

3 Senate Bill No. 722

4 SENATE BILL NO. 722 - By: BASS of the Senate and WORTHEN of the
5 House.

6 An Act relating to labor; amending 40 O.S. 2001, Section
7 165.4, which relates to bona fide disagreement; clarifying
8 bona fide disagreement; and providing an effective date.

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

10 SECTION 1. AMENDATORY 40 O.S. 2001, Section 165.4, is
11 amended to read as follows:

12 Section 165.4 In case of a an objective bona fide disagreement
13 over the amount of wages, the employer shall give written notice to
14 the employee of the amount of wages which he concedes to be due, and
15 shall pay such amount, without condition, within the time required
16 by Sections 165.2 and 165.3 of this title; provided, however, that
17 acceptance by the employee of any payment made hereunder shall not
18 constitute a release as to the balance of his claim. Payment in
19 accordance with this section shall constitute payment for the
20 purposes of complying with Sections 165.2 and 165.3 of this title,
21 if, but only if, there exists a an objective bona fide disagreement
22 over the amount of wages.

23 The Commissioner may set the contested amounts for
24 administrative hearing pursuant to Section 3 165.7 of this ~~act~~
25 title.

1 SECTION 2. This act shall become effective November 1, 2005.
2 COMMITTEE REPORT BY: COMMITTEE ON BUSINESS AND LABOR, dated 2-21-05
3 - DO PASS, As Coauthored.