

1 STATE OF OKLAHOMA

2 2nd Session of the 54th Legislature (2014)

3 SENATE BILL 2002

By: Shortey

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6 AS INTRODUCED

7 An Act relating to charities; requiring charitable
8 donation bins and drop site containers to have
9 certain sign posted; stated contents of sign posting;
10 providing period for compliance; setting penalty for
11 noncompliance; authorizing certain seizure and
12 forfeiture for violation; providing for notice of
13 seizure and forfeiture; authorizing sale and deposit
14 of funds from seizure and forfeiture; providing for
15 donation of certain property forfeited; granting
16 certain immunity; providing for codification;
17 providing an effective date; and declaring an
18 emergency.

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1 numbers issued to such charity, and the address and phone number of
2 the charity's primary business location.

3 On and after ninety (90) days after the effective date of this
4 act or September 1, 2014, whichever date is the first to occur, no
5 charity shall be permitted to continue using any unmanned donation
6 bin or drop site container without the required sign posting
7 specified in this section.

8 Failure of a charity to obtain and place the required sign
9 posting on each of its unmanned donation bins and drop site
10 containers after the ninety-day period or September 1, 2014,
11 whichever occurs first, shall subject the donation bin or drop site
12 container to removal by the local jurisdiction where it is located.
13 Failure to comply with the provision of this section may
14 additionally subject the charity to an administrative fine imposed
15 by the local jurisdiction where such donation bin or drop site
16 container is located. A municipality may seize and forfeit any
17 donation bin or drop site container located in its jurisdiction if
18 such donation bin or drop site container remains without the proper
19 sign posting on or after a ten-day notice of intent to seize and
20 forfeit the donation bin or drop site container is given by posting.
21 The notice shall be posted on the donation bin or drop site
22 container subject to seizure and forfeiture with clear language
23 requiring the charity to either comply with the sign posting or
24 notify the jurisdiction within ten (10) days after the notice

1 posting date. Any seized and forfeited property may be sold and the
2 proceeds deposited in the general fund of the jurisdiction or given
3 to another charitable organization which is in compliance with the
4 laws of this state for charitable organizations. The jurisdiction
5 utilizing the seizure and forfeiture procedure provided by this
6 section shall be immune from liability to the charity and to any
7 person donating to such donation bin or drop site container so
8 seized and forfeited.

9 SECTION 2. This act shall become effective July 1, 2014.

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

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