

1 STATE OF OKLAHOMA

2 1st Session of the 52nd Legislature (2009)

3 HOUSE BILL 2157

By: Armes

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6 AS INTRODUCED

7 An Act relating to professions and occupations;  
8 amending 59 O.S. 2001, Section 1505, which relates to  
9 the Oklahoma Pawnshop Act; requiring continuing  
10 education for license renewal; providing for hours  
and curriculum requirements; providing for  
promulgation of rules; providing an effective date;  
and declaring an emergency.

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

14 SECTION 1. AMENDATORY 59 O.S. 2001, Section 1505, is  
15 amended to read as follows:

16 Section 1505. A. Upon the filing of an application and bond  
17 and payment of the annual license fee of One Hundred Dollars  
18 (\$100.00) and an investigation fee of One Hundred Twenty-five  
19 Dollars (\$125.00), the Administrator shall conduct an investigation.  
20 If he finds that the financial responsibility, experience, character  
21 and general fitness of the applicant are such as to warrant belief  
22 that the business will be operated lawfully and fairly, within the  
23 purposes of Section 1501 et seq. of this title, and the applicant  
24 meets the eligibility requirements of Section 7 1503A of this act

1 title, he shall grant the application and issue to the applicant a  
2 license which will evidence his authority to do business under the  
3 provisions of Section 1501 et seq. of this title. Provided, that if  
4 a license is granted pursuant to an application filed after June 30  
5 of any year the license fee for the balance of such year shall be  
6 Fifty Dollars (\$50.00).

7 B. If the Administrator does not so find facts sufficient to  
8 warrant issuance of a license, he shall notify the applicant. If  
9 within thirty (30) days of such notification the applicant requests  
10 a hearing on the application, a hearing shall be held within sixty  
11 (60) days after the date of the request. In the event of the denial  
12 of a license, the investigation fee shall be retained by the  
13 Administrator, but the annual license fee shall be returned to the  
14 applicant.

15 C. The Administrator shall grant or deny each application for  
16 license within sixty (60) days from its filing with the required  
17 fees, or from the hearing thereon, if any, unless the period is  
18 extended by written agreement between the applicant and the  
19 Administrator.

20 D. No license to engage in the business of a pawnbroker shall  
21 be issued for any location where a license has been issued and is in  
22 effect under the provisions of Section 3-501 et seq. of Title 14A of  
23 the Oklahoma Statutes. The word "location" as used in this  
24 subsection means the entire space in which a Title 14A licensee

1 conducts business. No pawnshop may be connected with any location  
2 in which a Title 14A licensee conducts business, except by a  
3 passageway to which the public is not admitted.

4 E. Beginning January 1, 2010, each licensed pawnbroker, as a  
5 condition of license renewal, shall submit to the Administrator  
6 evidence of completion of a specified number of hours of continuing  
7 education that has been completed within the twelve (12) months  
8 immediately preceding the term for which the license is to be  
9 issued. The number of hours and the curriculum required for each  
10 license renewal term shall be determined by the Oklahoma Pawnbrokers  
11 Association. If the number of hours and curriculum are approved by  
12 the Administrator, the Administrator shall promulgate rules to  
13 implement the required hours and curriculum.

14 SECTION 2. This act shall become effective July 1, 2009.

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

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20 52-1-5506 LRB 12/10/08

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