

1 STATE OF OKLAHOMA

2 1st Session of the 51st Legislature (2007)

3 SENATE BILL 632

By: Barrington

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5
6 AS INTRODUCED

7 An Act relating to professions and occupations;
8 amending 59 O.S. 2001, Sections 1800.1, 1800.2,
9 1800.3, 1800.3a, 1800.4, 1800.5, 1800.6, 1800.7,
10 1800.8, 1800.10, 1800.11, 1800.12, 1800.13, 1800.14,
11 1800.15, 1800.16 and 1800.17, as amended by Sections
12 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16
13 and 17, Chapter 110, O.S.L. 2006 (59 O.S. Supp. 2006,
14 Sections 1800.1, 1800.2, 1800.3, 1800.3a, 1800.4,
15 1800.5, 1800.6, 1800.7, 1800.8, 1800.10, 1800.11,
16 1800.12, 1800.13, 1800.14, 1800.15, 1800.16 and
17 1800.17), which relate to the Alarm and Locksmith
18 Industry Act; changing name of act to the Alarm
19 Industry Act; eliminating certain words and phrases
20 throughout the act; modifying definitions; modifying
21 exemptions; modifying the Alarm and Locksmith
22 Industry Committee; and declaring an emergency.

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

26 SECTION 1. AMENDATORY 59 O.S. 2001, Section 1800.1, as
27 amended by Section 1, Chapter 110, O.S.L. 2006 (59 O.S. Supp. 2006,
28 Section 1800.1), is amended to read as follows:

29 Section 1800.1 Sections 1 through 16 of this act shall be known
30 and may be cited as the "Alarm and Locksmith Industry Act".

1 SECTION 2. AMENDATORY 59 O.S. 2001, Section 1800.2, as
2 amended by Section 2, Chapter 110, O.S.L. 2006 (59 O.S. Supp. 2006,
3 Section 1800.2), is amended to read as follows:

4 Section 1800.2 As used in the Alarm ~~and Locksmith~~ Industry Act:

5 1. "Alarm industry" means the sale, except as provided in
6 Section 1800.3 of this title, installation, alteration, repair,
7 replacement, service, inspection, or maintenance of alarm systems or
8 service involving receipt of alarm signals for the purpose of
9 employee response and investigation of such signals or any
10 combination of the foregoing activities except inspections on one-
11 and two-family dwellings are exempt;

12 2. "Alarm system" means one or more devices designed either to
13 detect and signal an unauthorized intrusion or entry or to signal a
14 fire or other emergency condition, which signals are responded to by
15 public law enforcement officers, fire department personnel, private
16 guards or security officers;

17 3. "Board" means the State Board of Health;

18 4. "Committee" means the Alarm ~~and Locksmith~~ Industry
19 Committee;

20 5. "Commissioner" means the State Commissioner of Health;

21 6. "Licensee" means any person licensed pursuant to the Alarm
22 ~~and Locksmith~~ Industry Act;

23 ~~7. "Lock" means mechanical or electronic devices of twenty-four~~
24 ~~(24) volts or less, designed to control use of a device or control~~

1 ~~ingress or egress of a structure or automobile, including, but not~~
2 ~~limited to, peripheral devices to alarm systems, safes, vaults, safe~~
3 ~~deposit boxes, bio-metric/retina readers and mechanical or~~
4 ~~electronic key systems;~~

5 ~~8. "Locksmith industry" means the servicing or installing,~~
6 ~~repairing, rebuilding, readying, repining, adjusting or installing~~
7 ~~locks, mechanical or electronic security devices, annunciation~~
8 ~~devices not designed to require a response by law enforcement or~~
9 ~~opening or bypassing a lock by a means other than those intended by~~
10 ~~the manufacturer of such devices. For the purposes of this act,~~
11 ~~"mechanical or electronic security devices" includes, but is not~~
12 ~~limited to, access control systems including peripheral devices to~~
13 ~~alarm systems, fiber optic security systems, closed circuit~~
14 ~~television and nurse call systems; and~~

15 ~~9. 7. "Person" means an individual, sole proprietorship, firm,~~
16 ~~partnership, association, limited liability company, corporation, or~~
17 ~~other similar entity.~~

18 SECTION 3. AMENDATORY 59 O.S. 2001, Section 1800.3, as
19 amended by Section 3, Chapter 110, O.S.L. 2006 (59 O.S. Supp. 2006,
20 Section 1800.3), is amended to read as follows:

