

STATE OF OKLAHOMA

1st Session of the 50th Legislature (2005)

SENATE BILL 299

By: Brogdon

AS INTRODUCED

An Act relating to counties and county government; authorizing the board of county commissioners to determine a noise nuisance law; stating parameters of the law; providing for notice; requiring sheriff to investigate noise nuisance reports; authorizing the sheriff to issue citations; setting fine; providing for codification; providing an effective date; and declaring an emergency.

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 339.7 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 may, with respect to unincorporated areas of the county, enact and enforce ordinances and regulations to restrict and control noise. The parameters of the law shall be determined by the board and the board shall have the right and power to determine what is and what shall constitute a noise nuisance within their respective county limits.

B. The board shall provide public notice of the noise nuisance law 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 sheriff, in addition to other duties, shall have the responsibility of investigating all noise nuisances reported and shall have the authority to issue citations for violating the noise nuisance law. Any person convicted of violating the provisions of

the noise nuisance law shall be guilty of a misdemeanor punishable by a fine of not exceeding Twenty-five Dollars (\$25.00). Any person convicted of a second or subsequent noise nuisance shall be fined in an amount not exceeding One Hundred Dollars (\$100.00).

SECTION 2. This act shall become effective July 1, 2005.

SECTION 3. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.

50-1-1043

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