

SB 1453

Senate Bill No. 1453
As Amended

SENATE BILL NO. 1453 - By: BALLENGER of the Senate and ADKINS of the House.

[junk dealers - certain beer kegs - emergency]

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

SECTION 1. AMENDATORY Section 8, Chapter 99, O.S.L. 2007 (59 O.S. Supp. 2007, Section 1412), is amended to read as follows:

Section 1412. A. A junk dealer or salvage dealer licensed or permitted to do business in this state shall not purchase any of the following items without obtaining proof that the seller owns the property, either by receipt, bill of sale or other proof of ownership, or proof that the seller is an employee, agent, or contractor of a governmental entity, utility company, cemetery, railroad, manufacturer, or other person, business or entity owning the property and the seller is authorized to sell the item on behalf of the person, business or entity owning the property:

1. A manhole cover;
2. An electric light pole and its fixtures and hardware or any other hardware associated with the electric utility system;
3. A guard rail;

- 1 4. A street sign, traffic sign or traffic signal and its
2 fixtures or hardware;
- 3 5. Communications, transmission and service wire;
- 4 6. A funeral marker or funeral vase;
- 5 7. A historical marker;
- 6 8. Railroad equipment, including, but not limited to, a tie
7 plate, switch plate, E clip or rail tie junction;
- 8 9. Any metal item that is marked with any form of the name,
9 initials or logo of a governmental entity, utility company, cemetery
10 or railroad;
- 11 10. A copper or aluminum condensing or evaporating coil from a
12 heating or air conditioning unit;
- 13 11. An aluminum or stainless steel container or bottle designed
14 to hold propane for fueling fork lifts;
- 15 12. Metal bleachers or other seating facilities used in
16 recreational areas or sporting arenas;
- 17 13. Automotive catalytic converters;
- 18 14. Plumbing or electrical fixtures;
- 19 15. Tools; ~~and~~
- 20 16. Machinery or supplies commonly used in the drilling,
21 completing, operating or repairing of oil or gas wells; and
- 22 17. Metal beer kegs, that are clearly marked as being the
23 property of the beer manufacturer.

1 B. Any person convicted of a violation of this section shall be
2 punishable by a fine of not more than Two Thousand Five Hundred
3 Dollars (\$2,500.00). A second or subsequent violation of this
4 section shall be punishable by a fine of not more than Five Thousand
5 Dollars (\$5,000.00). A third violation of this section shall be
6 punishable by a fine of Ten Thousand Dollars (\$10,000.00) and
7 forfeiture of the junk dealer's or salvage dealer's license or
8 permit.

9 SECTION 2. It being immediately necessary for the preservation
10 of the public peace, health and safety, an emergency is hereby
11 declared to exist, by reason whereof this act shall take effect and
12 be in full force from and after its passage and approval.

13 COMMITTEE REPORT BY: COMMITTEE ON BUSINESS & LABOR, dated 2-11-08 -
14 DO PASS, As Amended and Coauthored.