21 Section 1800.3 The Alarm and Locksmith Industry Act shall not
22 apply to:
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1 1. An officer or employee of this state, the United States or a
2 political subdivision of either, while the employee or officer is
3 engaged in the performance of his official duties;

4 2. An individual who owns and installs alarm devices,
5 ~~mechanical or electronic security devices and locks~~ on the
6 individual's own property or, if the individual does not charge for
7 the device or its installation, installs it for the protection of
8 his personal property located on another's property, and does not
9 install the alarm devices, ~~mechanical or electronic security devices~~
10 ~~and locks~~ as a normal business practice on the property of another;

11 3. The sale of alarm systems designed or intended for customer
12 or user installation; or

13 4. The sale, installation, service, or repair of alarm systems
14 by individuals licensed pursuant to the Electrical Licensing Act, ~~or~~

15 ~~5. The locksmith industry activities of either tow truck~~
16 ~~operators or repossession agents within the execution of their~~
17 ~~duties.~~

18 SECTION 4. AMENDATORY 59 O.S. 2001, Section 1800.3a, as
19 amended by Section 4, Chapter 110, O.S.L. 2006 (59 O.S. Supp. 2006,
20 Section 1800.3a), is amended to read as follows:

21 Section 1800.3a Any person engaged in any activity regulated by
22 the Alarm ~~and Locksmith~~ Industry Act, when installing or repairing
23 electrical circuits of twenty-four (24) volts or less shall not be
24 required to obtain any license as required by the Electrical

1 Licensing Act, if such person is licensed pursuant to the provisions
2 of the Alarm ~~and Locksmith~~ Industry Act.

3 SECTION 5. AMENDATORY 59 O.S. 2001, Section 1800.4, as
4 amended by Section 5, Chapter 110, O.S.L. 2006 (59 O.S. Supp. 2006,
5 Section 1800.4), is amended to read as follows:

6 Section 1800.4 A. There is hereby created the "Alarm ~~and~~
7 ~~Locksmith~~ Industry Committee", which shall consist of ~~nine (9)~~ five
8 (5) members. One member shall be the Commissioner of Health or the
9 Commissioner's designated representative and ~~eight~~ four members
10 shall be appointed by the State Board of Health within thirty (30)
11 days after the effective date of this act. ~~Seven~~ Three of the
12 appointed members shall have at least five (5) years of experience
13 in the ~~alarm or locksmith~~ industry or in a closely related field
14 with broad knowledge of the alarm or locksmith industry. ~~No more~~
15 ~~than two of the appointed members shall be from each working field~~
16 ~~or closely related industries of burglar alarm, fire alarm,~~
17 ~~electronic access control, locksmith, closed circuit television, and~~
18 ~~nurse call station.~~ One of the appointed members shall be a lay
19 member. No member shall be employed by the same person as any other
20 member of the Committee.

21 B. The term of office of each appointed member shall be for
22 four (4) years. Provided, the terms of the first appointed members
23 of the Committee shall be as follows:

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1 1. ~~Two members~~ One member shall be appointed to a term ending
2 May 31, 2007;

3 2. ~~Two members~~ One member shall be appointed to a term ending
4 May 31, 2008;

5 3. ~~Two members~~ One member shall be appointed to a term ending
6 May 31, 2009; and

7 4. ~~Two members~~ One member shall be appointed to a term ending
8 May 31, 2010.

9 Provided further, each appointed member shall hold office until his
10 successor is appointed and has qualified under the Alarm ~~and~~
11 ~~Locksmith~~ Industry Act.

12 C. Members of the Committee may be removed from office by the
13 Board for cause.

14 D. Vacancies shall be filled by appointment by the Board for
15 the unexpired term of the vacancy.

16 E. The members of the Committee shall serve without pay but may
17 be reimbursed for actual expenses pursuant to the State Travel
18 Reimbursement Act.

19 F. The Committee shall elect from among its membership a chair,
20 vice-chair and secretary to serve terms of not more than two (2)
21 years ending on May 31 of the year designated by the Committee. The
22 chair or vice-chair shall preside at all meetings. The chair, vice-
23 chair and secretary shall perform such duties as may be decided by
24

1 the Committee in order to effectively administer the Alarm ~~and~~
2 ~~Locksmith~~ Industry Act.

3 G. A majority of Committee members shall constitute a quorum to
4 transact official business.

5 H. The Committee shall meet within thirty (30) days after the
6 effective date of this act and shall meet thereafter at such times
7 as the Committee deems necessary to implement the Alarm ~~and~~
8 ~~Locksmith~~ Industry Act.

