

STATE OF OKLAHOMA

1st Session of the 49th Legislature (2003)

HOUSE BILL HB1139

By: Gilbert

AS INTRODUCED

An Act relating to counties and county officers; authorizing counties to set curfews by resolution; providing notice; providing for assistance; providing for posting signs; providing for reimbursement of certain costs; 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 339.6 of Title 19, unless there is created a duplication in numbering, reads as follows:

A. The board of county commissioners of any county of this state having a population of more than five hundred thousand (500,000) persons according to the last Federal Decennial Census, by resolution, may determine a curfew that will apply to all unincorporated areas of the county. The parameters of the curfew shall be determined by the board.

B. The board shall provide public notice of the curfew in a newspaper of general circulation in the county. The notice shall be published once weekly for a period of four (4) continuous weeks.

C. The county shall correspond and work in conjunction with any appropriate state agency, if assistance is required in producing signs and posting the curfew.

D. The county shall post curfew information, as determined pursuant to subsections A through C of this section, on the county line marker where any state highway enters a county and at all off-ramps where interstate highways or turnpikes enter a county, unless

a state agency has such jurisdiction to properly post signs. The appropriate board of county commissioners shall reimburse any state agency that may assist for the full cost of the required signage.

E. Any person convicted of a curfew violation pursuant to this section shall be guilty of a misdemeanor and subject to a minimum fine of Twenty-five Dollars (\$25.00). Any person convicted of a second or subsequent curfew violation shall be guilty of a misdemeanor and be subject to a fine of up to One Hundred Dollars (\$100.00) or by imprisonment in the county jail for a term of not less than one (1) day, nor more than thirty (30) days, or by both fine and imprisonment.

SECTION 2. This act shall become effective November 1, 2003.

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