

STATE OF OKLAHOMA

1st Session of the 48th Legislature (2001)

HOUSE BILL HB1663

By: Davis

AS INTRODUCED

An Act relating to prisons and reformatories; amending 57 O.S. 1991, Section 222, as last amended by Section 504, Chapter 133, O.S.L. 1997 (57 O.S. Supp. 2000, Section 222), which relates to use of prison labor on private property; authorizing inmates to voluntarily perform certain work; and providing an effective date.

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

SECTION 1. AMENDATORY 57 O.S. 1991, Section 222, as last amended by Section 504, Chapter 133, O.S.L. 1997 (57 O.S. Supp. 2000, 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; and

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 convicted of willfully violating the provisions of this section shall be guilty of a felony.

D. Nothing in this section shall be construed to prohibit inmates from voluntarily performing work for charitable or religious organizations or other nonprofit entities.

SECTION 2. This act shall become effective November 1, 2001.

48-1-5372            LAC            6/12/15