9 I. The Committee shall assist and advise the Commissioner of
10 Health on all matters relating to the formulation of rules,
11 regulations and standards in accordance with the Alarm ~~and Locksmith~~
12 ~~Industry~~ Act.

13 SECTION 6. AMENDATORY 59 O.S. 2001, Section 1800.5, as
14 amended by Section 6, Chapter 110, O.S.L. 2006 (59 O.S. Supp. 2006,
15 Section 1800.5), is amended to read as follows:

16 Section 1800.5 The Alarm ~~and Locksmith~~ Industry Committee shall
17 have the following duties and powers:

18 1. To assist the Commissioner of Health in licensing and
19 otherwise regulating persons engaged in an alarm ~~or locksmith~~
20 industry business;

21 2. To determine qualifications of applicants pursuant to the
22 Alarm ~~and Locksmith~~ Industry Act;

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- 1 3. To prescribe and adopt forms for license applications and
2 initiate mailing of such application forms to all persons requesting
3 such applications;
- 4 4. To assist the Commissioner in the denial, suspension or
5 revocation of licenses as provided by the Alarm ~~and Locksmith~~
6 Industry Act;
- 7 5. To charge and collect such fees as are prescribed by the
8 Alarm ~~and Locksmith~~ Industry Act;
- 9 6. To assist the State Board of Health in establishing and
10 enforcing standards governing the materials, services and conduct of
11 the licensees and their employees in regard to the alarm ~~and~~
12 ~~locksmith~~ industry;
- 13 7. To assist the Board in promulgating rules necessary to carry
14 out the administration of the Alarm ~~and Locksmith~~ Industry Act;
- 15 8. To investigate alleged violations of the provisions of the
16 Alarm ~~and Locksmith~~ Industry Act and of any rules and regulations
17 promulgated by the Board thereunder;
- 18 9. To assist the Oklahoma State Board of Health in establishing
19 categories of licenses for the Alarm ~~and Locksmith~~ Industry Act and
20 application requirements for each category including but not limited
21 to individual license, experience requirements, fingerprints,
22 photographs, examinations, and fees;
- 23 10. To assist the Commissioner in providing for grievance and
24 appeal procedures pursuant to the Oklahoma Administrative Procedures

1 Act for any person whose license is denied, revoked or suspended;
2 and

3 11. To have such other powers and duties as are necessary to
4 implement the Alarm ~~and Locksmith~~ Industry Act.

5 SECTION 7. AMENDATORY 59 O.S. 2001, Section 1800.6, as
6 amended by Section 7, Chapter 110, O.S.L. 2006 (59 O.S. Supp. 2006,
7 Section 1800.6), is amended to read as follows:

8 Section 1800.6 No person shall engage in an alarm ~~or locksmith~~
9 industry business in this state without first having obtained a
10 license pursuant to the provisions of the Alarm ~~and Locksmith~~
11 Industry Act. Provided, every person engaged in an alarm or
12 locksmith industry business in this state on the effective date of
13 the Alarm ~~and Locksmith~~ Industry Act shall have ninety (90) days in
14 which to apply to the Commissioner of Health for a license. A
15 person applying for a license within this ninety-day period may
16 continue business pending a final determination by the Commissioner
17 of the person's application. Additional time beyond the ninety-day
18 period may be granted by the Commissioner.

19 SECTION 8. AMENDATORY 59 O.S. 2001, Section 1800.7, as
20 amended by Section 8, Chapter 110, O.S.L. 2006 (59 O.S. Supp. 2006,
21 Section 1800.7), is amended to read as follows:

22 Section 1800.7 A. Any person applying for a license to engage
23 in an alarm ~~or locksmith~~ industry business pursuant to the Alarm ~~and~~
24 ~~Locksmith~~ Industry Act shall provide evidence to the Alarm ~~and~~

1 ~~Locksmith~~ Industry Committee that the individual within this state
2 having direct supervision over the function and local operations of
3 such alarm ~~or locksmith~~ industry business or a branch thereof has
4 the following qualifications:

5 1. Is at least twenty-one (21) years of age;

6 2. Has not been declared by any court of competent jurisdiction
7 incompetent by reason of mental defect or disease, and has not been
8 restored to competency;

9 3. Is not a habitual user of intoxicating liquors or
10 habit-forming drugs;

11 4. Has not been discharged from the Armed Services of the
12 United States under other than honorable conditions;

13 5. Is of good moral character; and

14 6. Meets such other standards as may be established by the
15 Board relating to experience or knowledge of the alarm ~~or locksmith~~
16 industry.

