

1 STATE OF OKLAHOMA

2 1st Session of the 55th Legislature (2015)

3 SENATE BILL 380

By: Newberry

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7 AS INTRODUCED

8 An Act relating to the Alarm and Locksmith Industry
9 Act; amending 59 O.S. 2011, Section 1800.3, as last
10 amended by Section 1, Chapter 22, O.S.L. 2013 (59
11 O.S. Supp. 2014, Section 1800.3), which relates to
exemptions; adding certain exemption; requiring
background check; limiting an agent's access to
information; and providing an effective date.

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

15 SECTION 1. AMENDATORY 59 O.S. 2011, Section 1800.3, as
16 last amended by Section 1, Chapter 22, O.S.L. 2013 (59 O.S. Supp.
17 2014, Section 1800.3), is amended to read as follows:

18 Section 1800.3. The Alarm and Locksmith Industry Act shall not
19 apply to:

20 1. An officer or employee of this state, the United States or a
21 political subdivision of either, while the employee or officer is
22 engaged in the performance of official duties;

23 2. An individual who owns and installs alarm devices,
24 mechanical or electronic security devices and locks on the

1 individual's own property or, if the individual does not charge for
2 the device or its installation, installs it for the protection of
3 the individual's personal property located on another's property,
4 and does not install the alarm devices, mechanical or electronic
5 security devices and locks as a normal business practice on the
6 property of another;

7 3. The sale of alarm or lock systems designed or intended for
8 customer or user installation;

9 4. The sale, installation, service, or repair of alarm systems
10 or electronic security devices such as electronic access control,
11 closed circuit television, nurse call systems and the like by
12 individuals licensed pursuant to the Electrical License Act;

13 5. The locksmith industry activities of tow truck operators
14 from their towing vehicles or repossession agents within the
15 execution of their duties;

16 6. Locksmith industry activities of persons primarily engaged
17 in selling lumber and other building materials who hold a sales tax
18 permit as a Group One vendor authorized to engage in business within
19 this state pursuant to Sections 1363 and 1364 of the Oklahoma Sales
20 Tax Code; ~~or~~

21 7. The solicitation of a potential alarm system customer by a
22 person via telephone or electronic device on behalf of an Oklahoma
23 licensed alarm company for the sale of an alarm system; or
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1 8. The sale of an alarm system in a retail setting by an agent
2 of an Oklahoma licensed alarm or locksmith company. The licensed
3 alarm or locksmith company shall conduct a background check of such
4 agent before employment. The agent shall not be involved in the
5 designing, planning, specifying or laying out of a customer's
6 burglar alarm system, nor shall the agent be permitted access to a
7 customer's unique alarm access codes or other confidential
8 information aside from a customer's personal and financial
9 information necessary to complete the sale..

10 SECTION 2. This act shall become effective November 1, 2015.

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