

ENROLLED HOUSE
BILL NO. 2643

By: Brown, Duncan, Blackwell,
Turner, Roan, Askins,
Ingmire, Kiesel, Nance,
DePue, Hilliard, Hyman,
Morgan (Danny), Shoemake,
Terrill, Walker and
Wesselhoft of the House

and

Wilson of the Senate

An Act relating to crimes and punishments;
prohibiting certain uses of the names or pictures of
service members of the United States Armed Forces;
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 839.1A of Title 21, unless there
is created a duplication in numbering, reads as follows:

Any person, firm, or corporation that uses for the purpose of
advertising for the sale of any goods, wares, or merchandise, or for
the solicitation of patronage by any business enterprise, the name,
portrait, or picture of any service member of the United States
Armed Forces, without having obtained, prior or subsequent to such
use, the consent of the person, or, if the person is deceased,
without the consent of the surviving spouse, personal
representatives, or that of a majority of the adult heirs of the
deceased, is guilty of a misdemeanor. This section applies to the
name, portrait, or picture of both active duty members as well as
former members of the Armed Forces of the United States. Every
person convicted of a violation of this section shall be punished by
a fine of not to exceed One Thousand Dollars (\$1,000.00), or by
imprisonment in the county jail for not to exceed one (1) year, or
by both said fine and imprisonment.

SECTION 2. This act shall become effective November 1, 2006.

Passed the House of Representatives the 14th day of March, 2006.

Presiding Officer of the House of
Representatives

Passed the Senate the 12th day of April, 2006.

Presiding Officer of the Senate