17 B. The applicant shall advise the Committee and furnish full
18 information on each individual described in subsection A of this
19 section of any conviction of a felony or any crime involving moral
20 turpitude for which a full pardon has not been granted and furnish a
21 recent photograph of a type prescribed by the State Board of Health
22 and two classifiable sets of fingerprints of such individual.

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1 SECTION 9. AMENDATORY 59 O.S. 2001, Section 1800.8, as
2 amended by Section 9, Chapter 110, O.S.L. 2006 (59 O.S. Supp. 2006,
3 Section 1800.8), is amended to read as follows:

4 Section 1800.8 A. An application for a company license shall
5 include:

6 1. The address of the principal office of the applicant and the
7 address of each branch office of the applicant located within this
8 state;

9 2. The name per business location under which the applicant
10 intends to do business as a licensee;

11 3. A statement as to the extent and scope of the applicant's
12 alarm or locksmith industry business and all other businesses in
13 which the applicant is engaged in this state;

14 4. A recent photograph of a type prescribed by the State Board
15 of Health of the applicant, if the applicant is a sole proprietor,
16 or of each officer and of each partner or shareholder who owns a
17 twenty-five percent (25%) or greater interest in the applicant, if
18 the applicant is an entity;

19 5. Two classifiable sets of fingerprints of the applicant, if
20 the applicant is a sole proprietor, or of each officer and of each
21 partner or shareholder who owns a twenty-five percent (25%) or
22 greater interest in the applicant, if the applicant is an entity;

23 and
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1 6. Such other information, statements or documents as may be
2 required by the Board.

3 B. An applicant for an individual license shall provide such
4 documents, statements or other information as may be required by the
5 Board, including two classifiable sets of fingerprints of the
6 applicant. The fingerprints may be used for a national criminal
7 history record check as defined by Section 150.9 of Title 74 of the
8 Oklahoma Statutes.

9 C. Fees for license and renewal issued pursuant to the Alarm
10 ~~and Locksmith~~ Industry Act shall be adopted by the Board pursuant to
11 Section 1-106.1 of Title 63 of the Oklahoma Statutes. Provided, the
12 fees provided for in this subsection shall not exceed Two Hundred
13 Fifty Dollars (\$250.00). An applicant shall pay the license fee at
14 the time the applicant makes application.

15 SECTION 10. AMENDATORY 59 O.S. 2001, Section 1800.10, as
16 amended by Section 10, Chapter 110, O.S.L. 2006 (59 O.S. Supp. 2006,
17 Section 1800.10), is amended to read as follows:

18 Section 1800.10 A. A license shall not be altered or assigned.

19 B. A company license shall be posted in a conspicuous place in
20 each alarm ~~or locksmith~~ industry business location of the licensee.

21 C. A company licensee shall notify the Alarm ~~and Locksmith~~
22 Industry Committee within fourteen (14) days of any change of
23 information furnished on the licensee's application for license or
24 on the licensee's license including, but not limited to, change of

1 ownership, address, business activities, or any developments related
2 to the qualifications of the licensee or the individual described in
3 Section 1800.7 of this title. If the licensee for any reason ceases
4 to engage in an alarm ~~or locksmith~~ industry business in this state,
5 the licensee shall notify the Committee within fourteen (14) days of
6 such cessation. If the required notice of cessation is not given to
7 the Committee within fourteen (14) days, the license may be
8 suspended or revoked by the Commissioner on recommendation of the
9 Committee.

10 D. No person shall represent falsely that the person is
11 licensed or employed by a licensee.

12 E. Each company licensee shall maintain a record containing
13 such information relative to the licensee's employees as may be
14 required by the State Board of Health.

15 SECTION 11. AMENDATORY 59 O.S. 2001, Section 1800.11, as
16 amended by Section 11, Chapter 110, O.S.L. 2006 (59 O.S. Supp. 2006,
17 Section 1800.11), is amended to read as follows:

18 Section 1800.11 The licensee shall be responsible to the Alarm
19 ~~and Locksmith~~ Industry Committee in matters of conduct of business
20 activities covered by the Alarm ~~and Locksmith~~ Industry Act. The
21 licensee shall be responsible for the activities on the part of the
22 licensee's employees. For purposes of the Alarm ~~and Locksmith~~
23 Industry Act, improper conduct on the part of said employees which
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1 occurs within the scope of employment shall be considered by the
2 Committee as acts of the licensee.

