

SHORT TITLE: Gasoline drive-off; proclaiming gasoline drive-off to extension of credit; codification; emergency.

STATE OF OKLAHOMA

1st Session of the 46th Legislature (1997)

SENATE BILL NO. 599

By: Brown

AS INTRODUCED

An Act relating to larceny; proclaiming the transfer of gasoline pursuant to certain business policy to constitute an extension of credit; decriminalizing gasoline drive-offs and ability to prosecute certain larceny offense; providing for codification; and declaring an emergency.

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 1740 of Title 21, unless there is created a duplication in numbering, reads as follows:

Notwithstanding any other provision of this chapter, the transfer of gasoline to a vehicle or any other container by a customer of any retail establishment that, while open for business, allows such transfer by policy, practice or custom in expectation of future payment shall be considered an extension of credit and shall not constitute larceny; provided, this section shall not apply if the value of the gasoline transferred exceeds the sum of Fifty Dollars (\$50.00) in any single transaction.

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.

46-1-0191

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