

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 1st Session of the 60th Legislature (2025)

4 COMMITTEE SUBSTITUTE
FOR
5 HOUSE BILL NO. 1356

By: Hardin of the House

6 and

7 **Woods** of the Senate

11 COMMITTEE SUBSTITUTE

12 An Act relating to agriculture; creating Kenny's Law;
providing short title; defining terms; requiring
gates to remain closed at all times; allowing for
certain exceptions; prescribing penalties for
violation; authorizing the promulgation of rules;
providing statement of intent; providing for
noncodification; providing for codification; and
providing an effective date.

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

20 SECTION 1. NEW LAW A new section of law not to be
21 codified in the Oklahoma Statutes reads as follows:

22 This act shall be known and may be cited as "Kenny's Law".

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

2 in the Oklahoma Statutes as Section 2-34 of Title 2, unless there is
3 created a duplication in numbering, reads as follows:

4 A. As used in this act:

5 1. "Livestock" means the same as defined in Section 1-3 of
6 Title 2 of the Oklahoma Statutes; and

7 2. "Maintenance" means the functional checking, servicing,
8 repairing, or replacing of necessary infrastructure conducted by the
9 property owner, utility company, municipality, or state or federal
10 agency.

11 B. All gates that are part of an enclosure or barrier designed
12 to contain livestock shall remain closed at all times, except when:

13 1. Ingress or egress is in progress; provided, that the ingress
14 or egress shall be reasonable and not prolonged as to allow persons
15 to enter and leave without causing containment of livestock to be
16 compromised;

17 2. Maintenance is occurring within the property;

18 3. Livestock are being moved from one area to another; or

19 4. The livestock owner, utility company, municipality, or any
20 state or federal agency has a functional reason to access the
21 enclosed area.

22 C. A person with or without express permission to access a
23 livestock or landowner's land shall be in violation of this act if
24 he or she knowingly and maliciously:

- 1 1. Leaves a gate open that is part of an enclosure or barrier
2 designed to contain livestock on private or public property;
3 2. Damages any part of a gate that is part of an enclosure or
4 barrier designed to contain livestock, which compromises the
5 containment of livestock; or
6 3. Allows livestock to escape containment.

7 D. Individuals in violation of this act shall be deemed guilty
8 of a misdemeanor and, upon conviction, shall be punished by a fine
9 no more than One Thousand Dollars (\$1,000.00) for each separate
10 offense or imprisonment in a county jail for no more than one
11 hundred eighty (180) days for each separate offense, or by both fine
12 and imprisonment, for the first and second convictions. Third and
13 subsequent convictions for this violation shall be punished by no
14 more than Two Thousand Five Hundred Dollars (\$2,500.00) for each
15 separate offense or imprisonment in a county jail for not more than
16 one (1) year for each separate offense, or by both fine and
17 imprisonment. Individuals in violation of this section shall also
18 incur all financial liability from damages caused.

19 E. The Oklahoma Department of Agriculture, Food and Forestry
20 may promulgate rules necessary to implement the provisions of this
21 act.

22 F. The express intent of this law is to protect farmers,
23 livestock owners, the public, and land owners from malicious acts of
24

1 damage, allowance of livestock to escape, and negligence on the part
2 of others.

3 SECTION 3. This act shall become effective November 1, 2025.

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5 COMMITTEE REPORT BY: COMMITTEE ON RULES, dated 03/05/2025 - DO PASS,
As Amended and Coauthored.

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