3 SECTION 12. AMENDATORY 59 O.S. 2001, Section 1800.12, as
4 amended by Section 12, Chapter 110, O.S.L. 2006 (59 O.S. Supp. 2006,
5 Section 1800.12), is amended to read as follows:

6 Section 1800.12 A. Any municipality or county may levy and
7 collect reasonable charges for alarm installation connections
8 located in or at a police or fire department which is owned,
9 operated or monitored by the municipality or county. Any
10 municipality or county may require discontinuance of service of any
11 alarm signal device which, due to mechanical malfunction or faulty
12 equipment, causes excessive false alarms and, in the opinion of the
13 appropriate county or municipal official, becomes a detriment to the
14 functions of the department involved. The municipality or county
15 may cause the disconnection of the device until the same is repaired
16 to the satisfaction of the appropriate official, but shall advise
17 the owner or user of the device of the disconnection in advance or
18 as soon as reasonably practicable. The municipality or county may
19 levy and collect reasonable reconnection fees. Mechanical
20 malfunction and faulty equipment shall not include, for the purpose
21 of the Alarm and Locksmith Industry Act, false alarms caused by
22 human error or an act of God.

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1 B. No municipality may adopt any ordinance concerning the
2 licensing of any alarm ~~or locksmith~~ industry business which is or
3 may be licensed pursuant to the Alarm ~~and Locksmith~~ Industry Act.

4 SECTION 13. AMENDATORY 59 O.S. 2001, Section 1800.13, as
5 amended by Section 13, Chapter 110, O.S.L. 2006 (59 O.S. Supp. 2006,
6 Section 1800.13), is amended to read as follows:

7 Section 1800.13 A. The Commissioner of Health on
8 recommendation of the Alarm ~~and Locksmith~~ Industry Committee may
9 suspend any license, upon the conviction of any individual named on
10 the license or on the application for license of a felony, for a
11 period not to exceed thirty (30) days pending a full investigation
12 by the Committee. Such investigation shall be initiated within the
13 thirty-day period of the suspension. A final determination by the
14 Committee shall result in either removal of the suspension or such
15 sanction as the Commissioner considers appropriate, as provided by
16 the Alarm ~~and Locksmith~~ Industry Act.

17 B. The Commissioner may revoke or suspend any license,
18 reprimand any licensee or deny any application for license or
19 renewal if, in the judgment of the Committee:

20 1. The applicant or licensee has violated any provision of the
21 Alarm ~~and Locksmith~~ Industry Act or any rule or regulation
22 promulgated hereunder;

23 2. The applicant or licensee has committed any offense
24 resulting in the applicant's or licensee's conviction of a felony or

1 crime involving moral turpitude. Provided, however, if the
2 applicant has had no felony convictions at least ten (10) years
3 prior to making application for a license and said applicant has
4 shown the Committee that the applicant has been rehabilitated, the
5 Committee may recommend said applicant for a license;

6 3. The applicant or licensee has practiced fraud, deceit, or
7 misrepresentation;

8 4. The applicant or licensee has made a material misstatement
9 in any information required by the State Board of Health; or

10 5. The applicant or licensee has demonstrated incompetence or
11 untrustworthiness in the applicant's or licensee's actions.

12 C. The Committee shall, before final action under subsection B
13 of this section, provide thirty (30) days of written notice to the
14 applicant or licensee involved, of the action intended and give
15 sufficient opportunity for such person to request a hearing before
16 the Committee and the Commissioner and to be represented by an
17 attorney. A hearing shall be scheduled by the Committee if so
18 requested.

19 D. In the event the Commissioner denies the application for, or
20 revokes or suspends, any license or imposes any reprimand, a record
21 of such action shall be in writing and officially signed by the
22 Commissioner. The original copy shall be filed with the State Board
23 of Health and a copy mailed to the affected applicant or licensee
24 within two (2) days of the final action taken by the Commissioner.

1 E. Notice of the suspension or revocation of any license by the
2 Commissioner shall be sent by the Committee to law enforcement
3 agencies and fire departments in the principal areas of operation of
4 the licensee.

5 F. A suspended license shall be subject to expiration and may
6 be renewed as provided by the Alarm ~~and Locksmith~~ Industry Act,
7 regardless of suspension. Provided, such renewal shall not remove
8 the suspension.

