

ENROLLED SENATE  
BILL NO. 601

By: Smith of the Senate

and

Peters of the House

An Act relating to crimes and punishments; amending 21 O.S. 2001, Sections 358 and 359, which relate to false claims against the state and penalties; prohibiting false statement on certain application; stating penalty; and providing an effective date.

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

SECTION 1. AMENDATORY 21 O.S. 2001, Section 358, is amended to read as follows:

Section 358. A. It shall be unlawful for any person, firm, corporation, association or agency to make, present, or cause to be presented to any employee or officer of the State of Oklahoma, or to any department or agency thereof, any false, fictitious or fraudulent claim for payment of public funds upon or against the State of Oklahoma, or any department or agency thereof, knowing such claim to be false, fictitious or fraudulent. A violation of this subsection shall be punished as provided in subsection A of Section 359 of this title.

B. It shall be unlawful for any person applying for employment with the State of Oklahoma to make a materially false, fictitious or fraudulent statement or representation on an employment application, knowing such statement or representation to be materially false, fictitious or fraudulent. A violation of this subsection shall be punished as provided in subsection B of Section 359 of this title.

SECTION 2. AMENDATORY 21 O.S. 2001, Section 359, is amended to read as follows:

Section 359. A. Any person, firm, corporation, association or agency found guilty of violating subsection A of Section 358 of this title shall be guilty of a felony and is punishable by a fine not exceeding the sum of Ten Thousand Dollars (\$10,000.00), or by imprisonment in the State Penitentiary custody of the Department of Corrections for a term not exceeding two (2) years, or by both such fine and imprisonment.

B. Any person found guilty of violating subsection B of Section 358 of this title shall be guilty of a misdemeanor punishable by a fine not exceeding One Thousand Dollars (\$1,000.00), or by

imprisonment in the county jail for a term not exceeding one (1) year, or by both such fine and imprisonment.

SECTION 3. This act shall become effective November 1, 2004.

Passed the Senate the 28th day of May, 2004.

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Presiding Officer of the Senate

Passed the House of Representatives the 28th day of May, 2004.

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Presiding Officer of the House  
of Representatives