

1 STATE OF OKLAHOMA

2 2nd Session of the 53rd Legislature (2012)

3 HOUSE BILL 2772

By: Stiles

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5
6 AS INTRODUCED

7 An Act relating to crimes and punishments; defining
8 terms; making certain acts unlawful; providing
9 penalty; providing for codification; and providing an
10 effective date.

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

12 SECTION 1. NEW LAW A new section of law to be codified
13 in the Oklahoma Statutes as Section 1731.2 of Title 21, unless there
14 is created a duplication in numbering, reads as follows:

15 A. As used in this section:

16 1. "Retail theft detector" means an electrical, mechanical,
17 electronic, or magnetic device used to prevent or detect shoplifting
18 and includes any article or component part essential to the proper
19 operation of the device;

20 2. "Shielding or deactivation instrument" means any item or
21 tool designed, made, or adapted for the purpose of preventing the
22 detection of stolen merchandise by a retail theft detector. The
23 term includes a metal-lined or foil-lined shopping bag and any item
24 used to remove a security tag affixed to retail merchandise; and

1 3. "Fire exit alarm" means a device designed to sound an alarm
2 when a fire exit is opened or an attempt to open a fire exit is
3 made.

4 B. Any person, while committing the offense of larceny of
5 merchandise from a retailer, who intentionally, knowingly or
6 recklessly:

7 1. Causes a fire exit alarm to sound or otherwise become
8 activated;

9 2. Deactivates or otherwise prevents a fire exit alarm or
10 retail theft detector from sounding; or

11 3. Uses a shielding or deactivation instrument to prevent or
12 attempt to prevent detection of the offense by a retail theft
13 detector,
14 shall, upon conviction, be guilty of a misdemeanor punishable by
15 imprisonment in the county jail for not more than one (1) year, or a
16 fine of Five Hundred Dollars (\$500.00), or by both such fine and
17 imprisonment.

18 SECTION 2. This act shall become effective November 1, 2012.

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20 53-2-8279 GRS 01/12/12

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