9 G. A revoked license terminates on the date of revocation and
10 cannot be reinstated. Provided, the Commissioner may reverse the
11 revocation action. Any licensee whose license is revoked shall
12 apply for a new license and meet all requirements for a license as
13 stated in the Alarm ~~and Locksmith~~ Industry Act prior to engaging in
14 any alarm ~~or locksmith~~ industry business activities. The Committee
15 and the Commissioner shall take action on the new application and
16 may require additional safeguards against such acts by the applicant
17 as may have been the cause of the revocation of the prior license.

18 SECTION 14. AMENDATORY 59 O.S. 2001, Section 1800.14, as
19 amended by Section 14, Chapter 110, O.S.L. 2006 (59 O.S. Supp. 2006,
20 Section 1800.14), is amended to read as follows:

21 Section 1800.14 There is hereby created in the State Treasury a
22 revolving fund for the State Department of Health, to be designated
23 the "Alarm ~~and Locksmith~~ Industry Revolving Fund". The fund shall
24 be a continuing fund, not subject to fiscal year limitations, and

1 shall consist of all monies received by the State Department of
2 Health pursuant to the Alarm ~~and Locksmith~~ Industry Act. All monies
3 accruing to the credit of said fund are hereby appropriated and may
4 be budgeted and expended by the Department for the purpose of
5 implementing the Alarm ~~and Locksmith~~ Industry Act. Expenditures
6 from said fund shall be made upon warrants issued by the State
7 Treasurer against claims filed as prescribed by law with the
8 Director of State Finance for approval and payment.

9 SECTION 15. AMENDATORY 59 O.S. 2001, Section 1800.15, as
10 amended by Section 15, Chapter 110, O.S.L. 2006 (59 O.S. Supp. 2006,
11 Section 1800.15), is amended to read as follows:

12 Section 1800.15 All costs of administration of the Alarm ~~and~~
13 ~~Locksmith~~ Industry Act shall be paid from fees, monies and other
14 revenue collected pursuant to the provisions of the Alarm ~~and~~
15 ~~Locksmith~~ Industry Act. At no time shall a claim for payment be
16 submitted to the Director of State Finance if the revenue deposited
17 in the Alarm ~~and Locksmith~~ Industry Revolving Fund to the current
18 date does not equal or exceed the total claims for payments made to
19 that date.

20 SECTION 16. AMENDATORY 59 O.S. 2001, Section 1800.16, as
21 amended by Section 16, Chapter 110, O.S.L. 2006 (59 O.S. Supp. 2006,
22 Section 1800.16), is amended to read as follows:

23 Section 1800.16 A. Any individual or person who is found to be
24 in violation of the provisions of the Alarm ~~and Locksmith~~ Industry

1 Act, upon conviction, shall be guilty of a misdemeanor and shall be
2 punished by confinement in the county jail for a period not to
3 exceed one (1) year or by the imposition of a fine not to exceed
4 Five Hundred Dollars (\$500.00), or by both such imprisonment and
5 fine.

6 B. 1. In addition to any other penalties provided by law, if
7 after a hearing in accordance with Article II of the Administrative
8 Procedures Act, the State Commissioner of Health finds any person to
9 be in violation of any of the provisions of the Alarm ~~and Locksmith~~
10 Industry Act or the rules promulgated pursuant thereto, the person
11 may be subject to an administrative fine of not more than Two
12 Hundred Dollars (\$200.00) for each violation. Each day a person is
13 in violation may constitute a separate violation. The maximum fine
14 shall not exceed One Thousand Dollars (\$1,000.00).

15 2. All administrative fines collected pursuant to the
16 provisions of this subsection shall be deposited in the Alarm ~~and~~
17 ~~Locksmith~~ Industry Revolving Fund.

18 SECTION 17. AMENDATORY 59 O.S. 2001, Section 1800.17, as
19 amended by Section 17, Chapter 110, O.S.L. 2006 (59 O.S. Supp. 2006,
20 Section 1800.17), is amended to read as follows:

21 Section 1800.17 The State Board of Health is hereby authorized
22 to promulgate, adopt, amend, and repeal rules consistent with the
23 provisions of the Alarm ~~and Locksmith~~ Industry Act for the purpose
24 of governing the establishment and levying of administrative fines

1 and the examination and licensure of alarm ~~or locksmith~~ companies,
2 managers, technicians, and salespersons.

3 SECTION 18. It being immediately necessary for the preservation
4 of the public peace, health and safety, an emergency is hereby
5 declared to exist, by reason whereof this act shall take effect and
6 be in full force from and after its passage and approval.

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