

STATE OF OKLAHOMA

1st Session of the 44th Legislature (1993)

HOUSE BILL NO. 1722

By: Pilgrim

AS INTRODUCED

An Act relating to crimes and punishments;

establishing the crime of unlawful use of locks and keys; defining terms; providing penalty; providing for codification; and providing an effective date.

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

SECTION 1. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 1437.1 of Title 21, unless there is created a duplication in numbering, reads as follows:

As used in Section 2 of this act, unless the context otherwise requires:

1. "Change key" means a key planned and cut to operate a specific lock;
2. "Try-out key" means a key which may or may not be one of a set of similar keys, each key made to operate a series or group of a total series of locks, the key or keys being constructed to take advantage of unplanned construction similarities in the series or group of locks;
3. "Wiggle key" or "manipulation key" means a material device which may be variably positioned or manipulated in a lock's keyway

until such action develops a condition within the lock which enables the lock to be operated. Wiggle keys or manipulation keys may or may not resemble normally used keys;

4. "Master key" means a key planned and cut to operate all locks in a series or group of locks, each lock having its own key other than the master key for that individual lock only, and each lock constructed as a part of the series or group for operation with the master key. For the purpose of Section 2 of this act, submaster keys, grand master keys, great grand master keys, emergency keys and overriding keys are to be considered as master keys;

5. "Keyed-alike locks" means a series or group of locks designed and constructed to be operated with the same change key;

6. "Locksmith" means a person dealing in the mechanical action and the correct operation of all types of locks and cylinder devices whose trade or occupation is primarily repairing, opening or closing such locks or devices by mechanical means other than the key designed for that particular mechanism without altering, marring, or destroying the original condition or effectiveness of such mechanism; and

7. "Key master" or "key cutter" means a person other than a locksmith whose primary and only function is the cutting and duplicating of keys.

SECTION 2. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 1437.2 of Title 21, unless there is created a duplication in numbering, reads as follows:

A. A person commits the offense of unlawful use of locks and keys if the person:

1. Sells, offers to sell, or gives to any person, other than a law enforcement officer, licensed motor vehicle or used motor vehicle dealer, motor vehicle manufacturer, or person regularly carrying on the profession of a locksmith, any try-out key,

manipulation key, wiggle key, or any other device designed to be used in place of the normal change key of any motor vehicle; or

2. Possesses any try-out key, wiggle key, manipulation key, or any other device designed to be used in place of the normal change key of any motor vehicle unless the person is a locksmith, locksmith manufacturer, licensed motor vehicle or used motor vehicle dealer, motor vehicle manufacturer, or law enforcement officer; or

3. Duplicates a master key for anyone unless written permission has been granted by the person who has legal control of the master key. All master keys shall be stamped with the words DO NOT DUPLICATE. All duplications of master keys shall also be stamped with the words DO NOT DUPLICATE.

B. Nothing in subsection A of this section shall be construed to make it unlawful if:

1. The owner of two (2) or more vehicles possesses a change key that can be used on two (2) or more vehicles owned by such person;

2. Such owner changes the locks on such vehicle so that they are keyed alike;

3. Any person makes or duplicates the original change keys for such an owner; or

4. Anyone stamps any other type of key with the words DO NOT DUPLICATE.

C. Unlawful use of locks and keys is a misdemeanor.

SECTION 3. This act shall become effective September 1, 1993.

44-1-5150

SD