptions; encouraging certain apparel
during foraging; defining terms; limiting foraging in
certain areas managed by the Department of Wildlife
21 Conservation; providing for promulgation of rules;
providing for codification; and providing an
22 effective date.

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

2 SECTION 1. NEW LAW A new section of law to be codified

3 in the Oklahoma Statutes as Section 335 of Title 61, unless there is
4 created a duplication in numbering, reads as follows:

5 A. Any person may forage for nuts and edible plants or fungi on
6 state-owned or state-managed property accessible to the public for
7 personal consumption only except when such nuts and other edible
8 plants or fungi are:

9 1. From crops certified by the Oklahoma Agricultural Experiment
10 Station system or the Oklahoma Cooperative Extension Service of the
11 Oklahoma State University Division of Agricultural Sciences and
12 Natural Resources, as provided in Section 8-33 of Title 2 of the
13 Oklahoma Statutes; or

14 2. From plants that are threatened or endangered.

15 B. Any person foraging pursuant to this section is encouraged
16 to:

17 1. Wear an outer garment of hunter orange that is clearly
18 visible while in the field; and

19 2. Recognize which nuts and edible plants or fungi are safe for
20 human consumption.

21 C. As used in this section:

22 1. "State-owned or state-managed property accessible to the
23 public" means property owned or managed by an agency, municipality,

1 or political subdivision of this state designated for public use,
2 unless the property is located on:

- 3 a. state-owned or university-owned test or research
4 farms,
- 5 b. land leased to an individual or entity pursuant to
6 Section 1056 of Title 64 of the Oklahoma Statutes, who
7 has not given permission to an individual to forage,
8 or
- 9 c. property otherwise restricted for public access by
10 state or federal law including, but not limited to:
 - 11 (1) land along public roads, highways, turnpikes, and
12 interstates,
 - 13 (2) areas owned or operated by a law enforcement
14 agency or used for law enforcement training, or
 - 15 (3) areas surrounding correction facilities owned or
16 operated by the Department of Corrections, a
17 county, a municipality, or a private entity
18 contracted by the Department of Corrections to
19 operate in this state;

20 2. "Edible plant or fungi" means a plant or fungi commonly
21 found in the wild, which is edible to humans in part or in its
22 entirety and may require cooking to make safe for consumption;

23 3. "Nut" means a dry fruit that has a single seed, a hard
24 shell, and a protective husk; and

4. "Personal consumption" means an amount that can be consumed in a few days by a person and not sold to another person.

D. 1. After July 1, 2026, any person who is lawfully on a Wildlife Management Area owned or managed by the Department of Wildlife Conservation may forage along with other permitted activities as authorized by the Oklahoma Wildlife Conservation Commission.

2. The Commission shall promulgate all rules necessary to implement the provisions of this section.

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

Passed the House of Representatives the 6th day of May, 2025.

Presiding Officer of the House of
Representatives

Presiding Officer of the Senate

1 ENGROSSED SENATE
2 BILL NO. 447

3 By: Boren of the Senate

4 and

5 Sterling of the House

6 An Act relating to state property; permitting
7 residents to forage for nuts and edible plants or
8 fungi on state-owned or state-managed property;
9 providing exceptions; encouraging certain apparel
10 during foraging; defining terms; limiting foraging in
certain areas managed by the Department of Wildlife
Conservation; providing for promulgation of rules;
providing for codification; and providing an
effective date.

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

14 SECTION 3. NEW LAW A new section of law to be codified

15 in the Oklahoma Statutes as Section 335 of Title 61, unless there is
16 created a duplication in numbering, reads as follows:

17 A. Any person may forage for nuts and edible plants or fungi on
18 state-owned or state-managed property accessible to the public for
19 personal use and not for resale except when such nuts and other
20 edible plants or fungi are:

21 1. From crops certified by the Oklahoma Agricultural Experiment
22 Station system or the Oklahoma Cooperative Extension Service of the
23 Oklahoma State University Division of Agricultural Sciences and

1 Natural Resources, as provided in Section 8-33 of Title 2 of the
2 Oklahoma Statutes; or

3 2. From plants that are threatened or endangered.

4 B. Any person foraging pursuant to this section is encouraged
5 to wear an outer garment of hunter orange that is clearly visible
6 while in the field and to recognize which nuts and edible plants or
7 fungi are safe for human consumption.

8 C. As used in this section:

9 1. "State-owned or state-managed property accessible to the
10 public" means property owned or managed by an agency, municipality,
11 or political subdivision of this state designated for public use,
12 unless the property is located on:

13 a. state-owned or University-owned test or research
14 farms,

15 b. land leased to an individual or entity pursuant to
16 Section 1056 of Title 64 of the Oklahoma Statutes, who
17 has not given permission to an individual to forage,
18 or

19 c. property otherwise restricted for public access by
20 state or federal law including, but not limited to:

21 (1) land along public roads, highways, turnpikes, and
22 interstates,
23 (2) areas owned or operated by a law enforcement
24 agency or used for law enforcement training, or

(3) areas surrounding correction facilities owned or operated by the Department of Corrections, a county, a municipality, or a private entity contracted by the Department of Corrections to operate in this state;

2. "Edible plant or fungus" means a plant or fungus commonly found in the wild, which is edible to humans in part or in its entirety and may require cooking to make safe for consumption; and

3. "Nut" means a dry fruit that has a single seed, a hard shell, and a protective husk.

11 D. 1. Any person foraging pursuant to this section on a
12 Wildlife Management Area owned or managed by the Department of
13 Wildlife Conservation shall follow all rules for foraging as
14 authorized by the Oklahoma Wildlife Conservation Commission.

15 2. The Commission shall promulgate all rules necessary to
16 implement the provisions of this section.

SECTION 4. This act shall become effective November 1, 2025.

Passed the Senate the 27th day of March, 2025.

Presiding Officer of the Senate

Passed the House of Representatives the _____ day of _____,
2025.

Presiding Officer of the House
of Representatives