

STATE OF OKLAHOMA

1st Session of the 46th Legislature (1997)

HOUSE BILL NO. 1171

By: Matlock

AS INTRODUCED

An Act relating to definitions and general provisions; prohibiting issuance of licenses or permits to convicted felons; prohibiting creation of surety interest for benefit of convicted felons; prohibiting use of legally recognized entities for purposes prohibited to individuals convicted of felonies; 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 401 of Title 25, unless there is created a duplication in numbering, reads as follows:

A. Notwithstanding any other provision of law to the contrary, no individual person who has been convicted of any felony as defined by the laws of this state or of any other state shall be authorized to hold any license or permit to conduct business of any kind or to engage in the rendition of any service for which a license or permit is required by any provision of law, including, but not limited to any profession, service or activity as defined by the provisions of Title 59 of the Oklahoma Statutes.

B. Notwithstanding any other provision of law to the contrary, no individual person who has been convicted of any felony as defined by the laws of this state or of any other state shall be eligible to acquire any form of surety or surety bond that may be required pursuant to the laws of this state in order to engage in any business which may be lawfully conducted within the state.

C. An individual who is prohibited from being granted a license or permit as prescribed by subsection A of this section shall not directly or indirectly:

1. Create or cause to be created any legally recognized business entity for the purpose of acquiring a license or permit that the individual would be prohibited from holding in an individual capacity; or

2. Acquire any form of equity interest, or other interest resulting in pecuniary gain, in any legally recognized business entity for the purpose of acquiring a license or permit that the individual would be prohibited from holding in an individual capacity.

D. An individual who is prohibited from acquiring any form of surety or surety bond as prescribed by subsection B of this section shall not directly or indirectly:

1. Create or cause to be created any legally recognized business entity for the purpose of acquiring a license or permit that the individual would be prohibited from holding in an individual capacity; or

2. Acquire any form of equity interest, or other interest resulting in pecuniary gain, in any legally recognized business entity for the purpose of acquiring the surety or surety bond that the individual would be prohibited from acquiring in an individual capacity.

SECTION 2. This act shall become effective November 1, 1997.

46-1-5514

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