

STATE OF OKLAHOMA

2nd Session of the 43rd Legislature (1992)

COMMITTEE SUBSTITUTE
FOR ENGROSSED
SENATE BILL NO. 627

BY: LEFTWICH and CHANDLER of
the SENATE

and

PAULK of the HOUSE

COMMITTEE SUBSTITUTE AN ACT RELATING TO CONVICT LABOR; AMENDING 57
O.S. 1991, SECTION 222, WHICH RELATES TO THE PRISONERS PUBLIC WORKS
ACT; ALLOWING USE OF PRISONERS TO ERADICATE GRAFFITI ON PRIVATE
BUILDINGS; DEFINING TERMS; AND DECLARING AN EMERGENCY.

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

SECTION 1. AMENDATORY 57 O.S. 1991, Section 222, is
amended to read as follows:

Section 222. A. It shall be unlawful to use prisoners assigned
to said public works project on any property other than public
property, except that inmate labor may be used on private property
for a public purpose.

B. As used in this section "public purpose" means a purpose
affecting the inhabitants of the state or political subdivision
utilizing the inmate labor, as a group, and not merely as
individuals. The work performed shall be essentially public and for
the general good of the inhabitants of the state or political
subdivision, and may include eradication of graffiti on private
buildings. For purposes of this section:

1. "Graffiti" shall include but not be limited to any inscription, slogan or drawing, crudely scratched, drawn, printed, painted or scribbled on a wall or other surface visible to the public and which is likely to endanger the health or safety of the public. Provided, however, that this definition shall never be construed to include any sign or advertising device lawfully erected or installed by the owner of property or his lessee or authorized agent;

2. "Owner" means the owner of record as shown by the most current tax rolls of the county treasurer.

C. The purpose of the work performed shall be to aid the federal government, a state agency or a political subdivision, utilizing the inmate labor in the exercise of a governmental function. Any person willfully violating the provisions of this section shall be guilty of a felony.

SECTION 2. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.

43-2-8544

MCD